

OTAY WATER DISTRICT  
FINANCE, ADMINISTRATION AND COMMUNICATIONS  
COMMITTEE MEETING  
and  
SPECIAL MEETING OF THE BOARD OF DIRECTORS

2554 SWEETWATER SPRINGS BOULEVARD  
SPRING VALLEY, CALIFORNIA  
BOARDROOM

**WEDNESDAY**  
**January 22, 2014**  
**11:30 A.M.**

This is a District Committee meeting. This meeting is being posted as a special meeting in order to comply with the Brown Act (Government Code Section §54954.2) in the event that a quorum of the Board is present. Items will be deliberated, however, no formal board actions will be taken at this meeting. The committee makes recommendations to the full board for its consideration and formal action.

**AGENDA**

1. ROLL CALL
2. PUBLIC PARTICIPATION – OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO SPEAK TO THE BOARD ON ANY SUBJECT MATTER WITHIN THE BOARD'S JURISDICTION BUT NOT AN ITEM ON TODAY'S AGENDA

**DISCUSSION ITEMS**

3. APPROVE A MESSAGE ON ALL PROPOSITION 218 NOTICES DIRECTING CUSTOMERS TO CONTACT THE DISTRICT'S CUSTOMER SERVICE DEPARTMENT FOR AN EXPLANATION IN SPANISH OF THE CONTENTS OF THE 218 NOTICE (MENDEZ-SCHOMER) [5 minutes]
4. REAFFIRM RESOLUTION NOS. 4219 AND 4220 INITIATING THE PROCESS FOR THE EXCLUSION OF PARCELS WITHIN IMPROVEMENT DISTRICTS (IDs) 19 AND 25 AND ALSO AMEND THESE RESOLUTIONS TO REVISE THE DATE OF THE PUBLIC HEARING TO MARCH 5, 2014; CONCURRENT WITH THIS ACTION, THAT THE BOARD ALSO REAFFIRM THE RESOLUTIONS OF INTENTION, NOS. 4221 AND 4222, THAT ARE NECESSARY TO INITIATE THE PROCESS FOR THE ANNEXATION OF THE EXCLUDED PARCELS IN IDs 19 AND 25 INTO IDs 22 AND 20, RESPECTIVELY (BELL) [5 minutes]

**RECESS TO CLOSED SESSION**

5. CLOSED SESSION

- a) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
[GOVERNMENT CODE §54956.9]

1 CASE

RETURN TO OPEN SESSION

6. ADJOURNMENT

BOARD MEMBERS ATTENDING:

Mitch Thompson, Chair

Jose Lopez

All items appearing on this agenda, whether or not expressly listed for action, may be deliberated and may be subject to action by the Board.

The Agenda, and any attachments containing written information, are available at the District's website at [www.otaywater.gov](http://www.otaywater.gov). Written changes to any items to be considered at the open meeting, or to any attachments, will be posted on the District's website. Copies of the Agenda and all attachments are also available through the District Secretary by contacting her at (619) 670-2280.

If you have any disability which would require accommodation in order to enable you to participate in this meeting, please call the District Secretary at 670-2280 at least 24 hours prior to the meeting.

Certification of Posting

I certify that on January 17, 2014 I posted a copy of the foregoing agenda near the regular meeting place of the Board of Directors of Otay Water District, said time being at least 24 hours in advance of the meeting of the Board of Directors (Government Code Section §54954.2).

Executed at Spring Valley, California on January 17, 2014.

/s/ Susan Cruz, District Secretary



# AGENDA ITEM 3

## STAFF REPORT

TYPE MEETING:	Regular Board	MEETING DATE:	February 5, 2014
		PROJECT:	DIV. NO. All
SUBMITTED BY:	Alicia Mendez-Schomer, Customer Service Manager		
APPROVED BY:	<input checked="" type="checkbox"/> Joseph R. Beachem, Chief Financial Officer <input checked="" type="checkbox"/> German Alvarez, Assistant General Manager <input checked="" type="checkbox"/> Mark Watton, General Manager		
SUBJECT:	Proposition 218 Notices for Spanish Speaking Customers		

### **GENERAL MANAGER'S RECOMMENDATION:**

That the Board instruct staff to include a brief, but prominent, message on all Proposition 218 notices directing customers to contact Customer Service for an explanation in Spanish. In addition, staff will place the same or similar message on the District website where the notices are posted.

### **COMMITTEE ACTION:**

See Attachment A.

### **PURPOSE:**

To address the Board's concerns regarding Proposition 218 notices in Spanish and to better meet the needs of our customers.

