

RESOLUTION NO. 2003 - 3

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
AVILA BEACH COMMUNITY SERVICES DISTRICT APPROVING A "GRANT OF
EASEMENT AND EASEMENT AGREEMENT"; AND
ACCEPTING A GRANT OF EASEMENT FROM PORT SAN LUIS HARBOR DISTRICT
FOR A MARINE OUTFALL LINE**

WHEREAS, the Avila Beach Community Services District (herein referred to as the "District") intends to accept a Grant of Easement from Port San Luis Harbor District (herein referred to as "Port") to construct, operate, maintain, and repair a marine outfall pipeline within an easement, approximately 50-feet in width and 3,500-foot length as described on Exhibits "A", "B" and "B-1" to facilitate continued discharge of treated effluent from the District Wastewater Treatment Plant in Avila, and;

WHEREAS, on February 11, 2003 the District, pursuant to the Brown Act, held a Public Hearing on the proposed Grant of Easement and accepted public testimony regarding the proposed Grant of Easement; and

WHEREAS, previously on November 12, 2002, the District approved a Negative Declaration for said project including a grant of easement for the outfall line.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Directors of the Avila Beach Community Services District as follows:

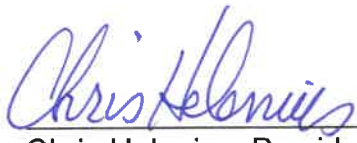
1. The above recitals are true and correct and are incorporated herein.
2. The General Manager is authorized to present this resolution and related easement documents to the Port for action in granting said easement.
3. The President is authorized to sign said agreement and to accept said easement on behalf of District.

4. The General Manager is authorized to record said easement and agreement once all approvals have been given.

PASSED AND ADOPTED by the Board of Directors of the Avila Beach Community Services District this 11th day of February, 2003 on the following roll call vote:

AYES: Directors Kelley, Grife, Helenius, Slattery
NOES: None
ABSTAIN: None
ABSENT: Guernsey

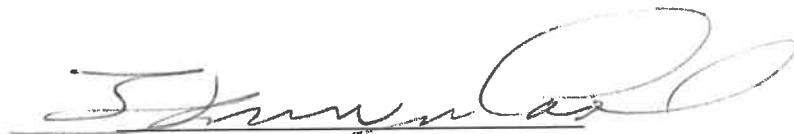
The foregoing Resolution was adopted on February 11, 2003.


Chris Helenius, President

ATTEST:


John L. Wallace
Secretary to the Board

APPROVED AS TO FORM:


Stephen N. Cool
District Legal Counsel