

**BEFORE THE BOARD OF DIRECTORS  
OF THE  
GREENHORN CREEK COMMUNITY SERVICES DISTRICT**

**ORIGINAL**

**RESOLUTION 2012 – 7468**

Resolution of the Board of Directors of the Greenhorn Creek Community Services District requesting the Local Agency Formation Commission of Plumas County to take proceedings for authorization to provide a new and different service: Road Maintenance Services

Resolved by the Board of Directors of the Greenhorn Creek Community Services District that:

**WHEREAS**, on or about January 8, 2009, the Greenhorn Creek Community Services District entered into a Road Maintenance Agreement with the Greenhorn Unit 1 and Unit 2 Road Associations whereby the District agreed to perform the Associations' road maintenance functions and it has been doing so continuously ever since that date; and

**WHEREAS**, the Greenhorn Creek Community Services District desires to initiate proceedings pursuant to the Cortese-Knox Local Government Reorganization Act of 2000, commencing with Section 56000 et. seq. of the California Government Code, for authorization for the District to provide the following road maintenance services, as follows:

Acquire, construct, improve, and maintain streets, roads, rights-of-way, bridges, culverts, drains, curbs, gutters, sidewalks, and any incidental works; and

**WHEREAS**, there are no other affected cities or districts within the meaning of Subdivision (2) of Section 56700 of the Government Code; and

**WHEREAS**, the territory proposed to be provided with road maintenance services is inhabited and a map of the boundaries of the property to be provided this service is set forth in Exhibit A attached hereto and by this reference incorporated herein; and

**WHEREAS**, this proposal is consistent with the sphere of influence of the Greenhorn Community Services District; and

**WHEREAS**, it is desired to provide that the proposed road maintenance services as described above be subject to the following terms and conditions:

1. All costs incurred to complete these proceedings including but not limited to Plumas LAFCo and the State Board of Equalization will be born by the District.
2. The District shall have no duty or obligation to provide the road maintenance services described herein and as approved by Plumas LAFCo unless and until the property owners within the District successfully form an assessment district or create some other financing mechanism which will provide a permanent source of funding for the District to provide the road maintenance services.

**WHEREAS**, the reasons for the new and different service are as follows;

1. The authorization to acquire, construct, improve, and maintain streets, roads, rights-of-way, bridges, culverts, drains, curbs, gutters, sidewalks, and any incidental works (road maintenance services) will allow the Greenhorn Creek Community Services District to provide enhanced services to an existing inhabited area that has no other means of acquiring such services.

**WHEREAS**, the Board of the Greenhorn Creek Community Services District has made an environmental determination for this project and finds that the authorization to provide road maintenance services is exempt from

CEQA Class 20 Categorical Exemption, "Changes in Organization of Local Agencies," CEQA Guidelines Section 15320, Changes in Organization of Local Agencies and 15061b (3) General Rule Exemption; and

**WHEREAS**, this Board certifies that the authorization for a new and different service is not subject to Section 99(b) of the Tax and Revenue Code requiring a property tax exchange with Plumas County ; and

**WHEREAS**, in accordance with Government Code Section 56653, the Board has prepared and hereby adopts a Plan for Services for the proposed authorization to provide road maintenance services which is attached hereto as Exhibit B; and

Now, therefore, the Plan for Services attached hereto as Exhibit B and this Resolution of Application are hereby adopted and approved by the Board of Directors of the Greenhorn Creek Community Services District and the Plumas Local Agency Formation Commission is hereby requested to take proceedings for authorization to provide road maintenance services as described and subject to the terms and conditions set forth above in the area shown in Exhibit A according to the terms and conditions stated above and in the manner provided by the Cortese-Knox Local Government Reorganization Act of 2000.

