

RESOLUTION NO. 2023-2310

**A RESOLUTION CONFIRMING THE ANNUAL SEWER SERVICE CHARGE
AND SUPPLEMENTAL SERVICE CHARGES FOR THE
LAS GALLINAS VALLEY SANITARY DISTRICT
FOR THE FISCAL YEARS 2023-2024 THROUGH 2026-2027 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 30, 2023 have a Public Hearing on the Proposed Increase in Sewer Service Charges; and

WHEREAS, the Board did on June 30, 2023 adopt Ordinance No. 192, which adopted the annual rate increases 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 pursuant to the adoption of Ordinance No. 192 desires to affirm that the maximum basic annual sewer service charge rate for the fiscal year 2023-2024 is \$1,233 per year starting on July 1, 2023, and that the maximum basic annual sewer service charge rate for the fiscal year 2024-2025 is \$1,356 per year and starting on July 1, 2024, and that the maximum basic annual sewer service charge rate for the fiscal year 2025-2026 is \$1,492 per year and starting on July 1, 2025, and that the maximum basic annual sewer service charge rate for the fiscal year 2026-2027 is \$1,641 per year and starting on July 1, 2026, 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, herby resolves that,

1. The annual basic sewer service charge of \$1,233 per sanitary unit shall be the rate for the fiscal year 2023-2024, the annual basic sewer service charge of \$1,356 per sanitary unit shall be the rate for the fiscal year 2024-2025, the annual basic sewer service charge of \$1,492 per sanitary unit shall be the rate for the fiscal year 2025-2026, and the annual basic sewer service charge of \$1,641 per sanitary unit shall be the rate for the fiscal year 2026-2027.
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 years 2023-2024 through 2026-2027.

BE IT FURTHER RESOLVED, that the Las Gallinas Valley Sanitary District, Marin County does herby 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.

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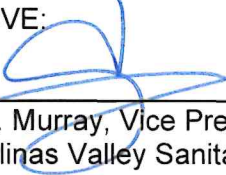
I hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly passed and adopted by the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California, at a meeting thereof held on June 30, 2023, by the following vote of the members thereof:

AYES, and in favor thereof, Members: *Clark, Ford, Murray, Roberts, Yezman.*
 NOES, Members: *None.*
 ABSENT, Members: *None.*
 ABSTAIN, Members: *None.*



Teresa L. Lerch, Board Secretary,
Las Gallinas Valley Sanitary District

APPROVE:



Craig K. Murray, Vice President
Las Gallinas Valley Sanitary District

(seal)

