

OLIVEHURST PUBLIC UTILITY DISTRICT

RESOLUTION NO. 2228

**RESOLUTION OF THE BOARD OF DIRECTORS OF
OLIVEHURST PUBLIC UTILITY DISTRICT
CERTIFYING THE COSTS OF ABATEMENT AND AUTHORIZING
THE ADDITION OF DIRECT ASSESSMENT CHARGES
TO COUNTY TAX ROLLS**

WHEREAS, Olivehurst Public Utility District provides fire protection, emergency services and fire prevention to the citizens within its service area;

WHEREAS, in accordance with Section 1103.2.4 of the California Fire Code and Section 14876 *et seq.* of the California Health and Safety Code any weeds and rubbish (as therein defined) may be declared a public nuisance and may be abated by following the procedures outlined in Division 12, Part 5 of the California Health and Safety Code;

WHEREAS, Division 12, Part 5 of the California Health and Safety Code grants the authority to abate public nuisances caused by weeds or rubbish to, among other entities, districts such as Olivehurst Public Utility District;

WHEREAS, Olivehurst Public Utility District has accepted authority and responsibility under Division 12, Part 5 of the California Health and Safety Code for abating public nuisances within its boundaries for the purposes of improving fire protection and public safety;

WHEREAS, Olivehurst Public Utility District has identified parcels of real property within its service boundaries that constitute a public nuisance and fire hazard;

WHEREAS, Olivehurst Public Utility District designated its Fire Chief as the officer designated to give Notices to Destroy Weeds and the Fire Chief posted the same in the location and manner required by Division 12, Part 5 of the California Health and Safety Code;

WHEREAS, at its regular meeting on June 17, 2010, the Board of Directors of Olivehurst Public Utility District conducted a hearing to hear and consider all objections and protests to the Notices to Destroy Weeds and, at the conclusion of the hearing, no objections being heard, the Board of Directors overruled all objections whereupon the Board acquired jurisdiction and ordered the performance of the abatement work;

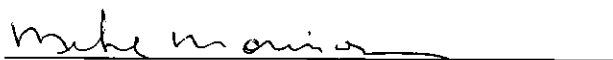
WHEREAS, the abatement work has been completed, the costs and expenses of abatement have been tabulated, and the same has been posted on or near the chamber door of the Board of Directors with a notice of the time when the report will be submitted to the Board for confirmation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Olivehurst Public Utility District as follows:

1. The above recitals are true and correct.
2. Attached and incorporated herein by reference as Exhibit "A" is an itemized report showing the cost of removing the weeds on or in front of each separate lot or parcel of land, or both.
3. The Board of Directors has heard and considered any and all objections to the report attached as Exhibit "A" by the property owners liable to be assessed for the work of abatement.
4. Having heard and considered any and all objections, the Board of Directors confirms the report attached as Exhibit "A".
5. The amounts listed on the report attached as Exhibit "A" constitute a lien on the abated properties for the amount of the respective assessments. The costs confirmed include investigation, boundary determination, measurement, clerical, and other related costs incurred by Olivehurst Public Utility District in enforcement the abatement upon the parcels.
6. The Board of Directors delegates the authority to the General Manager of Olivehurst Public Utility District to provide a copy of the confirmed report, attached as Exhibit "A", to the Yuba County auditor on or before the tenth (10th) day of August, 2009, and to perform such other further acts and assurances so that the auditor shall enter the amounts of the respective assessments against the respective parcels of land as they appear on the current assessment roll.


PASSED AND ADOPTED this 4th day of August 2010.

OLIVEHURST PUBLIC UTILITY DISTRICT



President, Board of Directors

ATTEST:



District Clerk & ex-officio Secretary

APPROVE AS TO FORM AND LEGAL
SUFFICIENCY



Legal Counsel

* * * * *

I hereby certify that the foregoing is a full, true and correct copy of a Resolution duly adopted and passed by the Board of Directors of the Olivehurst Public Utility District, Yuba County, California, at a meeting thereof held on the 4th day of August 2010, by the following vote:

AYES, AND IN FAVOR THEREOF : Director Patty, King, Hollis, and Morrison.
NOES : None.
ABSTAIN : None.
ABSENT : Director Dougherty.

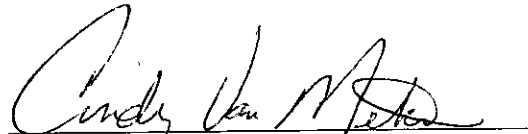

District Clerk & ex-officio Secretary

EXHIBIT A

Olivehurst Fire Department

Amounts to be added to tax rolls (2010)

	Parcel Number	House	Street	Cost	Fee	Total
1	013-081-002-000	4928	OKMULGEE	154.00	60.00	214.00
2	013-082-007-000	1859	TURPEN	239.00	60.00	299.00
3	013-082-024-000	1829	TURPEN	239.00	60.00	299.00
4	013-112-025-000	4867	BEAVER	154.00	60.00	214.00
5	013-112-027-000	4833	BEAVER	120.00	60.00	180.00
6	013-120-020-000	1643	8TH	188.00	60.00	248.00
7	013-130-075-000	4856	TATUM	69.00	60.00	129.00
8	013-130-076-000	4859	TATUM	69.00	60.00	129.00
9	013-170-015-000	1724	8TH	273.00	60.00	333.00
10	013-190-037-000	4789	FLEMING	307.00	60.00	367.00
11	013-190-044-000		FLEMING	324.00	60.00	384.00
12	013-190-072-000	4774	SUGARPINE	238.00	60.00	298.00
13	013-220-001-000	1682	9TH	280.00	60.00	340.00
14	013-232-028-000	4693	ARDMORE	324.00	60.00	384.00
15	013-251-003-000	4686	PACIFIC	324.00	60.00	384.00
16	013-251-032-000	4643	ARBOGA	103.00	60.00	163.00
17	013-282-027-000	4665	ARDMORE	324.00	60.00	384.00
18	013-300-036-000		ARBOGA	324.00	60.00	384.00
19	013-310-017-000	4606	OLIVEHURST	324.00	60.00	384.00
20	013-340-027-000	1884	MEADOW	69.00	60.00	129.00
21	013-410-083-000	1309	MELODY	324.00	60.00	384.00
22	013-431-002-000	1645	2ND	360.00	60.00	420.00
23	013-431-024-000	5224	CHESTNUT	360.00	60.00	420.00
24	013-440-011-000	1576	2ND	239.00	60.00	299.00
25	013-462-001-000	5140	LINDHURST	360.00	60.00	420.00
26	013-480-002-000	1636	3RD	103.00	60.00	163.00
27	013-480-010-000	1669	4TH	290.00	60.00	350.00
28	013-480-053-000	1690	4TH	440.00	60.00	500.00
29	013-511-011-000	5056	OLIVEHURST	360.00	60.00	420.00
30	013-530-004-000	5014	POWERLINE	440.00	60.00	500.00
31	013-630-014-000	1601	RODEO	103.00	60.00	163.00
32	013-710-004-000	1731	GRIEGO	137.00	60.00	197.00
33	014-032-012-000	1959	14TH	103.00	60.00	163.00
34	014-041-009-000	4436	COLLEGE	171.00	60.00	231.00
35	014-132-027-000	1969	MCGOWAN	188.00	60.00	248.00
36	014-141-014-000	4084	MARY	360.00	60.00	420.00
37	014-143-027-000	4231	GEORGE	171.00	60.00	231.00
	Total Costs			8,955.00	2,220.00	11,175.00