PASSED AND ADOPTED by the Board of Directors as a Resolution of the Greenhorn Creek Community Services District at a regular Board Meeting held on the 4 day of Oct, 2012 by the following vote:

AYES: Marlyn Prida  
(name)  
Caradace Miller  
(name)  
David Schmid  
(name)  
\_\_\_\_\_  
(name)  
\_\_\_\_\_  
(name)

NOES: \_\_\_\_\_  
(name)  
\_\_\_\_\_  
(name)  
\_\_\_\_\_  
(name)  
\_\_\_\_\_  
(name)  
\_\_\_\_\_  
(name)

ABSENT: \_\_\_\_\_  
(name)

ABSTAIN: \_\_\_\_\_  
(name)

ATTESTED: Caradace Miller, Secretary  
(name & title)

DATED: 10/4/12

**ORIGINAL**

EXHIBIT B

PLAN FOR PROVIDING SERVICES  
IN CONNECTION WITH THE  
AUTHORIZATION TO PROVIDE ROAD MAINTENANCE SERVICES FROM THE  
GREENHORN COMMUNITY SERVICES DISTRICT

The District will provide services to the subject territory as outlined below (1-5) (Gov Code Section 56653):

1. *Enumerate and describe the services to be extended to the affected territory.*

The GCSD (district) will provide the following services: acquire, construct, improve, and maintain streets, roads, rights-of-way, bridges, culverts, drains, curbs, gutters, sidewalks, and any incidental works (road maintenance services)

2. *Specify the level and range of those services.*

Annual road repair including culvert maintenance, road grading and dust abatement. Watering roads as needed for dust abatement and the service of snow removal/plowing.

3. *Indicate when those services can feasibly be extended to the affected territory.*

These services are already being provided by the CSD under contract.

4. *Indicate any improvement or upgrading of structures, roads, sewer or water facilities, or other conditions the local agency would impose or require within the affected territory if the change of organization or reorganization is completed.*

No new requirements would be imposed.

5. *Provide information about how each of those services will be financed.*

The District intends to form an assessment district to fund these services.

For a New or Different Service to be provided Gov Code 56824.12 requires the following (6-11):

6. *The total estimated cost to provide the new or different function or class of services within the special district's jurisdictional boundaries.*

Initial costs for formation of assessment district estimated to be \$30,000

7. *The estimated cost of the new or different function or class of services to customers within the special district's jurisdictional boundaries. The estimated costs may be identified by customer class.*

Annual costs for Road maintenance estimated at \$70,000.

8. *An identification of existing providers, if any, of the new or different function or class of services proposed to be provided and the potential fiscal impact to the customers of those existing providers.*

The current providers are the two Road Associations who collect the annual dues for the services. The CSD currently contracts with the Associations to provide those services. The Associations intend to disband upon transfer of all responsibilities.

9. *A written summary of whether the new or different function or class of services or divestiture of the power to provide particular functions or classes of services, within all or part of the jurisdictional boundaries of a special district, pursuant to subdivision (b) of Section 56654, will involve the activation or divestiture of the power to provide a particular service or services, service function or functions, or class of service or services.*

Yes, this will require the activation of a new or different class of service as described in # 1 above

