

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

Resolution No. \_\_\_\_

- a. Conduct a public hearing to consider adoption of a Resolution approving the formation of the Carmel Highlands Area Rule 20A Underground Utility District No. 16.; )
- b. Adopt a Resolution to create the Carmel Highlands Area Rule 20A Underground Utility District No. 16. )
- c. Direct the Clerk of the Board to provide Notice by mail to all affected utilities (Attachment B) and property owners (Attachment D) in the newly created Carmel Highlands Area Rule 20A Underground Utility District No. 16 within ten (10) days of the effective date of said Resolution with said Notice to include a copy of said Resolution and Chapter 14.08 of Title 14 of the Monterey County Code (MCC)..... )

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

WHEREAS, in accordance with the Monterey County Code (MCC) Title 14, Chapter 14.08, Section 14.08.020 *et. seq.* a public hearing was conducted on May 22, 2018, at the hour of 10:30 a.m. in the Board of Supervisors Chambers, Salinas, California, to ascertain whether public necessity, health, safety, or welfare requires the removal of poles, overhead wires, and associated overhead structures, and the installation of underground wires and facilities for supplying electricity, communications, or similar or associated services within the area described in Attachment “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, or 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 which necessitates the creation of Underground Utility District (UUD) No. 16.

IT IS FURTHER RESOLVED THAT all poles, overhead wires and associated overhead structures shall be removed and underground utility installations shall be made in UDD No. 16 within the following times:

- a. Underground installation by utility companies and reconnection no later than December 2030.

- b. Removal of poles, overhead wires, and other associated overhead structures no later than May 2031.

BE IT FURTHER RESOLVED, that the Clerk shall mail a copy of this Resolution, together with a copy of MCC Chapter 14.08 to all affected utilities and all persons owning real property within the UUD within ten (10) days of the adoption of this Resolution creating UUD No. 16.

AND BE IT FURTHER RESOLVED, 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 road right-of-way adjoins or passes through a civic area or public recreation area or an area of unusual scenic interest to the general public.”

### **DECISION**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors, does hereby:

**a.** Approve the formation of the Carmel Highlands Area Rule 20A Underground Utility District (UUD) No. 16 pursuant to the Monterey County Code (MCC) Chapter 14.08; and

**b.** Create the Carmel Highlands Area Rule 20A Underground Utility District No. 16 as described in Attachment “A” (Undergrounding District Boundary) attached hereto and incorporated by this reference; and direct that all poles, overhead wires and associated overhead structures shall be removed and underground utility installations shall be made in said UUD No. 16 within the following times:

**1.** Underground installation by utility companies and reconnection no later than December 2030.

**2.** Removal of poles, overhead wires, and other associated overhead structures no later than May 2031.

**c.** Direct the Clerk of the Board to notify by mail all affected utilities (Attachment B) and property owners (Attachment D) in the newly created Carmel Highlands Area Rule 20A UUD No. 16 within ten (10) days of the adoption of this Resolution. Said notice shall include a copy of this Resolution, which is effective as of the date of adoption, together with a copy of MCC Chapter 14.08.

PASSED AND ADOPTED this 12<sup>th</sup> day of June 2018 by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

I, Nicholas E. Chiulos, Acting 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 at page \_\_\_\_\_ of Minute Book, on \_\_\_\_\_.

Dated:\_\_\_\_\_

Nicholas E. Chiulos  
Acting Clerk of the Board of Supervisors  
County of Monterey, State of California

By\_\_\_\_\_

Deputy