

## RESOLUTION NO. 20-426

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT ESTABLISHING A WAIT LIST FOR WATER, SEWER AND SERVICE ALLOCATIONS

**WHEREAS**, the San Simeon Community Services District (“District”) adopted Ordinance No. 115 establishing water, sewer and service allocation transfer requirements; and

**WHEREAS**, Ordinance No. 115 defines “Wait List” as the list established by the District setting forth water, sewer and service allocations on parcels that are not active service or non-active service commitments.

**WHEREAS**, Ordinance No. 115 provides that the Board of Directors shall adopt the Wait List by resolution; and

**NOW, THEREFORE, BE IT RESOLVED**, by the San Simeon Community Services District Board of Directors as follows:

1. The above recitals are true and correct and are incorporated herein by this reference.
2. District Resolution 14-369 is repealed in its entirety and replaced and superseded by this Resolution 20-426.
3. The attached Exhibit A shall constitute the District’s Wait List as discussed in Ordinance No. 115. Exhibit A may be amended from time to time by District Staff, including by not limited to, when additions to the Wait List are made or a request is made by a property owner to be removed from the Wait List.
4. Prior to any addition(s) to the Wait List, the following conditions will be met:
  - a. District staff shall conduct a review of water availability. A request to be added to the Wait List shall be approved by District Staff if it has been determined that there is an adequate water supply for the requested number of EDUs.

- b. The property owner shall submit a deposit to the District in an amount equal to ten percent (10%) of the capacity fee required for the requested number of EDUs (the "Wait List Deposit.") The capacity fee amount used to calculate the Wait List Deposit shall be the amount in effect at the time that the property owner is added to the Wait List.
5. Wait List Deposits shall be credited towards the total capacity fee amount owed by the property owner at the time the connection is made. The property owner may request a refund of the Wait List Deposit prior to issuance of a will serve letter and the District shall issue such a refund.

PASSED AND ADOPTED THIS 14<sup>th</sup> day of October, 2020. Upon motion of Chairperson Kellas seconded by Director de la Rosa and on the following roll call vote to wit:

AYES: Chairperson Kellas, Director Maurer,

NOES: Director Carson


ABSTAIN:

Director de la Rosa ABSENT:



\_\_\_\_\_  
Gwen Kellas, Chairperson  
Board of Directors

ATTEST:



\_\_\_\_\_  
Charles Grace,  
Secretary/General Manager

**EXHIBIT "A"**

**HOOK UP WAITING LIST**

<b>Position Number</b>	<b>APN Number</b>	<b>Name</b>	<b>Deposit Amount</b>	<b>Date Added</b>	<b>EDU's</b>
<b>1</b>		Cavalier Inn Inc. <sup>1</sup>	<sup>2</sup> 0.00	<sup>3</sup> 1/25/1972	<sup>4</sup> 145 Motel & 2400 sq ft restaurant
<b>2</b>	013-071-018	Evans	\$425.00	11/16/1975	Retail
<b>3</b>	013-391-001	Mouchawar	\$30,445.00	6/1/1979	35 Motel
<b>4</b>	013-031-022	V& H Holdings <sup>5</sup>	\$1,200.00	11/21/2013	1 Residence
<b>5</b>	013-402-012	Hurlbert for Tides of San Simeon	\$2,280.00	9/6/1990	6 Condos + 1 irrigation meter
<b>6</b>	013-402-013	Seifert <sup>7</sup>	\$2,280.00	3/9/2001	6 Condos
<b>7</b>	013-402-006	Tyo <sup>6</sup>	\$6,840.00	12/11/2013	3 Residences
<b>8</b>	013-071-009	Hather /or Hulbert <sup>9</sup>	\$3420.00	10/8/2014	15 Residences (added 5 edu's)
<b>9</b>	013-091-030	Sansone, Inc. <sup>8</sup>	\$6498.00	7/11/2018	30.5 (28 Multi-Family Edu's + .5 Irrigation)
<b>10</b>	013-091-032, 013-071-023/024/025	Sansone, Inc.	\$14706.00	7/11/2018	64.5 (64 Multi-Family EDU's + .5 Irrigation)
<b>11</b>	013-031-049	Sansone, Inc.	\$2796.00	7/11/2018	10.5 (10 Multi-Family EDU's + .5 Irrigation)

<sup>1</sup> Cavalier Inn Inc. acquired the rights and obligations of Dalton through bankruptcy proceedings in July 1989.

<sup>2</sup> The deposit of Dalton was forfeited when he failed to comply with the Terms of Agreement with the District.

<sup>3</sup> The Date of the agreement between the District and Dalton.

<sup>4</sup> Per agreement, remaining balance of project after Mouchawar foreclosure on 105 units.

<sup>5</sup> V&H Holdings purchased property and wait list position #4 From Raymond Long.

<sup>6</sup> John & Ann Tyo Purchased property and wait list position #7 from Eva Redwood-Chavez

<sup>7</sup> Seifert purchased the property from Ramirez in 2004.

<sup>8</sup> Sansone, Inc submitted one payment in the amount of \$24,000.00 for positions 9,10 & 11

<sup>9</sup> Hather added 5 edus w/ a deposit in the amount of \$1140 on 11/2019

<sup>10</sup> Sansone added 2 EDU's with a deposit in the amount of \$54.00 on 9/9/2020