



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION TO REPEAL RESOLUTION 18-541 INTENDING TO ANNEX TERRITORY (RETFERFORD ROAD AREA) INTO THE DARKHORSE PERMANENT ROAD DIVISION AND CONDUCT AN ELECTION - DISTRICT 2

WHEREAS, Resolution 18-541, adopted November 13, 2018, authorized a public hearing and ballot election to annex the Retherford Road area into the existing the Darkhorse Permanent Road Division (PRD) with an annual inflationary adjustment for the PRD; and

WHEREAS, the Board of Supervisors adopted Resolution 18-540 on November 13, 2018, authorizing a public hearing and ballot election for a Consumer Price Index (CPI) adjustment amendment to the Darkhorse PRD; and

WHEREAS, after the Board of Supervisors adopted Resolution 18-540 on November 13, 2018, the Darkhorse Homeowners' Association (HOA) requested that the Board repeal Resolution 18-540 in order to provide the HOA with additional time to garner the support of a two-thirds majority of property owners within Darkhorse; and

WHEREAS, because the election is unlikely to result in the approval of the CPI adjustment without a supermajority vote, and the Darkhorse HOA has requested that the election for the CPI adjustment not be held in order to avoid the expense of the election to the PRD; and

WHEREAS, Resolution 18-541 for the Retherford Road annexation included ballot language stating that there would be annual inflationary adjustments in the PRD assessments; and

WHEREAS, the County does not wish to impose inequitable taxes on similar residential properties within the Darkhorse PRD; and

WHEREAS, an amendment to Resolution 18-541 is not possible at this time due to noticing requirements.

NOW, THEREFORE, BE IT 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 of Nevada County does hereby repeal Resolution 18-541 and the approval to conduct the public hearing and ballot proceeding regarding the proposed Retherford Road annexation into the Darkhorse PRD on January 8, 2019, at 11:15 a.m., in the Nevada County Board of Supervisors Chambers, Rood Administrative Center, 950 Maidu Avenue, Nevada City, California. Noticing and ballot mailing for the election are also hereby canceled.