### **ANALYSIS:**

Staff understands the need to communicate the Proposition 218 notices to all our customers and also recognizes that not all customers have a convenient means to comprehend the information in these notices. The Proposition 218 notices are important notices which should be understood by our customers. The notices are legally required and highly sensitive as they must precisely convey the water and sewer rate changes and communicate the protest process. The Board discussed this issue during the recent Proposition 218 hearing highlighting that with the large number of Spanish speaking

customers; there should be some means to address the needs of the Spanish speaking community.

In Otay's latest customer survey in 2012, the question of "preferred language" was asked. The results were that 2% of those surveyed expressed a desire, but not a need, for Spanish. Using that percentage of our 50,000 customers, 1,000 customers would prefer notices in Spanish. Based on this data, we expect the percentage of those who need information communicated in Spanish would be well below 2%. To meet this need staff has considered the following three options.

1. Fully translate the Proposition 218 notices into Spanish. Staff has researched the cost of translating and mailing the notices in Spanish. While it would be costly, this is not the main concern. The issue of translation is not as simple as finding a translation service and translating the notices. The legal sensitivity of these notices is extremely high; therefore, the typical translation service is not in a position to understand the nuances of the notices. The District must be precise and convey a message that will not be misunderstood by a careful reader. The ability of the District to implement rate changes depends on the language being able to withstand legal challenges. This finely crafted language is very difficult to execute in English and can only be well executed by someone who is intimately involved with our rates, highly expert in English, and understands the legal sensitivities of the Proposition 218 law.

The District sends seven different notices. Each of these notices is particular to a specific customer class. Each notice has input from at least 10 staff members and the District's legal counsel. These notices go through as many as 15 iterations as they are thoroughly and repeatedly reviewed and proofed. In addition to the risk of translation error is the limited time frame in which the District has to produce and distribute these notices in time to have the public hearing and implement the rates. This difficult process becomes much more risky and costly with the full translation and mailing of the notices. For these reasons staff recommends one of the other alternatives.

2. Place a message on all Proposition 218 notices. Place a brief, but prominent, message on all Proposition 218 notices directing customers to call Customer Service for an explanation in Spanish. Staff is fully confident in the Spanish speaking Customer Service Representatives' ability to explain the rate changes and protest process to any Spanish speaking customer who calls. Therefore, explaining the notices would be accurate but would not have the legal sensitivity of a formal Spanish notice. This meets the needs of the Spanish speaking community, uses existing resources,

and does not add risk to this highly sensitive and time restricted process. Staff would also place a brief, but prominent, Spanish message on the website where the notices are posted.

3. Informational piece in Spanish. Prepare and have available an informational piece in Spanish that would be offered to those who call for assistance. This informational piece would explain the rate changes and the protest process. Staff recommends that the effort to translate an informational piece only be spent on the residential customer class notices. It is expected that the other classes of service would have resources available to translate documents from English to other languages, as needed, in their business environment. However, all notices would have a prominent message in Spanish explaining how assistance can be obtained through our customer service department where staff would be available to assist all customer classes.

**FISCAL IMPACT:**             Joe Beachem, Chief Financial Officer

Option 1 would incur significant costs. Bids would need to be obtained to determine the exact costs if this option is chosen. Options 2 and 3 would be done by internal staff and no additional costs would be incurred.

**STRATEGIC GOAL:**

1.1.1.2 Maximize our customer satisfaction by expanding and improving our communications.

**LEGAL IMPACT:**

None.

Attachments:

Attachment A - Committee Action



## ATTACHMENT A

<b>SUBJECT/PROJECT:</b>	Proposition 218 Notices for Spanish Speaking Customers
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### **COMMITTEE ACTION:**

That the Board approve the Finance, Administration and Communications Committee recommendation to instruct staff to include a brief, but prominent, message on all Proposition 218 notices directing customers to contact Customer Service for an explanation in Spanish. Additionally, that staff place the same or similar message on the District website where the notices are posted.

### **NOTE:**

The "Committee Action" is written in anticipation of the Committee moving the item forward for board approval. This report will be sent to the Board as a committee approved item, or modified to reflect any discussion or changes as directed from the committee prior to presentation to the full board.



