

IN THE BOARD OF DIRECTORS

AVILA BEACH COUNTY WATER DISTRICT

RESOLUTION NO. 83-1—A

RESOLUTION OF THE BOARD OF DIRECTORS OF AVILA BEACH
COUNTY WATER DISTRICT RESCINDING PREVIOUS AUTHORIZA-
TION TO ISSUE WATER AVAILABILITY PERMITS AND NOTICES
OF WATER AVAILABILITY

The Board of Directors makes the following findings:

1. By its Ordinances Nos. 2-76 and 2A-76 the District declared there to exist within the district a threatened water shortage, pursuant to Water Code §§ 30523, 31024, and 31029, and based on the same adopted therein and by subsequent Resolutions procedures for limited issuance of Water Availability Permits for new or expanded water services within the District.
2. By letter dated July 18, 1979, the District Engineer advised this Board that there appeared to be water available for new water availability permits totalling 5.85 acre feet.
3. Based on said recommendation this Board did, on August 7, 1979, adopt a motion authorizing the issuance of the following Water Availability Permits:

Sigrid Jorgensen - 1.26 acre feet
L. C. Gaebe - .56 acre feet
K. Guernsey - 1.05 acre feet
Ray Hundertmark - .67 acre feet
Beach Properties - 2.8 acre feet
4. On August 16, 1979, Notices of Water Availability were transmitted by the District to said persons advising them that they could obtain Water Availability Permits upon compliance with all applicable District requirements for the same.
5. None of said parties has actually procured a Water Availability Permit or commenced receiving water service from the District, with the

exception of L. C. Gaebe who is receiving water service.

6. By letter dated February 18, 1983, from the District Engineer, said Engineer advised this Board that it appears that the District is presently exceeding its legal entitlement of water, and recommended that no further Water Availability Permits be issued and that any outstanding permits previously authorized be rescinded. A copy of said letter is attached hereto marked Exhibit A and incorporated herein.

7. This Board finds it to be necessary and in the best interests of the public health, safety and welfare that said allotments previously made by this Board be rescinded in order to prevent possible further overdraft of the District's water resources.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF AVILA BEACH COUNTY WATER DISTRICT as follows:

1. The action of this Board of August 7, 1979, authorizing the issuance of Water Availability Permits to Sigrid Jorgensen, K. Guernsey, Ray Hundertmark, and Beach Properties be and is hereby rescinded.

2. The Clerk of the Board is authorized and directed to notify each of said parties of the rescission of such previous action of the Board, and of the rescission of the Notices of Water Availability previously transmitted to them.

On motion of Director Gladys Misakian, seconded by Director Marshall Ellis, and on the following roll call vote, to-wit:

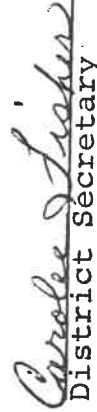
AYES: Marshall Ellis, Charles Kamm, Gladys Misakian, Evelyn Phelan and Hal Purcell

NOES: None

ABSENT: None

the foregoing Resolution was adopted this 1st day of March, 1983.

ATTEST:


District Secretary

APPROVED AS TO FORM:


STEPHEN N. COOL
Attorney for District


President of the Board of Directors