

RESOLUTION NO. 2022-45

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREA 70, DECLARING INTENTION TO FORM A NEW ZONE, COUNTY SERVICE AREA 70, ZONE R-3A (ERWIN LAKE 5TH LANE), FOR ROAD PAVING SERVICES

On Tuesday, March 15, 2022, on motion of Supervisor Baca, duly seconded by Supervisor Rutherford and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

SECTION 1. The Board of Supervisors of the County of San Bernardino, acting in its capacity as the governing body of County Service Area 70, hereby finds and determines:

a) That County Service Area 70, was formed on November 13, 1969, allowing for the creation of new zones in the unincorporated area of San Bernardino County.

b) That this Board desires to form a new zone to be known as County Service Area 70, Zone R-3A (Erwin Lake 5th Lane), pursuant to Government Code section 25217 et seq.

c) That the exterior boundaries of the territory proposed to be formed into the said zone are described and set forth in Exhibit "A," attached hereto and incorporated herein by this reference.

d) That staff was contacted by residents along 5th Lane, Erwin Lake, in the Big Bear Lake area, for the reasons of a desire to form a new road district zone to pave a dirt road that resides within an existing road district (R-3 Erwin Lake) from 5th lane from Willow Lane to Woodland Drive, in Big Bear Lake area.

e) That County Service Area 70, Zone R-3A (Erwin Lake 5th Lane), is intended for the purpose and reasons of providing road construction services, including road paving.

f) That staff is recommending that a public hearing and election be conducted to determine if the property owners would be in favor of approving a property related service charge in the amount of \$355.99 per parcel, upon California State Board of Equalization approval. The proposed service charge includes debt service of \$333.98 for ten years and operation and maintenance cost of \$22.01 (with an annual inflationary increase of up to 3%).

g) That staff recommends to this Board that said Zone R-3A (Erwin Lake 5th Lane), of County Service Area 70, be formed if this Board determines at the close of the public hearing scheduled for May 10, 2022, that a majority protest does not exist and if the election in favor of approving a property related service charge is successful.

h) That at the conclusion of the repayment of debt service, the Zone will be dissolved.

SECTION 2. The Board of Supervisors of the County of San Bernardino, acting in its capacity as the governing body of County Service Area 70, therefore, hereby resolves and orders:

a) That this Board declares the intention to form County Service Area 70, Zone R-3A (Erwin Lake 5th Lane).

b) That a public hearing shall be held at 10:00 a.m. on Tuesday, May 10, 2022, in the Chambers of the Board of Supervisors, County Government Center, 1st Floor, 385 North Arrowhead Avenue, San Bernardino, California, to consider the formation of County Service Area 70, Zone R-3A (Erwin Lake 5th Lane).

c) That a public hearing shall be held at 10:00 a.m. on Tuesday, May 10, 2022, in the Chambers of the Board of Supervisors, County Government Center, 1st Floor, 385 North Arrowhead Avenue, San Bernardino, California, to consider the approval of a property related service charge in the amount of \$355.99 per parcel to provide the necessary financing for the road services.

d) That the Clerk of this Board shall publish a notice of the hearing pursuant to Section 6061 of the Government Code in a newspaper of general circulation within the county.

e) That the Clerk of this Board shall mail notice of the hearing to all property owners within County Service Area 70, Zone R-3A (Erwin Lake 5th Lane), and to each city and special district which contains, or whose sphere of influence contains County Service Area 70, Zone R-3A (Erwin Lake 5th Lane), at least twenty (20) days before the hearing.

f) That the Clerk of the Board shall post notice of the hearing in at least three (3) public places within County Service Area 70, Zone R-3A (Erwin Lake 5th Lane).

g) That at said hearing, the testimony of all interested parties for or against the formation County Service Area 70, Zone R-3A (Erwin Lake 5th Lane), and for or against approval of a property related service charge in the amount of \$355.99 per parcel to provide the necessary financing for the road services, will be heard.

PASSED AND ADOPTED by the Board of Supervisors of San Bernardino County, State of California, by the following vote:

AYES: SUPERVISORS: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe
Curt Hagman, Joe Baca, Jr.

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

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STATE OF CALIFORNIA)
)
SAN BERNARDINO COUNTY) ss.

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of San Bernardino County, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of March 15, 2022. Item #63 JLL

LYNNA MONELL
Clerk of the Board of Supervisors

By _____
Deputy