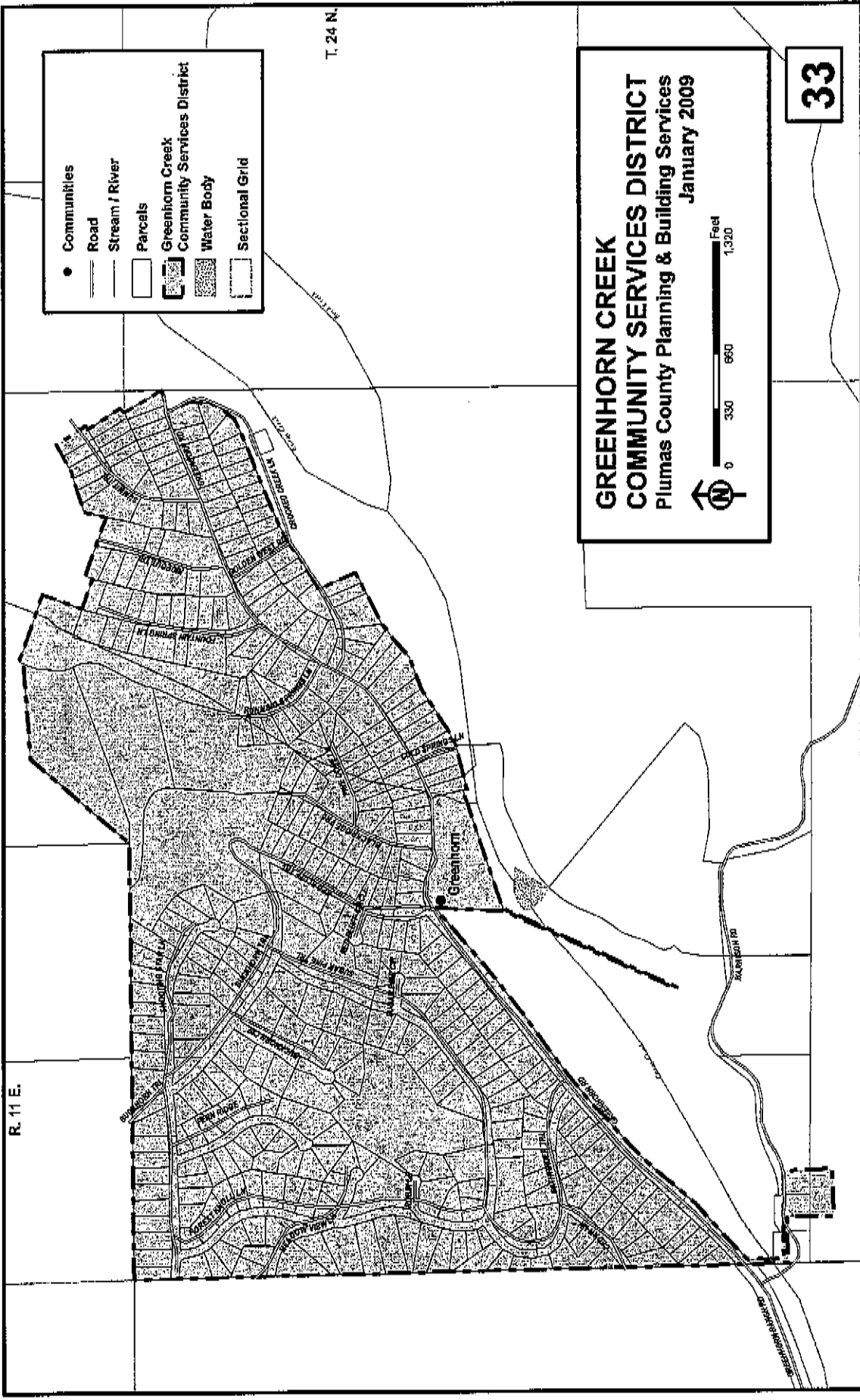
10. *A plan for financing the establishment of the new or different function or class of services within the special district's jurisdictional boundaries.*

*The Road Associations currently collect dues that finance the activities. The amount of money necessary to perform those activities will be calculated and assessed in the formation of the assessment district. An Engineering study will determine how the costs are allocated. The current budget for the Roads of approximately \$70,000 will serve as the base amount that will need to be allocated in order to provide the services. Some savings will be realized once the CSD has the responsibility.*

11. *Alternatives for the establishment of the new or different functions or class of services within the special district's jurisdictional boundaries.*

There are currently no alternatives to providing these services. The Road Association have not been able to fill Board positions and have indicated that they desire to disband both Associations. The roads are not in the County road system.





- Communities
- Road
- Stream / River
- Parcels
- ▨ Greenhorn Creek Community Services District
- ▩ Water Body
- Sectional Grid

**GREENHORN CREEK  
COMMUNITY SERVICES DISTRICT**  
Plumas County Planning & Building Services  
January 2009



**33**

Source File: Greenhorn\_Creek\_CSDD\_7-2007.mxd  
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