

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting on

JUN - 6 1995

RESOLUTION NO. 95-71

**RESOLUTION CALLING FOR THE AMENDMENT
OF THE ESTABLISHMENT OF BIG LAGOON
UNDERGROUND UTILITY DISTRICT NO. 1**

WHEREAS, by Board Order dated October 27, 1992, a public hearing was called for on November 17, 1992, at the hour of 1:45 p.m. in the Board of Supervisors Chambers in the Courthouse, Eureka, California, to ascertain whether public necessity, health, safety, or welfare requires the removal of poles, overhead wires and associated overhead structures, and the underground installation of wires and facilities for supplying electricity, communications and similar or associated services, within that certain area of Humboldt County described as follows: along Ocean View Drive and Roundhouse Creek Road;

WHEREAS, on November 17, 1992, by Resolution No. 92-132 the Board of Supervisors established the Big Lagoon Underground Utility District No. 1;

WHEREAS, the Big Lagoon Underground Utility District No. 1 needs to be amended to include 5 lots at the south end of Roundhouse Creek Road;

WHEREAS, the Board of Supervisors of the County of Humboldt, pursuant to Ordinance No. 652 of the County of Humboldt, hereby declares the above described area an Underground Utility District, and designates it as Big Lagoon Underground Utility District No. 1 of the County of Humboldt. Attached hereto marked Exhibit "A", and hereby incorporated as a part of this

Resolution is a map and legal description delineating the boundaries of said District;

WHEREAS, the Board of Supervisors hereby sets September 26, 1996 as the date on which affected property owners must be ready to received underground service, and does hereby order the removal of all poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electricity, communications, and similar or associated services within the Big Lagoon Underground Utility District No. 1 on or before May 27, 1997;

WHEREAS, the Clerk of the Board is hereby instructed to notify all affected utilities and all persons owning real property within the Big Lagoon Underground Utility District No. 1 of the adoption of said Resolution. The Clerk of the Board shall further notify said property owners of the necessity that, if they or any persons occupying such property desire to continue to receive electricity, communications, and similar or associated services, they or such occupant shall, by the date fixed in this Resolution, provide all necessary facility changes on their premises so as to receive such services from the lines of the supplying utility or utilities at a new location, subject to applicable rules, regulations and tariffs of the respective utility or utilities on file with the Public Utilities Commission of the State of California. Reimburse PG&E for the cost of the electrical service lateral in excess of 100 feet from the property owners' meter box to the point of service at the property right of way line. Such notification shall be made by mailing a copy of this Resolution, together with a copy of said Ordinance No. 652, to all affected property owners as such are shown on the last equalized assessment roll and to the affected utilities;

WHEREAS, this resolution is intended to amend Resolution No. 92-132 which previously established the Big Lagoon Utility Underground District, and to amend Resolution No. 94-37 which

extended the conversion dates for the placement of underground utilities, and to include the addition of 5 lots within the Big Lagoon Underground Utility District No. 1;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors hereby finds and determines as follows:

The Underground Utility District herein amended is created in the general public interest for the following reasons:

1. The undergrounding to be accomplished will avoid or eliminate an unusually heavy concentration of overhead distribution facilities.
2. The area has a substantial majority of property owners favoring undergrounding.

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3. That said street, road, or rights of way adjoins or passes through a civic area or public recreation area or an area of unusual scenic interest to the general public.

Adopted on motion by Supervisor Kirk, seconded by Supervisor Fulkerson and the following vote:

AYES: Supervisors-- Supervisors Dixon, Heider, Fulkerson, and Kirk
NOES: Supervisors-- None
ABSENT: Supervisors-- Neely
ABSTAIN: Supervisors-- None

STATE OF CALIFORNIA)
) ss.
County of Humboldt)

I, LORA FREDIANI, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors

LORA FREDIANI

Clerk of the Board of Supervisors of the County of Humboldt, State of California

By Lora Frediani

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