

ORDINANCE NO. 62

AN ORDINANCE OF THE SAN SIMEON ACRES COMMUNITY SERVICES DISTRICT ESTABLISHING A TEMPORARY MORATORIUM ON THE ISSUANCE OF WATER AND SEWER CONNECTIONS WITHIN THE BOUNDARIES OF THE DISTRICT.

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BE IT ORDAINED by the Board of Directors of the San Simeon Acres Community Services District as follows:

SECTION I. FINDINGS

The Board of Directors of the San Simeon Acres Community Services District do hereby find, determine, and declare as follows:

(A) There currently exists a serious water quality problem within the boundaries of the San Simeon Acres Community Services District.

(B) The water quality poses a current and immediate threat to the health and safety of the people within the District.

(C) The granting of additional water and sewer connections within the District would result in an immediate threat to the public health and safety.

SECTION II. MORATORIUM ON WATER AND SEWER CONNECTIONS

The District shall immediately cease the granting of water and sewer connections on properties located within the boundaries of the San Simeon Acres Community Services District, for the construction for any of the following:

(1) Any new structure that will require new water or sewer service; or

(2) Any expansion of an existing structure that will incorporate additional plumbing fixtures; or

(3) Any expansion of an existing structure that will increase its potential for occupancy and demand for water or sewer.

SECTION IV. DURATION OF MORATORIUM

The provisions of this Ordinance shall remain in effect until April 1, 1987, and as of such date this Ordinance is repealed, unless a later enacted Ordinance, which is effective before April 1, 1987, deletes or extends such date.

SECTION V. CONSTITUTIONALITY

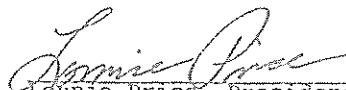
If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by a Court of competent jurisdiction, such decision shall not affect the validity or the constitutionality of the remaining portions of this Ordinance. The Board of Directors of the San Simeon Acres Community Services District hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

SECTION VI. EFFECTIVE DATE OR ORDINANCE

This Ordinance shall be in full force and effect thirty (30) days after passage and within fifteen (15) days thereof shall be published at least once in a newspaper of general circulation in the County of San Luis Obispo, California.

INTRODUCED at a regular meeting of the Board of Directors held this 6th day of August, 1986, and PASSED AND ADOPTED at an adjourned regular meeting of the Board of Directors held this 13th day of August, 1986, on motion of Director THOMAS BEAL, seconded by Director RAY PRICE, and on the following roll call vote, to wit:

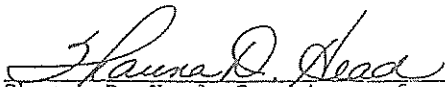
AYES : 4 - Thomas Beal, Ray Price, Gilbert Hoffman & Lonnie Price  
NOES : 1 - Don Riordan.  
ABSENT: 0 - None.



Lonnie Price, President of the  
San Simeon Acres Community  
Services District and of the  
Board of Directors Thereof.

ATTEST:

APPROVED AS TO FORM:



Shauna D. Head, Secretary of  
the San Simeon Acres Community  
Services District and of the  
Board of Directors Thereof.



Paul A. Geihs, Attorney for the  
San Simeon Acres Community  
Services District and of the  
Board of Directors Thereof.

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