Attachment 3



Before the Board of Supervisors in and for the County of Monterey, State of California

Resolution No. 05-120

Adopt a Resolution to create the Moss Landing Area Rule 20A and 20B Underground Utility District in the Community of Moss Landing)

BE IT RESOLVED by the Board of Supervisor of the County of Monterey as follows:

WHEREAS, in accordance with Ordinance No. 1640, dated November 22, 1968, a public hearing was called for on June 7, 2005, at the hour of 10:30 a.m. in the Board of Supervisors Chambers, Courthouse, Salinas, California, to ascertain whether public necessity, health, safety, or welfare requires the removal of poles, overhead wires, and associated overhead structures, and provide new underground installation of wires and facilities for supplying electricity, communications, or similar or associated services within the area described in Exhibit "A", attached hereto and made a part hereof; and

WHEREAS, such hearing has been duly and regularly held, and all persons interested have been given an opportunity to be heard.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Monterey hereby finds and determines that the public necessity, health, safety, and welfare requires the removal of poles, overhead wires, and associated structures, to be replaced by new underground installation of wires and facilities for supplying electricity, communications, or similar or associated services in the Underground Utility District No. 14.

IT IS FURTHER RESOLVED THAT all poles, overhead wires and associated overhead structures shall be removed and underground installations made in said Underground Utility District within the following times:

- a. Underground installation by utility companies and reconnection no later than December 2009.
- b. Removal of poles, overhead wires, and other associated overhead structures no later than May 2010.

RESOLVED, FURTHER, that the Clerk within ten (10) days after the adoption of this resolution shall mail a copy hereof and a copy of Ordinance No. 1640 to affected utility companies.

RESOLVED, FURTHER, that the Board of Supervisors hereby finds as follows:

The Underground Utility District herein created is in the general public interest for the following reason:

"The County road in the District is extensively used by the general public and carries a heavy volume of vehicular traffic."

PASSED AND ADOPTED on this 7th day of June 2005, upon motion of Supervisor Potter seconded by Supervisor Armenta and carried by the following vote:

AYES:

Supervisors Armenta, Lindley, Potter

NOES:

None

ABSENT:

Supervisors Smith and Calcagno

l, Lew C. Bauman, 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 resolution of said Board of Supervisors duly made and entered in the minutes thereof at page— of Minute Book 72, on June 7 2005.

Dated: June 7 2005.

Lew C. Bauman, Clerk of the Board of Supervisors, County of Monterey, State of California.

Deputy

Exhibit "A" Proposed Boundaries Location Description

(3 pages)

Moss Landing Underground Utility District

All that certain real property situated in the County of Monterey, State of California, described as follows:

BEGINNING at a point of intersection with the southerly right of way line of Potrero Road and the projection to the easterly right of way line of State Highway # 1 as shown in book 133, at page 19, of those certain Books entitled "Assessors Parcel Map", Records of Monterey County, California; thence

- 1. Northwesterly to a point on the westerly boundary of State Highway # I and also being the southeast corner of assessors parcel 133-221-006 as shown on said "Assessors Parcel Map" in book 133, at page 22; thence
- 2. Northerly along the westerly boundary of said State Highway # 1 to the intersection with the northerly boundary line of Moss Landing Road; thence
- 3. Curving southerly and southwesterly along the northerly boundary of Moss Landing Road; thence running
- 4. Westerly along said northerly boundary of Moss Landing Road to the easterly boundary line of the Moss Landing Harbor District; thence
- 5. Northerly, westerly and southerly around the perimeter of said Moss Landing Harbor District to the north boundary of Sandholdt Road at the bridge; thence
- Westerly along the northerly boundary of Sandholdt Road to the most southerly corner of assessors parcel # 133-231-006 Records of Monterey County, California; thence
- 7. Northeasterly along the easterly boundary of Assessors Sub of Lot A-Monterey City Lands track No.3 to the angle point 31.62 feet northeast of the northeast corner of assessors parcel # 133-231-001 Records of Monterey County, California; thence
- 8. Northerly along said easterly boundary of Assessors Sub of Lot A-Monterey City Lands track No.3 to the northeast corner of assessors parcel # 133-241-004 Records of Monterey County, California; thence
- 9. Northwesterly along said easterly boundary of Assessors Sub of Lot A-Monterey City Lands track No.3 to the northeast corner of assessors parcel # 133-251-006 Records of Monterey County, California; thence
- 10. Northeasterly along the southerly boundary of assessors parcel # 133-251-012 to the southeast corner of said parcel; thence
- 11. Northwesterly along the easterly boundary to the most northerly corner of said assessors parcel # 133-251-012 Records of Monterey County, California; thence
- 12. Southwesterly along the Harbor Channel to the most westerly corner of assessors parcel # 133-252-001 Records of Monterey County, California; thence
- Southeasterly along Monterey Bay to the angle point on the westerly boundary of assessors parcel # 133-242-010 Records of Monterey County, California; thence

