

RESOLUTION NO. 2022-2260

**A RESOLUTION CONFIRMING THE ANNUAL SEWER SERVICE CHARGE
AND SUPPLEMENTAL SERVICE CHARGES FOR THE
LAS GALLINAS VALLEY SANITARY DISTRICT
FOR THE FISCAL YEAR 2022-23 AND PROVIDING FOR THE COLLECTION OF SEWER
SERVICE CHARGES ON THE TAX ROLL**

RESOLVED, by the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California, as follows:

WHEREAS, the District did on June 17, 2021 have a Public Hearing on the Proposed Increase in Sewer Service Charges; and

WHEREAS, the Board did on June 17, 2021 adopt Ordinance No. 187, which adopted the annual rate increases for two fiscal years as outlined in the Proposition 218 Notification, a copy of which is attached as Exhibit A and incorporated into this resolution; and

WHEREAS, the Board did on June 17, 2021 adopt Resolution No. 2021-2219 confirming the annual sewer services charges for fiscal years 2021-22 and 2022-23; and

WHEREAS, the Board pursuant to the adoption of Ordinance No. 187 desires to affirm that the maximum annual sewer service charge for the fiscal year 2022-23 is \$1,122 per year starting on July 1, 2022 as indicated in the Proposition 218 Notification referred to above; and

WHEREAS, the Board finds that the annual sewer service charge is supported by evidence in the study commissioned by the District staff and the charge meets the legal requirements of the California Constitution, Article XIII D, § 6 and Government Code §§ 53750 et seq.; and

WHEREAS, on June 4, 2009, the Board approved Ordinance No. 142, An Ordinance Amending Title 5, Chapter 2, of the Ordinance Code of the Las Gallinas Valley Sanitary District, Regarding the Marin Lagoon Sewer Service Surcharge that the following sanitary sewer service surcharge, in addition to the annual sewer service charge, shall be:

Marin Lagoon Homeowners Association \$110 per annum, and

WHEREAS, on June 4, 2009, the Board approved Ordinance No.143, An Ordinance Adding Title 5, Chapter 3, of the Ordinance Code of the Las Gallinas Valley Sanitary District, Regarding the Captains Cove Sewer Service Surcharge that the following sanitary sewer service surcharge, in addition to the annual sewer service charge, shall be:

Captains Cove Homeowners Association \$100 per annum.

NOW THEREFORE, the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California, hereby resolves that,

1. The annual sewer service charge of \$1,122 per sanitary unit shall be the rate for the fiscal year 2022-23.
2. The annual sanitary sewer service surcharge for the Marin Lagoon HOA of \$110 per annum and Captains Cove HOA of \$100 per annum will added to the sewer service charge above for the fiscal year 2022-23.

BE IT FURTHER RESOLVED, that the Las Gallinas Valley Sanitary District, Marin County does hereby elect, pursuant to section 5473 of the Health and Safety Code of the State of California, to have those certain sewer charges established by said District for services and facilities furnished by it, pursuant to ordinances thereof duly passed and adopted by the Sanitary Board of the District, collected on the tax roll of the County of Marin, State of California, in the manner provided pursuant to Sections 5470 through 5473.11 of the Health and Safety Code of the State of California and said ordinances of said District.

* * * * *

I hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly passed and adopted by the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California, at a meeting thereof held on June 16, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Members: *Clark, Ford, Murray, Schriebman, Yezman.*

NOES, Members: *None.*

ABSENT, Members: *None.*

ABSTAIN, Members: *None.*



Dale McDonald, Acting District Secretary,
Las Gallinas Valley Sanitary District

APPROVE:



Judy Schriebman, Board President
Las Gallinas Valley Sanitary District

(seal)