# AGENDA ITEM 4

## STAFF REPORT

TYPE MEETING:	Regular Board	MEETING DATE:	February 5, 2014
		PROJECT:	DIV. NO. All
SUBMITTED BY:	Rita Bell, Finance Manager		
APPROVED BY:	<input checked="" type="checkbox"/> Joseph R. Beachem, Chief Financial Officer		
	<input checked="" type="checkbox"/> German Alvarez, Assistant General Manager		
	<input checked="" type="checkbox"/> Mark Watton, General Manager		
SUBJECT:	Adopt Amendments to Resolution Nos. 4219 and 4220 to Consolidate Improvement District (ID) 19 into ID 22 and ID 25 into ID 20 and Authorize Advertising of these Resolutions as Required by the Water Code and Government Code		

### **GENERAL MANAGER'S RECOMMENDATION:**

That the Board reaffirm the attached Resolutions of Intention, Nos. 4219 and 4220, initiating the process for the exclusion of parcels within Improvement Districts (IDs) 19 and 25 and also amend these resolutions to revise the date of the public hearing to March 5, 2014 to receive public comments regarding the District's intention to annex the excluded parcels in IDs 19 and 25 into IDs 22 and 20, respectfully. The Board had previously approved the District's intention to exclude parcels in IDs 19 and 25 and annex those parcels into IDs 22 and 20, respectively, at a meeting held on November 6, 2013, but is now simply setting a new date for the public hearing.

Concurrent with said action, that the Board also reaffirm the attached Resolutions of Intention, Nos. 4221 and 4222 that are necessary to initiate the process for the annexation of the excluded parcels in IDs 19 and 25 into IDs 22 and 20, respectively.

### **PURPOSE:**

That the Board authorize and initiate the process for the exclusion of parcels within Improvement Districts (IDs) 19 and 25 to be annexed into IDs 22 and 20, respectively.

Authorize staff to advertise, per Government Code Section 6066, the attached Resolutions of Intention 4219, 4220, 4221, and 4222 for a

period of two weeks. Once this requirement has been complied with, a second set of resolutions will be presented to confirm the exclusions and annexations. Direct staff to submit the appropriate forms and fees required to complete the Board action with the State Board of Equalization and the County of San Diego that would exclude parcels within IDs 19 and 25 to be annexed into IDs 22 and 20, respectively. A subsequent action will request that IDs 19 and 25 be dissolved effective July 1, 2014.

**ANALYSIS:**

On May 14, 2013, the Board directed staff to move forward with the consolidation process. This action is the first of two necessary steps to complete this consolidation. Once the exclusion and annexation are initiated by the Board, staff will publish the resolutions as required by statute and then the Board will have the ability to confirm the exclusion and annexation at a subsequent meeting. The exclusion will then become effective on the 31st day after completion of the publication and posting of the resolutions to exclude. The annexations become effective after the date of the adoption of the resolutions approving the annexation.

The availability charges and water rates and charges are identical between IDs 19 and 22 and IDs 25 and 20, and staff has determined that there is no longer a reason to separate these parcels. This will streamline the accounting and tracking of these parcels within the District's various information systems.

Because the proposed consolidation technically imposes a "new" charge on customers, in compliance with the Proposition 218 requirements notices were sent to all customers within these IDs to inform them of their option to protest rate changes. The required public hearing took place at the September 4, 2013 Board Meeting where the Board determined there were no protests regarding this action.

**FISCAL IMPACT:**             Joe Beachem, Chief Financial Officer

None.

**STRATEGIC GOAL:**

Through well-established financial policies and wise management of funds, the District will continue to guarantee fiscal responsibility to its ratepayers and the community at large.

**LEGAL IMPACT:**

None.

Attachments:

- A) Committee Action
- B) Resolution No. 4219
  - Exhibit A - Legal Description ID 19
  - Exhibit B - Map ID 19
- C) Resolution No. 4220
  - Exhibit A - Legal Description ID 25
  - Exhibit B - Map ID 25
- D) Resolution No. 4221
  - Exhibit A - Legal Description ID 19
  - Exhibit B - Map ID 19
- E) Resolution No. 4222
  - Exhibit A - Legal Description ID 25
  - Exhibit B - Map ID 25



## ATTACHMENT A

<b>SUBJECT/PROJECT:</b>	Adopt Amendments to Resolution Nos. 4219 and 4220 to Consolidate Improvement District (ID) 19 into ID 22 and ID 25 into ID 20 and Authorize Advertising of these Resolutions as Required by the Water Code and Government Code
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### **COMMITTEE ACTION:**

That the Board reaffirm the attached Resolutions of Intention, Nos. 4219 and 4220, initiating the process for the exclusion of parcels within Improvement Districts (IDs) 19 and 25 and also amend these resolutions to revise the date of the public hearing to March 5, 2014 to receive public comments regarding the District's intention to annex the excluded parcels in IDs 19 and 25 into IDs 22 and 20, respectfully. The Board had previously approved the District's intention to exclude parcels in IDs 19 and 25 and annex those parcels into IDs 22 and 20, respectively, at a meeting held on November 6, 2013, but is now simply setting a new date for the public hearing.

Concurrent with said action, that the Board also reaffirm the attached Resolutions of Intention, Nos. 4221 and 4222 that are necessary to initiate the process for the annexation of the excluded parcels in IDs 19 and 25 into IDs 22 and 20, respectively.

