



RESOLUTION No. 24-409

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION FOR A BALLOT ELECTION FOR ESTABLISHMENT OF COUNTY SERVICE AREA 39, NORTH SAN JUAN FIRE SUPPRESSION SYSTEM, AND FOR ESTABLISHMENT OF PARCEL CHARGES STARTING FISCAL YEAR 2026/27– DISTRICT IV

WHEREAS, pursuant to the provisions of County Service Area (CSA) law, California Government Code Title 3, Chapter 2.5, the Board of Supervisors is authorized to establish a CSA as a method of providing public improvements and maintenance services by the County within the unincorporated area; and

WHEREAS, the County of Nevada intends to construct a fire suppression system in the community of North San Juan in order to facilitate commercial development, which is currently not possible due to fire water storage requirements on new construction; and

WHEREAS, this Board has approved Resolution 23-614 which adopted a Mitigated Negative Declaration; Mitigated Monitoring and Reporting Program; and Management Plan for the construction and operation of the North San Juan Fire Suppression System; and

WHEREAS, this Board proposed and applied to the Local Area Formation Commission to begin formation of the CSA 39 – North San Juan Fire Suppression System including 142 parcels under Resolution 23-615; and

WHEREAS, in the FY22 federal funding cycle, the County of Nevada was earmarked a Congressionally Directed Spending grant of \$1,050,000 for this project; and

WHEREAS, a CSA must be formed in order to create a funding and operational vehicle for public fire flow service in downtown North San Juan; and

WHEREAS, the cost of these services will be funded by a parcel charge with a cost-of-living escalator, the approval through an assessment ballot proceeding will be a necessary condition for formation of the proposed CSA; and

WHEREAS, the proposed CSA formation is subject to the conditions of approval of the Nevada County Local Area Formation Commission Resolution Number 24-01; and

WHEREAS, an Engineer's Report has been prepared to support the proposed parcel charges, and has been prepared in conformance with the requirements of Article XIID, Section 4 of the California Constitution; and

WHEREAS, pursuant to a Resolution of Intention (Resolution Number 24-205), the Nevada County Board of Supervisors considered all testimony at a public hearing on May 14, 2024, considered and approved the levy of parcel charges for all property owners within the proposed County Service Area subject to a successful ballot election scheduled for July 9, 2024; and

WHEREAS, a ballot election was held, in accordance with Proposition 218, at a public hearing for the establishment of the proposed County Service Area 39 and the proposed parcel charges; and

WHEREAS, the proposed parcel charges are to be paid annually by the owners of property within the proposed County Service Area 39 starting in fiscal year 2026/27, and each year thereafter, to be placed upon the assessment roll and billed and collected in the same manner as County property taxes; and

WHEREAS, a majority of property owners approved the establishment of the proposed County Service Area 39 and the proposed parcel charges.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Nevada County Board of Supervisors as follows:

1. The Board of Supervisors finds that the above recitals are true and correct.
2. The Board of Supervisors approves the establishment of the proposed County Service Area 39 – North San Juan Fire Suppression System.
3. The Board of Supervisors authorizes the voter-approved collection of approximately \$130 of annual parcel charges per parcel within County Service Area 39 for fiscal year 2026/27.
4. The Board of Supervisors authorizes the Auditor/Controller, and the Treasurer-Tax Collector are hereby authorized to collect the approved parcel charges from owners of property within the County Service Area 39 and directs the Auditor/Controller and Treasurer-Tax Collector to place the parcel charges upon the assessment roll and bill and collect the charges from the property owners in the same manner as County property taxes.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 9th day of July 2024, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward C. Scofield, Lisa Swarthout, Susan Hoek, and Hardy Bullock.

Noes: None.

Absent: None.

Abstain: None.

Recuse: None.

ATTEST:

TINE MATHIASSEN
Chief Deputy Clerk of the Board of Supervisors

By: 


Hardy Bullock, Chair