

RESOLUTION NO. 23-081

**A RESOLUTION APPROVING ENGINEER'S REPORT, CONFIRMING DIAGRAM  
AND ASSESSMENT AND ORDERING LEVY OF ASSESSMENT FOR FISCAL  
YEAR 2023-24 FOR THE  
OAK VIEW SCHOOL PRESERVATION AND MAINTENANCE DISTRICT**

**WHEREAS**, on July 23, 2002 the Board of Supervisors of the County of Ventura ("Board") ordered the formation of and levied the first assessment within the Oak View School Preservation and Maintenance District ("District") pursuant to the provisions of Article XIII D of the California Constitution (Proposition 218), and the Landscaping and Lighting Act of 1972 (the "Act"), codified in Part 2 of Division 15 of the California Streets and Highways Code (commencing with Section 22500 thereof); and

**WHEREAS**, on May 16, 2023, the Board adopted a Resolution of Intention to Levy Assessments for Fiscal Year (FY) 2023-24, Preliminarily Approve the Engineer's Report, and Provide for Notice of Hearing of the levy of assessment for the District; and

**WHEREAS**, notice of the hearing was given as required by law, and the hearing was held before the Board on June 6, 2023, at the Board of Supervisors Hearing Room in the County of Ventura Government Center, Hall of Administration, located at 800 South Victoria Avenue, Ventura, California, on the question of the levy of the assessment; and

**WHEREAS**, at the hearing all persons interested and desiring to be heard were given an opportunity to be heard, and all oral statements and all written protests pertaining to the levy were fully heard and considered by this Board; and

**WHEREAS**, the Engineer's Report was also duly considered by the Board and found to be sufficient;

**NOW, THEREFORE**, the Board hereby finds, determines and orders that:

1. The public interest, convenience, and necessity require that the levy be made.

2. The Engineer's Report, including the plans and specifications, estimate of the costs and expenses, the diagram, and the assessment, including any modifications or revisions, which is attached as Exhibit 1 to the June 6, 2023 Board letter, is approved and confirmed.
3. Based on the oral and documentary evidence, including the Engineer's Report, offered and received at the hearing, this Board finds and determines that: (a) each of the lots and parcels of land within the District boundaries will be specially benefited by the improvements and maintenance of the improvements at least in the amount of, if not more than the amount of, the assessment apportioned against the lots and parcels of land, respectively, and (b) there is substantial evidence to support, and the weight of the evidence preponderates in favor of, this finding and determination as to special benefits.
4. The diagram of the District as contained in the Engineer's Report for FY 2023-24 is hereby approved, and confirmed.
5. The assessment as established in the Engineer's Report for FY 2023-24 is hereby approved, confirmed and levied.
6. Immediately upon the adoption of this resolution, but in no event later than the second Monday in August following such adoption, the Board shall file a certified copy of this resolution with the Auditor of the County of Ventura. Upon such filing, the County Auditor shall enter on the County assessment roll opposite each lot or parcel of land the amount of assessment thereupon as shown in the assessment. The assessments shall be collected at the same time and in the same manner as County taxes are collected, and all laws providing for the collection and enforcement of County taxes shall apply to the collection and enforcement of the assessments.
7. After deduction of costs incurred by the County in administering and collecting the assessments, the net amount of the assessments shall be deposited in the County

Treasury to the credit of the improvement fund previously established under the distinctive designation of the "Oak View School Preservation and Maintenance District." Moneys in the improvement fund shall be expended only for the maintenance, servicing, construction, and/or installation of the improvements.

8. This assessment was established and levied in conformance with Proposition 218.

Upon motion of Supervisor LaVere, seconded by Supervisor Gorell and duly carried, the Board hereby adopts the foregoing on June 6, 2023.

Matt LaVere  
Matt LaVere, Chair  
Board of Supervisors  
County of Ventura

ATTEST: DR. SEVET JOHNSON  
Clerk of the Board of Supervisors  
County of Ventura, State of California

By: Don Key  
Deputy Clerk of the Board