### **NOTE:**

The "Committee Action" is written in anticipation of the Committee moving the item forward for board approval. This report will be sent to the Board as a committee approved item, or modified to reflect any discussion or changes as directed from the committee prior to presentation to the full board.

RESOLUTION NO. 4219

RESOLUTION OF THE BOARD OF DIRECTORS OF  
OTAY WATER DISTRICT DECLARING ITS  
INTENTION TO EXCLUDE PARCELS FROM  
IMPROVEMENT DISTRICT 19

WHEREAS, on April 19<sup>th</sup>, 1971 by Resolution No. 866, the Otay Water District Board of Directors (“Board”) formed Improvement District (“ID”) 19 for the purpose of incurring necessary bonded indebtedness for the acquisition, construction and completion of water improvements and works; and

WHEREAS, on July 3<sup>rd</sup>, 1972 by Resolution No. 986, the Board formed ID 22 for the purpose of incurring necessary bonded indebtedness for the acquisition, construction, and completion of water improvements and works; and

WHEREAS, the availability charges and water rates and charges are identical between IDs 19 and 22; and

WHEREAS, staff has determined that there is no longer a reason to separate these parcels; and

WHEREAS, by initiating proceedings to consolidate ID 19 into ID 22 it would streamline the accounting and tracking of these parcels; and

WHEREAS, the Board hereby declares, by its own motion, its intention to exclude parcels in ID 19 pursuant to Water Code Sections 72080, *et seq.*, with an eye towards annexing the excluded parcels into ID 22; and

WHEREAS, in compliance with Proposition 218, the Otay Water District held the required public hearing on the new fees and charges for the parcels excluded from ID 19 and annexed into ID 22, which were approved at its September 4, 2013 Board meeting, where the Board determined that there were no protests regarding this action;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Board of Directors, on its own motion, does hereby declare its intention to exclude parcels within ID 19, as identified in Exhibits A & B to this resolution.

2. That the taxes for carrying out the purposes of ID 19 will not be levied upon taxable property in the excluded territory following such exclusion.

3. That there is no bond debt on ID 19 and, therefore, taxes for the payment of principal and interest on any outstanding bonds of ID 19 will not be levied upon taxable property in the excluded territory following such exclusion.

4. That, following such exclusion, the taxable property in the territory remaining in ID 19, if any, shall continue to be levied upon and taxed to provide funds for the purposes of ID 19.

5. That a map showing the exterior boundaries of the proposed territory to be excluded, with relation to the territory remaining in ID 19, is on file with the Secretary of the District and is available for inspection by any person or persons interested. Said map shall govern for all details as to the extent of the proposed exclusion.

6. That notice is hereby given that a hearing shall be held by the Board on Wednesday, March 5, 2014 at 3:30 p.m. on the questions of the proposed exclusion and the effect of such exclusion upon the Otay Water District, ID 19 and the territory to be excluded. At such time and place, any person interested, including all persons owning property in the Otay Water District or in ID 19, will be heard.

BE IT FURTHER RESOLVED that the Board directs staff to provide notice of the proposed exclusion and publish a copy of this Resolution of Intention to Exclude pursuant to and consistent with Government Code section 6066 and Water Code section 72084.

PASSED, APPROVED AND ADOPTED by the Board of Directors of the Otay Water District at a regular meeting held this 5<sup>th</sup> day of February, 2014.

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President

ATTEST:

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Secretary

## EXHIBIT "A"

### GEOGRAPHIC DESCRIPTION IMPROVEMENT DISTRICT 19

ALL THOSE PORTIONS OF FRACTIONAL SECTIONS 16, 20 AND 21 IN TOWNSHIP 17 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN IN SAN DIEGO COUNTY, STATE OF CALIFORNIA ACCORDING TO THE UNITED STATES GOVERNMENT SURVEY THEREOF AND A PORTION OF SAN MIGUEL CITY ACCORDING TO THE MAP THEREOF NO. 335 AND A PORTION OF M.S. ROOTS VILLAGE SITES ACCORDING TO THE MAP THEREOF NO. 586, BOTH MAPS ON FILE IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE SOUTHEAST CORNER FRACTIONAL SECTION 16, TOWNSHIP 21 SOUTH, RANGE 1 WEST, SAN BERNARDINO BASE AND MERIDIAN, ACCORDING TO SAID UNITED STATES GOVERNMENT SURVEY;

THENCE (1) NORTH 89°49'14" WEST, A DISTANCE OF 1,338.86 FEET ALONG THE SOUTH LINE OF SAID FRACTIONAL SECTION 16, TOWNSHIP 17 SOUTH, RANGE 1 WEST, ACCORDING TO SAID UNITED STATES GOVERNEMENT SURVEY TO THE CENTERLINE OF B STREET, AS SHOWN ON M. S. ROOT'S VILLA SITES, ACCORDING TO MAP NO. 586;

