

**MONTEREY COUNTY WATER RESOURCES AGENCY
BOARD OF SUPERVISORS
MCWRA ZONE 17**

Resolution No. 13-_____

A Resolution of the Board of Supervisors of the Monterey)
County Water Resources Agency levying assessments in)
Zone 17 for the Fiscal Year 2013-2014 to impose benefit)
assessments to finance the maintenance and operation costs)
of drainage and flood control activities conducted by)
the Agency.)

WHEREAS, The Agency Board of Supervisors on February 28, 1984, adopted Ordinance No. 2974, establishing benefit assessments in Zone 17 of the Agency. That ordinance also provided for yearly increases in the assessments, not to exceed yearly cost of living increases. Thereafter, at an election held on June 5, 1984, the voters in Zone 17, approved Ordinance No. 2974 and the assessments established therein. Under Government Code Sec. 54717(c), as under the original enabling legislation, no further election is required for subsequent assessments in Zones 08, 09, and 12, that comply with the conditions set forth in Ordinance No. 2974. The Board determines that the costs of the services to be financed are as set forth in the report to the Board by the MCWRA General Manager.

WHEREAS, In said ordinance, the Board authorized and directed the levy of assessments in Zones 17 to pay for flood control projects in the Salinas Valley,

WHEREAS, The financing component of the flood control projects provide for the assessments to be increased by the allowable rate as provided by the yearly CPI index, not to exceed the yearly cost of living increases. The Fiscal Year 2013-2014 assessments include a CPI increase of 2.4% over Fiscal Year 2012-2013.

NOW, THEREFORE, BE IT RESOLVED that,

Section 1. Levy of Assessments in Zone 17. Pursuant to MCWRA Ordinance Nos. 2974, assessments for the fiscal year July 1, 2013, through June 30, 2014, are hereby levied on all property in the categories described below located in Zone 17, for Monterey County Water Resources Agency, at the charge per acre set forth for the land use categories specified, as follows:

Benefit assessments for Zone 17 are hereby fixed and established for the Fiscal Year 2013-14. The assessment shall be imposed on all land in Zone 17 of the Monterey County Water Resources Agency and shall be computed in accordance with the following schedule:

<u>Assessment Group Code</u>	<u>Land Use Category</u>	<u>Assessment Per Acre</u>
A	Commercial or industrial purposes.	\$18.76
B	Institutional purposes, such as churches schools, and hospitals, and for apartments or other multiple living unit residential purposes such as mobile home parks, in excess of four units.	\$14.07
C	Single-family residential purposes on parcels of one quarter acre or smaller, or for multiple living residential purposes containing not more than four units and on parcels of one quarter acre or smaller. Those portions of Group C land exceeding one quarter acre are assessed at Group E, F, and G, rates depending on usage.	\$18.76
E	Vacant land not in its undisturbed natural state, used for agriculture, open space, salt ponds or similar purposes, and which is tilled, planted farmed, or irrigated.	\$ 9.38
F	Vacant land in its undisturbed natural state, not tilled, planted, farmed, or irrigated.	\$ 4.69
G	Vacant grazing land in its undisturbed natural state, not tilled, planted, farmed, or irrigated; or undisturbed vacant land having a slope greater than 35%. (Note: Land in this new Group was formerly F.)	\$ 0.24
H	Marsh and wetlands if undisturbed and subject to periodic inundation.(Note: in years prior to 1997-1998 this group was G.)	\$ 0.00
I	Group I Land Use Category: land receiving no charge.	\$ 0.00

The minimum acreage for which a parcel in any of the above groups shall be assessed is 1/4 acre.

Section 2. Collection of assessments. All county officers charged with the duty of collecting taxes shall collect MCWRA assessments with the regular tax payments to the county. The assessments shall be collected in the same form and manner as county taxes are collected, and shall be paid to the MCWRA.

Section 3. Lien on property. The benefit assessments fixed herein shall be a lien on all property against which the assessment is imposed. Liens for the assessments shall be of the same force and effect as other liens for taxes, and their collection may be enforced by the same means as provided for the enforcement of liens for state and county taxes.

Section 4. Use of proceeds. The assessments collected pursuant to this resolution shall be used exclusively to pay the costs the flood control projects in Zone 17, including, but not limited to, the costs of planning, design, property acquisition, construction, operation and maintenance, and debt service.

Section 5. Certified copies. The Secretary of the MCWRA shall deliver certified copies of this resolution to the Board of Supervisors of Monterey County and to the Auditor of Monterey County.

Section 6. Severability. If any section, subsection, sentence, clause, or phrase of this resolution is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this resolution. The Board of Supervisors hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

PASSED AND ADOPTED upon motion of Supervisor _____,
seconded by Supervisor _____, and carried this _____ day of _____,
2013, by the following vote, to wit:

AYES:

NOES:

ABSENT:

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof Minute Book _____, on _____.

Dated: _____

Gail T. Borkowski, Clerk of the Board of Supervisors, County of Monterey,
State of California.

By _____
Deputy