

RESOLUTION NO. 23-04

A RESOLUTION OF INTENTION TO CONSIDER THE LEVY OF
A SPECIAL TAX

BEL MARIN KEYS COMMUNITY SERVICES DISTRICT

RESOLVED, by the Board of Directors the "Board") of the Bel Marin Keys Community Services District (the "District"), County of Marin, State of California that:

WHEREAS, under Sections 61121 and 50075 through 50077.5 of the California Government Code (the "Tax Law"), this Board is authorized to undertake proceedings for the levy of a special tax (the "Special Tax"); and

WHEREAS, this Board now desires to undertake proceedings for the authorization of the Special Tax under Article XIII A of the California Constitution to finance the costs of (a) repair, replacement, renovation, maintenance, acquisition and construction of existing and new infrastructure serving property in the District, including but not limited to locks and levees, (b) dredging of creeks, lagoons and waterways and (c) District administration of the special tax.

NOW, THEREFORE, IT IS ORDERED as follows:

- 1. Authority.** This Board proposes to conduct proceedings to authorize and levy the Special Tax pursuant to the Tax Law.
- 2. Tax Area.** The area in which the Special Tax is proposed to be levied shall be within the boundaries of the District, as such boundaries exist as of the date of the adoption of this resolution or as such boundaries may be thereafter amended.
- 3. Purpose.** The Special Tax shall be used to help pay for the costs of (a) repair, replacement, renovation, maintenance, acquisition and construction of existing and new infrastructure serving property in the District, including but not limited to locks and levees, (b) dredging of creeks, lagoons and waterways and (c) District administration of the special tax.
- 4. Special Tax.** The Special Tax, if approved, shall commence to be levied in the Fiscal Year 2024-25 in the initial amount of \$2,183 per assessor parcel of land within the District, subject to the exemptions set forth below. After Fiscal Year 2024-25, the amount of the Special Tax shall be increased by 2.5% per year in each year. The Special Tax shall be levied for 21 years.
- 5. Exempt Property.** Except as may otherwise be provided by law, all lands owned by any public entity, including the United States, the State of California and/or the District, or any departments or political subdivisions thereof, shall be omitted from the levy of the Special Tax.

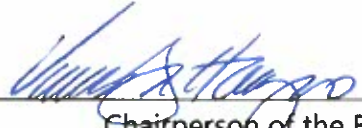
6. **Election.** The authorization for the levy of the Special Tax shall be subject to the approval of the qualified electors of the District at a special election. The proposed voting procedure shall be by ballots submitted by the registered voters of the District at an election held for such purpose, with each voter having one vote. Approval of the Special Tax shall require an approving vote of 2/3rds of the votes cast at such election.

7. **Public Hearing.** Thursday, November 16, 2023, at 7:30 p.m., or as soon as possible thereafter, in the Bel Marin Keys Community Center, 4 Montego Key, Novato, California, be, and the same are hereby appointed and fixed as the time and place when and where this Board will conduct a public hearing on the authorization of the levy of the Special Tax. At the hearing, Board shall hear all those interested in the matter of the Special Tax.

8. **Notice of Hearing.** The Secretary is hereby directed to cause notice of the public hearing to be given by publication of the notice in the form of Exhibit A attached hereto and made a part hereof, twice in a newspaper of general circulation, circulated in the area of the District. The first publication shall be completed at least fourteen (14) days before the date of the public hearing specified above and the second at least five days after the first.


PASSED AND ADOPTED at the regular meeting of the Board of Trustees of the Bel Marin Keys Community Services District, County of Marin, State of California, on this 26th day of OCTOBER 2023, by the following vote to wit:

AYES: 4
NOES: 0
ABSENT: 1



Chairperson of the Board

ATTEST:



~~Secretary~~
MICHAEL GAOUK, BOARD CLERK

EXHIBIT A

BEL MARIN KEYS COMMUNITY SERVICES DISTRICT

NOTICE OF HEARING FOR SPECIAL TAX

THE BOARD OF DIRECTORS OF THE BEL MARIN KEYS COMMUNITY SERVICES DISTRICT GIVES NOTICE THAT:

On October 26, 2023, the Board of Directors of the Bel Marin Keys Community Services District adopted its Resolution of Intention to Consider the Levy a Special Tax, the relevant text of which resolution is as follows:

RESOLVED, by the Board of Directors the "Board") of the Bel Marin Keys Community Services District (the "District"), County of Marin, State of California that:

WHEREAS, under Sections 61121 and 50075 through 50077.5 of the California Government Code (the "Tax Law"), this Board is authorized to undertake proceedings for the levy of a special tax (the "Special Tax"); and

WHEREAS, this Board now desires to undertake proceedings for the authorization of the Special Tax under Article XIII A of the California Constitution to finance the costs of (a) repair, replacement, renovation, maintenance, acquisition and construction of existing and new infrastructure serving property in the District, including but not limited to locks and levees, (b) dredging of creeks, lagoons and waterways and (c) District administration of the Special Tax.

NOW, THEREFORE, IT IS ORDERED as follows:

1. **Authority.** This Board proposes to conduct proceedings to authorize and levy the Special Tax pursuant to the Tax Law.
2. **Tax Area.** The area in which the Special Tax is proposed to be levied shall be within the boundaries of the District, as such boundaries exist as of the date of the adoption of this resolution or as such boundaries may be thereafter amended.
3. **Purpose.** The Special Tax shall be used to help pay for the costs of the costs of (a) repair, replacement, renovation, maintenance, acquisition and construction of existing and new infrastructure serving property in the District, including but not limited to locks and levees, (b) dredging of creeks, lagoons and waterways and (c) District administration of the Special Tax.
4. **Special Tax.** The Special Tax, if approved, shall commence to be levied in the Fiscal Year 2024-25 in the initial amount of \$2,183 per assessor parcel of land within the District,

subject to the exemptions set forth below. After Fiscal Year 2024-25, the amount of the Special Tax shall be increased by 2.5% per year in each year.

5. **Exempt Property.** Except as may otherwise be provided by law, all lands owned by any public entity, including the United States, the State of California and/or the District, or any departments or political subdivisions thereof, shall be omitted from the levy of the Special Tax.

6. **Election.** The authorization for the levy of the Special Tax shall be subject to the approval of the qualified electors of the District at a special election. The proposed voting procedure shall be by ballots submitted by the registered voters of the District at an election held for such purpose, with each voter having one vote. Approval of the Special Tax shall require an approving vote of 2/3rds of the votes cast at such election.

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Dated as of October 26, 2023

Secretary, Bel Marin Keys Community Services
District