THENCE (2) SOUTH 00°04'39" WEST, A DISTANCE OF 1,318.72 FEET ALONG THE CENTERLINE OF B STREET, AS SHOWN ON SAID MAP NO. 586, TO THE SOUTHERLY LINE OF OLIVE AVENUE, AS SHOWN ON SAID MAP NO. 586;

THENCE (3) NORTH 89°51'51" WEST, A DISTANCE OF 1,307.38 FEET ALONG SOUTHERLY LINE OF OLIVE AVENUE TO NORTH-SOUTH CENTERLINE OF FRACTIONAL SECTION 21, TOWNSHIP 17 SOUTH, RANGE 1 WEST, ACCORDING TO SAID UNITED STATES GOVERNEMENT SURVEY;

THENCE (4) SOUTH 00°08'11" WEST, A DISTANCE OF 2,636.91 FEET TO THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION 21;

THENCE (5) NORTH 89°48'46" WEST, A DISTANCE OF 2,650.02 FEET TO THE WEST LINE OF SAID SECTION 21;

THENCE (6) SOUTH 00°09'43" WEST, A DISTANCE OF 23.32 FEET ALONG THE WEST LINE OF SAID SECTION 21 TO THE NORTHERLY LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF FRACTIONAL SECTION 20, TOWNSHIP 17 SOUTH, RANGE 1 WEST;

THENCE (7) NORTH 89°42'09" WEST, A DISTANCE OF 221.52 FEET ALONG SAID NORTHERLY LINE TO THE EASTERLY LINE OF QUARTER SECTION 5 OF RANCHO DE LA NACION, ACCORDING TO MAP NO. 166, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

THENCE (8) NORTH 17°51'58" WEST, A DISTANCE OF 1,564.70 FEET ALONG THE EASTERLY LINE OF SAID QUARTER SECTION 5;

THENCE (9) NORTH 70°43'41" EAST, A DISTANCE OF 749.46 FEET TO A POINT ON THE WESTERLY LINE OF SECTION 21;

THENCE (10) NORTH 00°14'14" EAST, A DISTANCE OF 959.66 FEET ALONG THE WESTERLY LINE OF SAID SECTION 21;

THENCE (11) SOUTH 89°52'49" EAST, A DISTANCE OF 270.21 FEET;

THENCE (12) NORTH 00°15'07" EAST, A DISTANCE OF 594.18 FEET;

THENCE (13) SOUTH 70°14'36" EAST, A DISTANCE OF 1,116.85 FEET;

THENCE (14) SOUTH 00°12'13" WEST, A DISTANCE OF 93.66 FEET;

THENCE (15) SOUTH 89°31'44" EAST, A DISTANCE OF 976.92 FEET;

THENCE (16) NORTH, A DISTANCE OF 1,154.68 FEET TO THE SOUTH LINE OF SECTION 16;

THENCE (17) SOUTH 89°55'04" EAST, A DISTANCE OF 25.32 FEET ALONG THE SOUTH LINE OF SECTION 16;

THENCE (18) NORTH 00°11'02" EAST, A DISTANCE OF 586.34 FEET;

THENCE (19) SOUTH 89°42'44" EAST, A DISTANCE OF 573.93 FEET;

THENCE (20) NORTH, A DISTANCE OF 588.73 FEET;

THENCE (21) EAST, A DISTANCE OF 568.19 FEET;

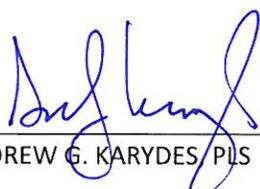
THENCE (22) NORTH, A DISTANCE OF 267.62 FEET;

THENCE (23) SOUTH 89°43'30" EAST, A DISTANCE OF 1,729.62 FEET TO THE EASTERLY LINE OF SECTION 16;

THENCE (24) SOUTH 03°47'26" EAST, A DISTANCE OF 1,438.09 FEET ALONG THE EASTERLY LINE OF SAID SECTION 16 TO THE POINT OF BEGINNING.