- 14. Southerly along the Monterey Bay Boundary to the southwest corner of assessors parcel # 133-232-006 Records of Monterey County, California; thence
- 15. Southeasterly along the southerly boundary of said parcel # 133-232-006 and along the southerly boundary of assessors parcel # 133-233-001 to the southeasterly corner of said assessors parcel # 133-233-001 Records of Montercy County, California; thence
- 16. Northeasterly along the easterly boundary of said assessors parcel # 133-233-001 to the northeasterly corner of said parcel; thence
- Southeasterly across the old Salinas River Channel to the northwest corner of assessors parcel # 133-212-009 Records of Monterey County, California; thence
- 18. Southwesterly along the westerly boundary of the following assessors parcels # 133-212-009, # 133-201-016 and # 133-201-021 to the southwest corner of said assessors parcels # 133-201-021 Records of Monterey County, California; thence
- 19. Southeasterly along the southern boundary of said assessors parcels # 133-201-021 to the northwest corner of the New Moss Landing Heights Tract No. 164 Subdivision as shown in book 133, at page 19, of those certain Books entitled "Assessors Parcel Map", Records of Montercy County, California: thence
- 20. Southerly along the western boundary of said New Moss Landing Heights Subdivision to a point that intersects with the projection of the northerly right of way line of Potrero Road as shown in book 133, at page 19, of those certain Books entitled "Assessors Parcel Map", Records of Monterey County, California; thence
- 21. Westerly, southerly and easterly around the perimeter of said Potrero Road to the point of beginning.

EXP 12/31/06
NO. 7544

EXP CALIFORNIA

Jerry L Combs PLS 7544 Monterey County Public Works Chief of Surveys

END OF DOCUMENT

Proposed Boundaries

Moss Landing Underground Utility District No. 14

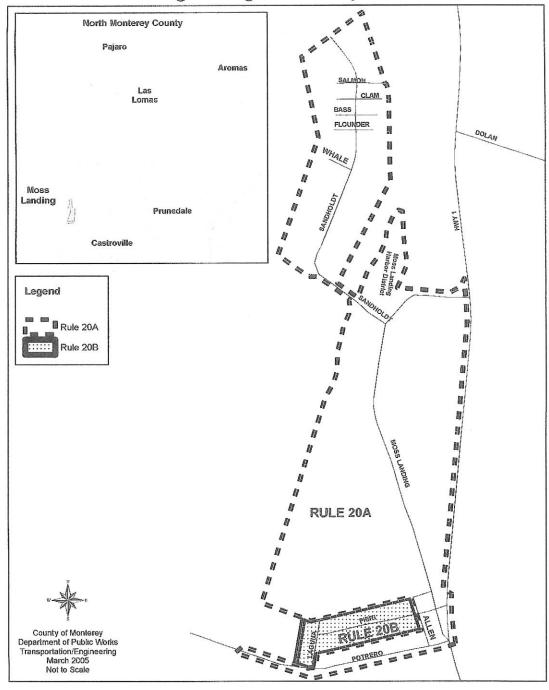


EXHIBIT "B"

Moss Landing Underground Utility District

All that certain real property situated in the County of Monterey, State of California, described as follows:

