



RESOLUTION No. 18-582

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.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 11th day of December, 2018, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Edward Scofield, Chair