

OLIVEHURST PUBLIC UTILITY DISTRICT

RESOLUTION NO. 2209

**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 18, 2009, 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;

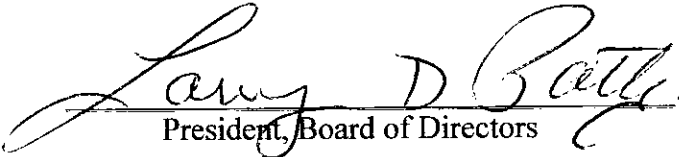
WHEREAS, the abatement work has been completed, the costs and expenses of abatement have been tabulated, and the same has been posted on or near the chamber door of the Board of Directors with a notice of the time when the report will be submitted to the Board for confirmation.

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

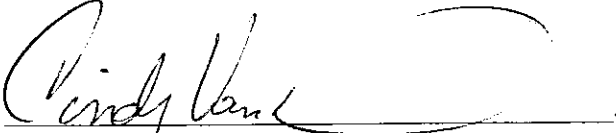
1. The above recitals are true and correct.
2. Attached and incorporated herein by reference as Exhibit "A" is an itemized report showing the cost of removing the weeds on or in front of each separate lot or parcel of land, or both.
3. The Board of Directors has heard and considered any and all objections 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 2009.

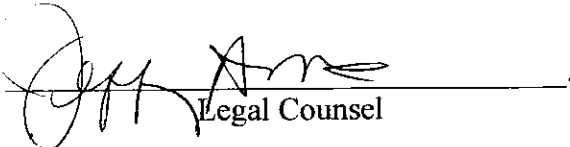
OLIVEHURST PUBLIC UTILITY DISTRICT


President, Board of Directors

ATTEST:


District Clerk & ex-officio Secretary

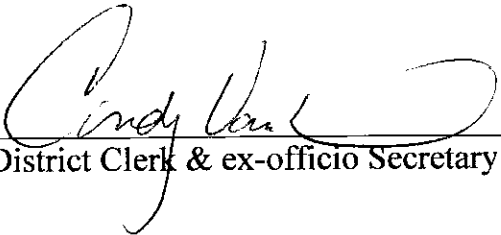
APPROVE AS TO FORM AND LEGAL
SUFFICIENCY


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 2009, by the following vote:

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


District Clerk & ex-officio Secretary

Olivehurst Public Utility District Fire Department

EXHIBIT A

Weed Abatement Assessment (2009)

Parcel Number	Amount of Charge
013-060-007-000	384.00
013-060-011-000	384.00
013-082-007-000	299.00
013-082-024-000	299.00
013-090-012-000	146.00
013-112-027-000	180.00
013-120-020-000	248.00
013-140-009-000	384.00
013-190-023-000	384.00
013-190-061-000	384.00
013-190-072-000	298.00
013-212-011-000	384.00
013-220-001-000	340.00
013-220-024-000	384.00
013-220-025-000	234.00
013-232-030-000	384.00
013-251-032-000	163.00
013-252-004-000	384.00
013-282-026-000	299.00
013-282-027-000	384.00
013-290-060-000	384.00
013-300-013-000	900.00
013-300-033-000	214.00
013-300-036-000	384.00
013-310-003-000	340.00
013-310-007-000	500.00
013-321-007-000	316.00
013-322-008-000	163.00
013-410-112-000	384.00
013-410-116-000	420.00
013-431-021-000	384.00
013-431-024-000	420.00
013-440-035-000	384.00
013-451-016-000	163.00

Parcel Number	Amount of Charge
013-480-007-000	214.00
013-480-019-000	282.00
013-501-001-000	420.00
013-512-017-000	384.00
013-530-014-000	420.00
013-550-001-000	340.00
013-560-003-000	720.00
013-560-016-000	660.00
013-560-050-000	500.00
013-560-051-000	500.00
013-630-001-000	180.00
013-720-023-000	146.00
014-072-001-000	180.00
014-082-028-000	214.00
014-143-027-000	214.00
014-153-020-000	500.00
014-160-029-000	420.00
014-160-032-000	660.00
014-160-036-000	280.00
014-160-037-000	340.00
014-201-067-000	163.00
014-210-004-000	500.00
014-210-007-000	248.00
014-210-028-000	197.00
014-210-070-000	367.00
014-210-071-000	660.00
014-432-002-000	163.00
014-550-013-000	248.00
014-562-017-000	197.00
Total Parcels: 64	22,019.00