BEGINNING at a point of intersection with the southerly right of way line of Potrero Road and the projection to the easterly right of way line of State Highway # 1 as shown in book 133, at page 19, of those certain Books entitled "Assessors Parcel Map", Records of Monterey County, California; thence

- 1. Northwesterly to a point on the westerly boundary of State Highway # 1 and also being the southeast corner of assessors parcel 133-221-006 as shown on said "Assessors Parcel Map" in book 133, at page 22; thence
- 2. Northerly along the westerly boundary of said State Highway # 1 to the intersection with the northerly boundary line of Moss Landing Road; thence
- 3. Curving southerly and southwesterly along the northerly boundary of Moss Landing Road; thence running
- 4. Westerly along said northerly boundary of Moss Landing Road to the easterly boundary line of the Moss Landing Harbor District; thence
- 5. Northerly, westerly and southerly around the perimeter of said Moss Landing Harbor District to the north boundary of Sandholdt Road at the bridge; thence
- o. Westerly along the northerly boundary of Sandholdt Road to the most southerly corner of assessors parcel # 133-231-006 Records of Monterey County, California; thence
- 7. Northeasterly along the easterly boundary of Assessors Sub of Lot A-Monterey City Lands track No.3 to the angle point 31.62 feet northeast of the northeast corner of assessors parcel # 133-231-001 Records of Monterey County, California; thence
- 8. Northerly along said easterly boundary of Assessors Sub of Lot A-Monterey City Lands track No.3 to the northeast corner of assessors parcel # 133-241-004 Records of Monterey County, California; thence
- 9. Northwesterly along said easterly boundary of Assessors Sub of Lot A-Monterey City Lands track No.3 to the northeast corner of assessors parcel # 133-251-006 Records of Monterey County, California; thence
- 10. Northeasterly along the southerly boundary of assessors parcel # 133-251-012 to the southeast corner of said parcel; thence
- 11. Northwesterly along the easterly boundary to the most northerly corner of said assessors parcel # 133-251-012 Records of Monterey County, California; thence
- 12. Southwesterly along the Harbor Channel to the most westerly corner of assessors parcel # 133-252-001 Records of Monterey County, California; thence
- .3. Southeasterly along Monterey Bay to the angle point on the westerly boundary of assessors parcel # 133-242-010 Records of Monterey County, California; thence

- 14. Southerly along the Monterey Bay Boundary to the southwest corner of assessors parcel # 133-232-006 Records of Monterey County, California; thence
- 15. Southeasterly along the southerly boundary of said parcel # 133-232-006 and along the southerly boundary of assessors parcel # 133-233-001 to the southeasterly corner of said assessors parcel # 133-233-001 Records of Monterey County, California; thence
- 16. Northeasterly along the easterly boundary of said assessors parcel # 133-233-001 to the northeasterly corner of said parcel; thence
- 17. Southeasterly across the old Salinas River Channel to the northwest corner of assessors parcel # 133-212-009 Records of Monterey County, California; thence
- 18. Southwesterly along the westerly boundary of the following assessors parcels # 133-212-009, # 133-201-016 and # 133-201-021 to the southwest corner of said assessors parcels # 133-201-021 Records of Monterey County, California; thence
- 19. Southeasterly along the southern boundary of said assessors parcels # 133-201-021 to the northwest corner of the New Moss Landing Heights Tract No. 164 Subdivision as shown in book 133, at page 19, of those certain Books entitled "Assessors Parcel Map", Records of Monterey County, California: thence
- 20. Southerly along the western boundary of said New Moss Landing Heights Subdivision to a point that intersects with the projection of the northerly right of way line of Potrero Road as shown in book 133, at page 19, of those certain Books entitled "Assessors Parcel Map", Records of Monterey County, California; thence
- 21. Westerly, southerly and easterly around the perimeter of said Potrero Road to the point of beginning.

EXP. 12/31/05
NO. 7544

P. P. CALIFORNIA

Jerry L Combs PLS 7544
Monterey County Public

Monterey County Public Works

Chief of Surveys

END OF DOCUMENT

