

**APTOS/LA SELVA FIRE PROTECTION DISTRICT
VOTER APPROVED SPECIAL TAX MEASURE E
(Full Text of Resolution No. 9-87)**

RESOLUTION OF INTENT TO ADOPT A "VOTER APPROVED SPECIAL TAX" FOR FIRE PROTECTION, PREVENTION, AND OTHER PUBLIC SERVICES PROVIDED BY THE DISTRICT AND SETTING A PUBLIC HEARING ON THE MATTER FOR DECEMBER 8, 1987

WHEREAS, the Board of Directors of the Aptos/La Selva Fire Protection District, on October 13, 1987, adopted Resolution No. 8-87 ordering territory designated as "LAFCO No. 720 - Day Valley Annexation" be annexed to the district; and

WHEREAS, approval of such annexation is conditioned upon voter approval of a special tax, prior to recording the certificate of completion which finalizes this annexation; and

WHEREAS, Article XIII A of the California Constitution requires that a proposition for adoption of a "voter approved special tax" in the unincorporated portion of the County of Santa Cruz shall take effect on approval of two-thirds of the votes cast by voters voting upon such proposition; and

WHEREAS, Government Code Section 50077 permits the Fire Protection District, following notice and public hearing to propose by Ordinance or Resolution the adoption of "a voter approved special tax"; and

WHEREAS, the Aptos/La Selva Fire Protection District desires to hold a public hearing upon its resolution to submit to the voters of the area being considered for annexation, its proposed referendum proposition for adoption of a "voter approved special tax" in "Day Valley Annexation";

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Directors of the Aptos/La Selva Fire Protection District as follows:

1. The Executive Officer of the Local Agency Formation Commission shall record the Certificate of Completion which finalizes this annexation only if a special tax is approved by two-thirds of the votes cast by voters voting upon such proposition.
2. The District Secretary is directed to have published notice of a public hearing to be held on December 8, 1987 at 7:30 p.m. at Aptos/La Selva Fire Station #1, 6934 Soquel Drive, Aptos, California.
3. The purpose of the hearing will be to consider submitting a Resolution for adoption of a "voter approved special tax" at the rates set forth below:

ACTUAL LAND USE
AGRICULTURAL PARCELS

	<u>AMOUNT</u>
Grazing land, pastures, dry farming.	\$ 60.00
Feedlots, row crops, field crops, vineyards, orchards, vegetable farming, berry farming, diversified farming, dairy operations, poultry farming, retail nurseries, green houses.	\$100.00

IMPROVED RESIDENTIAL PARCELS

Single family dwellings and summer cabins.	\$ 60.00
Condominium and Townhouse Units.	\$120.00
Two to three single family dwellings and apartments that have two to three units.	\$120.00
Multiple residences or apartments with four to fifteen units.	\$200.00
Multiple residences or apartments with sixteen to thirty units.	\$240.00
Multiple residences or apartments with thirty-one or more units.	\$300.00
Motels, hotels, hostels.	\$200.00

IMPROVED RESIDENTIAL PARCELS

Mobile home parks:	
for park	\$ 70.00
plus per space	\$ 10.00

ORGANIZED CAMP FACILITY

Commercial Campground, Organizational Camps.	\$200.00
Travel trailer park, tent camping.	\$250.00
Individual spaces for campground and trailer space.	\$ 10.00

DEVELOPED COMMERCIAL AND INDUSTRIAL PARCELS

Medical, dental, bank or financial building parcels, auto sales, repair, and storage used car lots, parcels with shell type buildings or storage buildings and offices.	\$150.00
Parcels with single or multiple story buildings used primarily for retail commercial purpose, retail stores, small commercial developments, car washes, service stations, drive-in restaurants, coin-operated laundries.	\$150.00

SPECIAL CHARGES

Residential care facility, motel, hotel, hostel and apartment sleeping rooms.	\$5.00
Restaurants, food processing (canning, bottling, etc.):	\$150.00
Light manufacturing, industrial or research parcels, labor camps, supermarkets, mining and rock quarries, batch plants, private schools, and shopping centers, rooming houses.	\$200.00
Hospitals, convalescent hospitals, rest homes, guest homes.	\$200.00
Parcels used for heavy manufacturing, heavy industry, warehouses, lumber yards, packing sheds and airports.	\$250.00
Cemeteries.	\$100.00
Parcels used for amusement, fraternal organizations.	\$175.00
Private tank lots, well lots.	\$ 15.00

DEVELOPED INSTITUTIONAL PARCELS

Churches, Libraries and Rights of Way.	- 0 -
Parcels with buildings not enumerated above.	\$ 60.00
State and Federally owned properties.	\$ 60.00

4. The "voter approved special tax" shall take effect immediately upon LAFCO Executive Officer recording the Certificate of Completion finalizing the annexation.

