

**OLIVEHURST PUBLIC UTILITY DISTRICT**

**RESOLUTION NO. 2123**

**RESOLUTION OF THE BOARD OF DIRECTORS OF  
OLIVEHURST PUBLIC UTILITY DISTRICT  
AUTHORIZING ADDITION OF A SPECIAL OPERATION AND  
MAINTENANCE STREETLIGHT ASSESSMENT APPLICABLE TO  
PROPERTY WITHIN THE DISTRICT**

**WHEREAS**, Olivehurst Public Utility District has formed, in accordance with the provisions of Section 50078 et seq. of the Government Code of the State of California, an Operation and Maintenance Streetlight Assessment District in the area generally known as Olivehurst Public Utility District and applicable to all real property within the District (except for properties that are covered under County Service Areas which fund this service); and

**WHEREAS**, an Engineer's Report has been prepared and filed with the District to properly apportion the costs of the benefits to each parcel of land in the assessment district in proportion to the estimated benefits to be received; and

**WHEREAS**, Olivehurst Public Utility District has requested that the County of Yuba include the per parcel benefit assessment for streetlight purposes on the County Tax rolls; and

**WHEREAS**, the Board of Directors of the District has authorized an agreement between the District and the County permitting such collection; and

**WHEREAS**, the benefit assessment attached hereto as Exhibit "A" is in compliance with all laws pertaining to the levy of such assessments as set forth in Section 50078 et seq. of the Government Code.

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

1. An Operation and Maintenance Streetlight Assessment District for Olivehurst Public Utility District is validly formed and existing in accordance with Government Code Section 50078, and the District is authorized, in accordance with the formation of said District, to levy benefit assessments on a per parcel basis.

2. The duly authorized and adopted assessment on a per parcel basis is set forth in Exhibit "A" attached hereto.

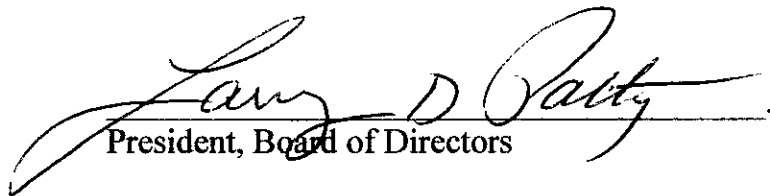
3. The purpose of the assessments is to generate the sum of \$55,000.00 per year to be used to maintain District streetlights.

**BE IT FURTHER RESOLVED** that the President and Secretary of the Board are authorized to execute an agreement with the Count of Yuba providing for the collection of said assessments by the Yuba County Tax Collector.

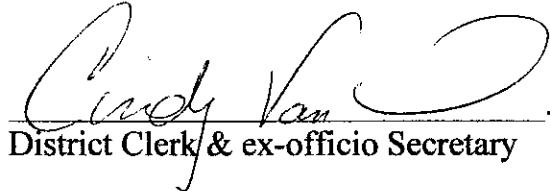
**BE IT FURTHER RESOLVED** that the assessments levied in connection with the Operation and Maintenance Streetlight Assessment are benefit assessments and are not based on the assessed value of the parcels of real property receiving such benefits.

**PASSED AND ADOPTED this 15<sup>th</sup> day of June 2006.**

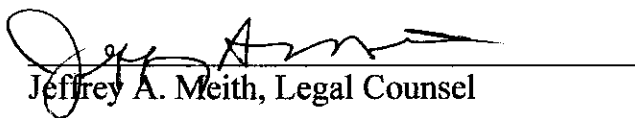
OLIVEHURST PUBLIC UTILITY DISTRICT

  
\_\_\_\_\_  
President, Board of Directors

ATTEST:

  
\_\_\_\_\_  
District Clerk & ex-officio Secretary

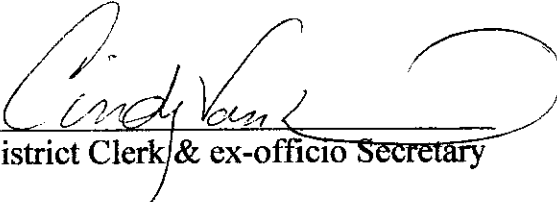
APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY

  
\_\_\_\_\_  
Jeffrey A. Meith, 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 15<sup>th</sup> day of June, 2006, by the following vote:

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

  
District Clerk & ex-officio Secretary

## **EXHIBIT "A"**

- 1. The rate of \$17.13 per year for all parcels with three dwelling units or less within the District, and at the rate of \$11.22 per dwelling unit per year for all parcels with four or more dwelling units, for a period of two years, as determined by the District, shall be assessed on each residential unit (single family dwelling) within the District, payable in a single annual installment**
- 2. Properties that are covered under County Service Area's (CSA), for example CSA 66, with the District to fund street lighting services, are specifically exempted from this special assessment.**