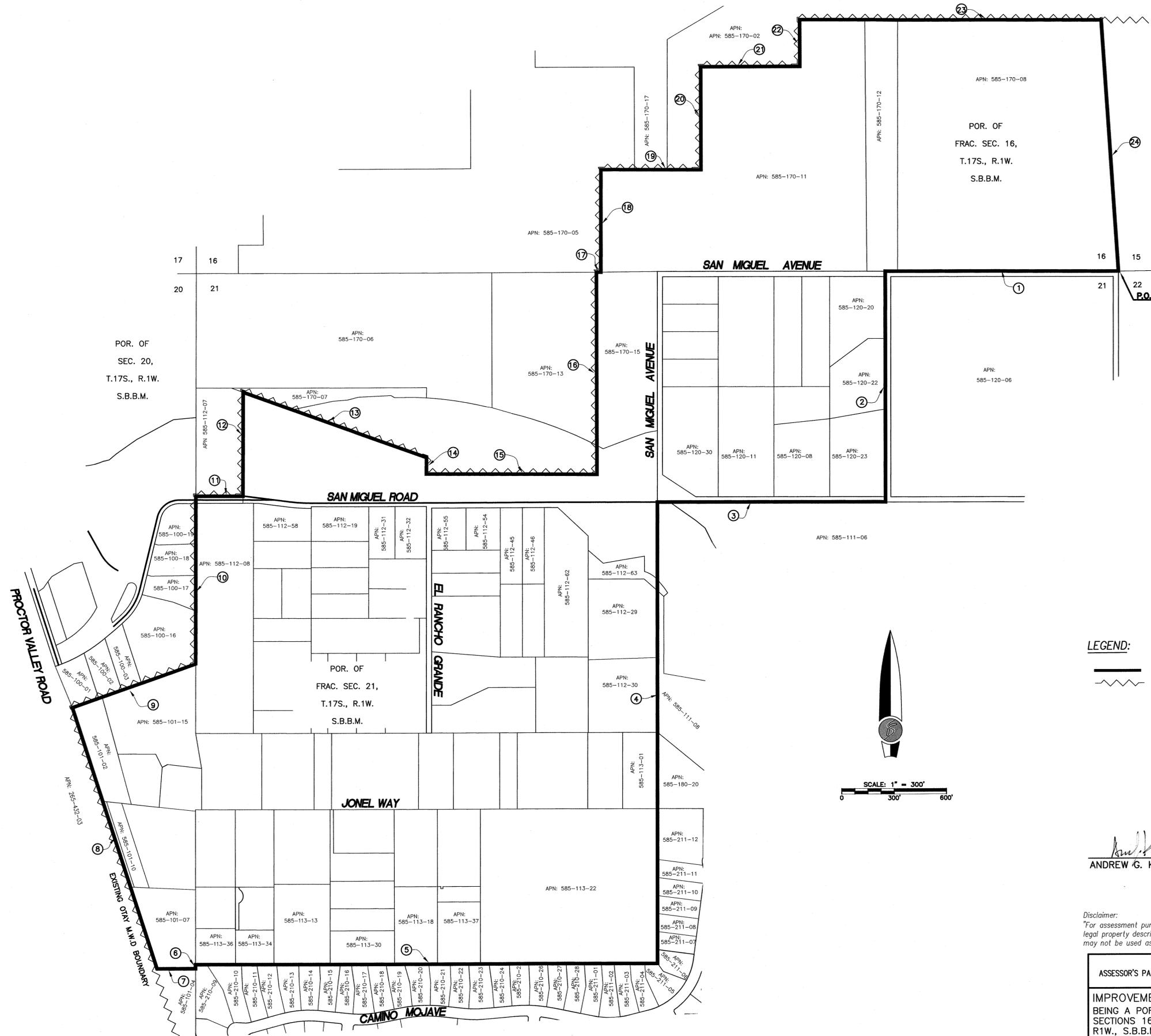
CONTAINING 324.395 ACRES, MORE OR LESS.

*For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.*

  
ANDREW G. KARYDES, PLS      1/02/14  
DATE



# EXHIBIT "B"

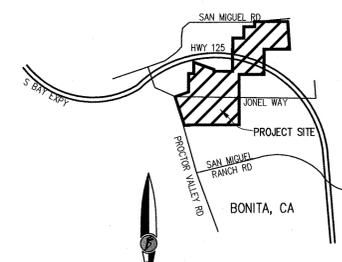
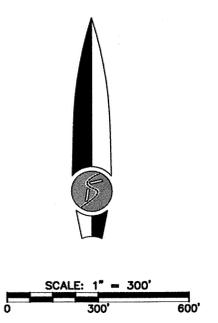


**COURSES:**

1	N89°49'14"W	1338.86'
2	S0°04'39"W	1318.72'
3	N89°51'51"W	1307.38'
4	S0°08'11"W	2636.91'
5	N89°48'46"W	2650.02'
6	S0°09'43"W	23.32'
7	N89°42'09"W	221.52'
8	N17°51'58"W	1564.70'
9	N70°43'41"E	749.46'
10	N0°14'14"E	959.66'
11	S89°52'49"E	270.21'
12	N0°15'07"E	594.18'
13	S70°14'36"E	1116.85'
14	S0°12'13"W	93.66'
15	S89°31'44"E	976.92'
16	N0°00'00"E	1154.68'
17	S89°55'04"E	25.32'
18	N0°11'02"E	586.34'
19	S89°42'44"E	573.93'
20	N0°00'00"E	588.73'
21	N90°00'00"E	568.19'
22	N0°00'00"E	267.62'
23	S89°43'30"E	1729.62'
24	S3°47'26"E	1438.09'

