

RESOLUTION NO. 2024-04

A RESOLUTION OF THE CARMEL VALLEY RECREATION AND PARK DISTRICT, COUNTY OF MONTEREY, STATE OF CALIFORNIA, CERTIFYING COMPLIANCE WITH STATE LAW WITH RESPECT TO THE LEVYING OF ASSESSMENTS FOR FISCAL YEAR 2024-25 FOR THE CARMEL VALLEY RECREATION AND PARK MAINTENANCE ASSESSMENT DISTRICT

WHEREAS, the Carmel Valley Recreation and Park Maintenance Assessment District ("Assessment District") was formed by the Carmel Valley Recreation and Park District ("Park District") and assessments first levied in 2017, all pursuant to the provisions of the *Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500)* (hereafter referred to as the "Act") and *Article XIID of the California Constitution* (hereafter referred to as "Prop. 218"); and,

WHEREAS, the Board of Directors of the Park District is the Board of Directors of the Assessment District ("Board"); and

WHEREAS, the Board has approved the assessments for Fiscal Year 2024-25; and,

WHEREAS, the Monterey County Auditor - Controller has requested specific certification regarding the compliance with state law for the charging and collection of the Fee, and,

WHEREAS, the Board hereby requests that the Monterey County Auditor - Controller enter those assessments identified in Exhibit "A" on the tax roll for collection and distribution by the Monterey County Treasurer - Tax Collector with the property tax bills for fiscal year 2024-25; NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CARMEL VALLEY RECREATION AND PARK DISTRICT AS FOLLOWS:

1. The foregoing recitals are true and correct.
2. The Board hereby certifies that it has, without limitation, complied with all legal procedures and requirements necessary for the imposition of the fees identified in Exhibit "A", regardless of whether those procedures and requirements are set forth in the Constitution of the State of California, in State statutes, or in the applicable decisional law of the State of California.
3. The Board further certifies that, except for the sole negligence or misconduct of the County of Monterey, its officers, employees, and agents, with regards to the handling of the CD or electronic file identified as Exhibit "A", the Park District shall

be solely liable and responsible for defending, at its sole expense, cost, and risk, each and every action, suit, or other proceeding brought against the County of Monterey, its officers, employees, and agents for every claim, demand, or challenge to the imposition of the fees identified in Exhibit "A" and that it shall pay or satisfy any judgment rendered against the County of Monterey, its officers, employees, and agents on every such action, suit, or other proceeding, including all claims for refunds and interest thereon, legal fees and court costs, and administrative expenses of the County of Monterey to correct the tax rolls.

PASSED AND ADOPTED this 12th day of June 2024.

AYES:

NOES:

ABSENT:

Alexander Gray
President

EXHIBIT A

TABLE NO. 5 - SUMMARY OF FISCAL YEAR 2024-25

BENEFIT INSIDE DISTRICT						
Land Use	NO. OF PARCELS	BLDG. SF	UNITS	EDUs	BUs	FISCAL YEAR 2024-25 ASSESSMENTS
Commercial	73	439,212	-	308.22	51.47	\$3,623
Condominium	83	141,293	83	62.25	62.25	\$4,382
Industrial	4	29,447	-	10.33	1.73	\$121
Institutional	4	21,214	-	14.89	2.49	\$175
Multi-Family Residential	20	31,112	81	42.50	42.50	\$2,992
Office/Medical	8	22,509	-	23.69	3.96	\$279
Single Family Residential	1,769	3,752,852	1,810	1,803.00	1,803.00	\$126,931
Total - Benefit Inside District	1,961	4,437,639	1,974	2,264.88	1,967.39	\$138,504

BENEFIT OUTSIDE DISTRICT						
Land Use	NO. OF PARCELS	BLDG. SF	UNITS	EDUs	BUs	FISCAL YEAR 2024-25 ASSESSMENTS
Single Family Residential	37	-	37	37.00	37.000	\$2,605
Total - Benefit Outside District	37	-	37	37.00	37.000	\$2,605