

RESOLUTION NO. 2016-3

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, DECLARING ITS INTENTION TO GRANT A FRANCHISE TO MUSCOY MUTUAL WATER COMPANY AND SETTING A PUBLIC HEARING RELATING THERETO

On January 12, 2016 on motion of Supervisor Hagman, duly seconded by Supervisor Lovingood and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

SECTION 1. The Board of Supervisors of the County of San Bernardino hereby finds and determines:

- (a) That Muscoy Mutual Water Company has applied for a franchise from the County of San Bernardino to use certain rights-of-way and property for its transmission and distribution of water; and
- (b) That the public good requires that said franchise be granted.

SECTION 2. The Board of Supervisors of the County of San Bernardino, therefore, hereby resolves as follows:

(a) That the Board of Supervisors hereby declares its intent to grant said franchise for a term not to exceed fifteen (15) years from the effective date of the issuance of the ordinance granting same.

(b) That Muscoy Mutual Water Company, as grantee of the franchise, shall be required to file a security running to the County in the penal sum of One Thousand and 00/100 Dollars (\$1,000.00) conditioned that the grantee shall well and truly observe, fulfill, and perform each term and condition of the franchise, and that in case of any breach of condition of the security the amount of the penal sum thereof shall be recoverable by the County.

(c) That a public hearing on the granting of the franchise to Muscoy Mutual Water Company shall be held before this Board on Tuesday, February 9, 2016 at 10:00 a.m. or as soon thereafter as the matter may be heard, in the Chambers of the Board of Supervisors, County Government Center, 385 North Arrowhead Avenue, First Floor, San Bernardino, California. At that time, any persons having any interest in, or objections to, the granting of the franchise may appear and be heard.

Any person desiring to make a written protest may do so by written communication filed with the Clerk of the Board of Supervisors, County Government Center, 385 North Arrowhead Avenue, Second Floor, San Bernardino, California, 92415, not later than the date set for the hearing.

(d) That the Clerk of the Board is hereby directed to publish notice of the hearing once in a newspaper of general circulation. Said notice shall be published within fifteen (15) days after the passage of this resolution.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

AYES: SUPERVISORS: Robert A. Lovingood, Janice Rutherford,
James Ramos, Curt Hagman, Josie Gonzales

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

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STATE OF CALIFORNIA)
)
COUNTY OF SAN BERNARDINO) ss.

I, LAURA H. WELCH, Clerk of the Board of Supervisors of San Bernardino County, California, hereby certify the foregoing to be a full, true and correct copy of the record of the action as the same appears in the Official Minutes of said Board at its meeting of January 15, 2016. #31 jr

LAURA H. WELCH
Clerk of the Board of Supervisors
of San Bernardino County

By _____
Deputy