**324.39 ACRES**

**LEGEND:**  
 IMPROVEMENT DISTRICT 19  
 EXISTING OWD BOUNDARY



*Andrew G. Karydes*  
 ANDREW G. KARYDES, PLS      01/02/14      DATE



Disclaimer:  
 "For assessment purposes only, this description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for the sale of land described."

ASSESSOR'S PARCEL NUMBER(S):	SEE MAP	ACREAGE	DATE	SCALE
		324.39	01/02/14	1" = 300'
IMPROVEMENT DISTRICT NO. 19 BEING A PORTION OF FRACTIONAL SECTIONS 16, 20, AND 21 T.17S., R.1W., S.B.B.M. SAN DIEGO COUNTY		SAN DIEGUITO ENGINEERING, INC. 4407 MANCHESTER, SUITE 105 ENCINITAS, CA. 92024 PHONE: (760) 753-5525 CIVIL ENGINEERING • PLANNING LAND SURVEYING		

## RESOLUTION NO. 4220

RESOLUTION OF THE BOARD OF DIRECTORS OF  
OTAY WATER DISTRICT DECLARING ITS  
INTENTION TO EXCLUDE PARCELS FROM  
IMPROVEMENT DISTRICT 25

WHEREAS, on May 1<sup>st</sup>, 1978 by Resolution No. 1498, the Otay Water District Board of Directors (“Board”) formed Improvement District (“ID”) 25 for the purpose of incurring bonded indebtedness for the construction of a water transmission and distribution system; and

WHEREAS, on May 17<sup>th</sup>, 1971 by Resolution No. 880, the Board formed ID 20 for the purpose of incurring necessary bonded indebtedness for the acquisition, construction, and completion of water improvements and works; and

WHEREAS, the availability charges and water rates and charges are identical between IDs 25 and 20; and

WHEREAS, staff has determined that there is no longer a reason to separate these parcels; and

WHEREAS, by initiating proceedings to consolidate ID 25 into ID 20 it would streamline the accounting and tracking of these parcels; and

WHEREAS, the Board hereby declares, by its own motion, its intention to exclude parcels in ID 25 pursuant to Water Code Sections 72080, *et seq.*, with an eye towards annexing the excluded parcels into ID 20; and

WHEREAS, in compliance with Proposition 218, the Otay Water District held the required public hearing on the new fees and charges for the parcels excluded from ID 25 and annexed into ID 20, which were approved at its September 4, 2013 Board meeting, where the Board determined that there were no protests regarding this action;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Board of Directors, on its own motion, does hereby declare its intention to exclude parcels within ID 25, as identified in Exhibits A & B to this resolution.

2. That the taxes for carrying out the purposes of ID 25 will not be levied upon taxable property in the excluded territory following such exclusion.

3. That there is no bond debt on ID 25 and, therefore, taxes for the payment of principal and interest on any outstanding bonds of ID 25 will not be levied upon taxable property in the excluded territory following such exclusion.

4. That, following such exclusion, the taxable property in the territory remaining in ID 25, if any, shall continue to be levied upon and taxed to provide funds for the purposes of ID 25.

5. That a map showing the exterior boundaries of the proposed territory to be excluded, with relation to the territory remaining in ID 25, is on file with the Secretary of the District and is available for inspection by any person or persons interested. Said map shall govern for all details as to the extent of the proposed exclusion.

6. That notice is hereby given that a hearing shall be held by the Board on Wednesday, March 5, 2014, at 3:30 p.m. on the questions of the proposed exclusion and the effect of such exclusion upon the Otay Water District, ID 25 and the territory to be excluded. At such time and place, any person interested, including all persons owning property in the Otay Water District or in ID 25, will be heard.

BE IT FURTHER RESOLVED that the Board directs staff to provide notice of the proposed exclusion and publish a copy of this Resolution of Intention to Exclude pursuant to and consistent with Government Code section 6066 and Water Code section 72084.

PASSED, APPROVED AND ADOPTED by the Board of Directors of the Otay Water District at a regular meeting held this 5<sup>th</sup> day of February, 2014.

