

RESOLUTION NUMBER 16-03

A RESOLUTION OF THE BOARD OF DIRECTORS OF MORAGA-ORINDA FIRE DISTRICT CONFIRMING AND ADOPTING THE REPORTED COSTS INCURRED BY THE MORAGA-ORINDA FIRE DISTRICT (“DISTRICT”) IN ABATING PUBLIC NUISANCES ON CERTAIN PROPERTY WITHIN THE DISTRICT PURSUANT TO HEALTH AND SAFETY CODE SECTION 14912.

WHEREAS, the Moraga-Orinda Fire District (“District”) previously identified public nuisances, which exist on certain parcels of land described in the District’s “Abatement Report on Abatement Costs incurred by the Moraga-Orinda Fire District on or after June 15, 2015,” (“the Abatement Report”) attached is Exhibit “A” and incorporated herein by reference; and,

WHEREAS, after giving all forms of notice required by law and conducting a hearing regarding the removal of the nuisances, the Board of Directors of the District (“Board”), acquired jurisdiction to proceed with the removal of such nuisances from the property identified in Exhibit “A”; and,

WHEREAS, the DISTRICT subsequently abated the nuisances in the manner authorized by law on or after June 15, 2015; and,

WHEREAS, the District has duly noticed and agendized a hearing to be held on January 20, 2016, at 7:00 pm., or as soon thereafter as may be heard, at which the Board shall receive and consider the report of costs incurred by the District for abating the nuisances as set forth in the Abatement Report and shall hear any objections or protests of the property owners to be assessed for the costs of the abatement performed by the District; and,

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Moraga-Orinda Fire District that:

1. The Board hereby orders the Abatement Report to be confirmed and further orders that the abatement costs identified therein shall constitute special assessments against the respective parcels of land identified in the Abatement Report and shall be a lien on such parcels for the amounts of the respective assessments.
2. The District Chief is hereby directed to record a certified copy of this Resolution with the County Recorder pursuant to Health and Safety Code section 14912, less any payment made prior to this date required for submission to the county Recorder.

PASSED, APPROVED and ADOPTED by the Board of Directors of the Moraga-Orinda Fire District at the regular meeting of the District Board held on the 20th day of January 2016, at 28 Orinda Way, Orinda CA 94563, on a motion made by Director Famulener, seconded by Director Evans, and duly carried with the following roll call vote:

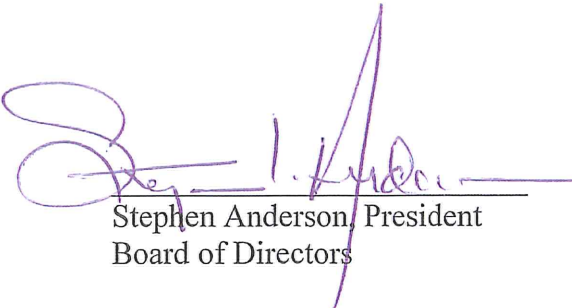
AYES: Directors Anderson, Barber, Evans, Famulener and Weil

NOES: None

ABSENT: None

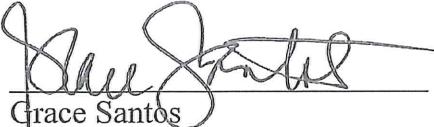
ABSTAIN: None

Dated January 20, 2016



Stephen Anderson, President
Board of Directors

ATTEST:



Grace Santos
District Secretary/District Clerk