

**AVILA BEACH COMMUNITY SERVICES DISTRICT
RESOLUTION NO. 2006- 3**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
AVILA BEACH COMMUNITY SERVICES DISTRICT
APPROVING A FRANCHISE AGREEMENT TO PROVIDE SOLID WASTE
SERVICES WITHIN THE AVILA BEACH COMMUNITY SERVICES
DISTRICT BOUNDARIES**

WHEREAS, pursuant to San Luis Obispo County Local Agency Formation Commission ("LAFCO") action of January 19, 2006, the Avila Beach Community Services District ("District") is now authorized to provide its residents with the collection or disposal of garbage or refuse matter pursuant to Government Code Section 61100 (c). The LAFCO conditions included Condition No. 1 as follows:

- 1) The ABCSD shall abide by all the terms and conditions of the existing contract with South County Sanitary Service, Inc. for the remaining term of the franchise agreement with the County of San Luis Obispo unless otherwise agreed to between the South County Sanitary Service, Inc. and the Avila Beach Community Services District; and

WHEREAS, pursuant to Condition No. 1, above, the District has negotiated a Franchise Agreement with South County Sanitary Services, Inc. for the remaining term of the agreement with the County of San Luis Obispo. That Agreement is attached hereto as Exhibit "A"; and

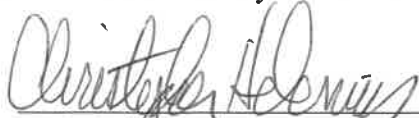
**NOW, THEREFORE, BE IS RESOLVED, DETERMINED AND
ORDERED BY THE AVILA BEACH COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS AS FOLLOWS:**

1. The Agreement titled Solid Waste Collection and Franchise Agreement Avila Beach Community Services District and South County Sanitary Service, Inc. is hereby approved by the Avila Beach Community Services District Board of Directors.
2. The President of the Board of Directors is authorized to sign all documents required to implement said Franchise Agreement.
3. The above Recitals are true and correct and incorporated herein by this reference.

On the motion of Director Helenius, seconded by Director Kelley, and on the following roll call vote, to wit:

AYES: Helenius, Kelley, Bernardo, Brown
NOES: None
ABSENT: Guernsey
CONFLICTS: None

The foregoing resolution is hereby passed, approved and adopted by the Board of Directors of the Avila Beach Community Services District this 14th day of February, 2006.



Christopher Helenius, President
Board of Directors, Avila Beach
Community Services District

ATTEST:



John Wallace, General Manager and
Secretary to the Board of Directors