5. The exact form of the referendum proposition shall be as follows:
"SHALL THE APTOS/LA SELVA FIRE PROTECTION DISTRICT BE AUTHORIZED TO IMPOSE A 'VOTER APPROVED SPECIAL TAX' ON REAL PROPERTY WITHIN THE 'DAY VALLEY ANNEXATION - LAFCO NO. 720' FOR FIRE PROTECTION, PREVENTION AND OTHER PUBLIC SERVICES RENDERED BY THE DISTRICT. SUCH TAX SHALL NOT EXCEED THE AMOUNT SPECIFIED IN THE RESOLUTION FOR UNIMPROVED LAND, AGRICULTURAL PARCELS, IMPROVED RESIDENTIAL PARCELS, DEVELOPED COMMERCIAL PARCELS, AND MISCELLANEOUS OTHER PARCELS, AND SHALL PROCEEDS FROM THIS PROPOSITION BE EXCLUDED FROM THE DISTRICT'S PROPOSITION 4 SPENDING LIMITATION (ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION)?"

THE CERTIFICATE OF COMPLETION WHICH FINALIZES ANNEXATION OF THE DAY VALLEY AREA TO THE APTOS/LA SELVA FIRE PROTECTION DISTRICT WILL BE RECORDED ONLY IF THIS SPECIAL TAX IS APPROVED BY TWO-THIRDS OF THE VOTES CAST BY VOTERS VOTING UPON THIS PROPOSITION."

6. This voter approved special tax shall be collected in the same manner and subject to the same penalty as, or with, other charges and taxes fixed and collected by the Aptos/La Selva Fire Protection District.

PASSED AND ADOPTED by the Board of Directors of the Aptos/La Selva Fire Protection District this 10th day of November, 1987 by the following vote:

AYES: DUCHSCHER, JORDAN, BURLISON, JOHNSTON, DAVIS

NOES: NONE

ABSENT: NONE

ABSTAIN:

s/ Richard C. Duchscher
Chairman of the Board
Aptos/La Selva Fire Protection District

ATTEST:

s/ Louise Petersen
Secretary to the Board

APPROVED AS TO FORM:
s/ Deborah Steen
Assistant County Counsel

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IMPARTIAL ANALYSIS OF MEASURE E

This proposal, if approved, would authorize a voter approved special tax on real property within the Day Valley Annexation area. The rates and various special charges range from \$60.00 for certain parcels up to \$300.00 for multiple residence parcels. Those taxes would be used for fire protection, prevention, and other public services rendered by the Aptos/La Selva Fire Protection District. Should the necessary two-thirds vote not be cast in favor of this measure, the property in the Day Valley area would not be annexed to the Aptos/La Selva Fire Protection District.

ARGUMENT IN FAVOR OF MEASURE E

Over two and one half years ago we, the undersigned neighbors of Day Valley, started a process of annexation to the Aptos/La Selva Beach Fire District. This was initiated by the Day Valley residents, and has met with overwhelming support from the residents of Day Valley. We feel it would be advantageous for the following reasons.

1. The Aptos/LSFPD has fully certified paramedics and an extensively equipped emergency vehicle that is on duty 24 hours a day. Our present service is provided under contract by the County and is dispatched from either Watsonville or 41st Ave.
2. The response time from the Aptos-Rio del Mar station is faster than that from Corralitos (our present service area) for most residents in the area.
3. The Aptos/La Selva Fire Protection District consisting of three stations is a full-time professional operation with around-the-clock crews. Our present service comes from the California Department of Forestry station in Corralitos which is manned by some full-time professionals and 15 volunteer firefighters.
4. The Aptos/LSFPD personnel are trained and equipped primarily to fight structural fires while the C.D.F. emphasis is on wildlife situations.

This measure would cost the homeowners an average of \$60 per year, and would appear on your property tax bill in place of what is now paid for the C.D.F. protection. We feel that the extra cost is minimal for the extra services received.

We encourage you to join us in supporting this measure to safeguard our families and our properties. Two-thirds voter majority is required to pass this measure, so vote yes for improved fire protection for the Day Valley area.

s/ Norman Kaplan
s/ Peter Carr
s/ Peggy Anne Kelly

**NO ARGUMENT AGAINST THIS MEASURE
WAS SUBMITTED**

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