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President

ATTEST:

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Secretary

## EXHIBIT "A"

### GEOGRAPHIC DESCRIPTION IMPROVEMENT DISTRICT 25

ALL THAT PORTION OF EAST SAN DIEGO VILLA HEIGHTS ACCORDING TO THE MAP THEREOF NO. 1317 FILED IN THE OFFICE OF THE RECORDER OF SAN DIEGO COUNTY, STATE OF CALIFORNIA, BEING A PORTION OF SECTION 4, TOWNSHIP 17 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN ACCORDING TO THE UNITED STATES GOVERNMENT SURVEY THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SECTION 4, TOWNSHIP 17 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN OF SAID UNITED STATES GOVERNMENT SURVEY;

THENCE (1) NORTH 89°40'36" EAST, A DISTANCE OF 631.20 FEET ALONG THE NORTHERLY LINE OF SAID SECTION 4 TO A POINT OF INTERSECTION WITH THE CENTERLINE OF RAMONA AVENUE, AS SHOWN ON SAID MAP NO. 1317, AND THE **TRUE POINT OF BEGINNING**, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

THENCE (2) NORTH 89°40'36" EAST, A DISTANCE OF 909.25 FEET ALONG SAID NORTHERLY LINE OF SAID SECTION TO A POINT OF INTERSECTION WITH THE CENTERLINE OF LA PRESA AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (3) SOUTH 01°09'20" WEST, A DISTANCE OF 395.86 FEET ALONG THE CENTERLINE OF SAID LA PRESA AVENUE TO A POINT OF INTERSECTION OF THE WESTERLY PROLONGATION OF THE SOUTHERLY LINE OF LOTS 9 AND 22, BLOCK 99, OF SAID MAP NO. 1317;

THENCE (4) SOUTH 88°44'07" EAST, A DISTANCE OF 303.13 FEET ALONG SAID SOUTHERLY LINE TO A POINT OF INTERSECTION WITH THE CENTERLINE OF SAN MIGUEL AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (5) NORTH 01°07'59" EAST, A DISTANCE OF 404.26 FEET ALONG SAID CENTERLINE OF SAN MIGUEL AVENUE TO THE NORTHERLY LINE OF SAID SECTION 4 AND THE NORTHERLY LINE OF IVY STREET, AS SHOWN ON SAID MAP NO. 1317, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

THENCE (6) NORTH 89°40'36" EAST, A DISTANCE OF 813.94 FEET ALONG SAID NORTHERLY LINE OF SAID SECTION;

THENCE (7) SOUTH 89°09'48" EAST, A DISTANCE OF 176.13 FEET CONTINUING ALONG SAID NORTHERLY LINE OF SAID SECTION;

THENCE (8) SOUTH 00°50'12" WEST, A DISTANCE OF 46.00 FEET TO THE SOUTHERLY LINE OF IVY STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (9) NORTH 89°09'48" WEST, A DISTANCE OF 175.66 FEET ALONG SAID SOUTHERLY LINE OF IVY STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (10) SOUTH 89°40'36" WEST, A DISTANCE OF 182.24 FEET CONTINUING ALONG SAID SOUTHERLY LINE OF IVY STREET TO THE EASTERLY LINE OF PORTOLA AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (11) SOUTH 01°10'35" WEST, A DISTANCE OF 119.26 FEET ALONG THE EASTERLY LINE OF PORTOLA AVENUE TO THE NORTHWEST CORNER OF LOT 13, BLOCK 96, OF SAID MAP NO. 1317;

THENCE (12) SOUTH 88°22'01" EAST, A DISTANCE OF 303.18 FEET ALONG THE NORTHERLY LINE OF SAID LOT 13, LOT 18, AND THE EASTERLY PROLONGATION THEREOF, TO THE EASTERLY LINE OF CORONADO AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (13) SOUTH 01°09'50" WEST, A DISTANCE OF 685.65 FEET ALONG THE EASTERLY LINE OF SAID CORONADO AVENUE TO A POINT OF INTERSECTION WITH THE CENTERLINE OF HEMLOCK STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (14) SOUTH 88°22'29" EAST, A DISTANCE OF 1,209.33 FEET ALONG THE CENTERLINE OF SAID HEMLOCK STREET TO THE CENTERLINE OF SANGAMON STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (15) SOUTH 01°27'48" WEST, A DISTANCE OF 1,815.88 FEET ALONG THE CENTERLINE OF SANGAMON STREET TO THE EASTERLY PROLONGATION OF THE SOUTHERLY LINE OF LOTS 3 AND 22 OF BLOCKS 53 THROUGH 65 OF SAID MAP NO. 1317;

THENCE (16) NORTH 88°24'52" WEST, A DISTANCE OF 3,957.69 FEET ALONG SAID SOUTHERLY LINE OF SAID LOTS 3 AND 22 OF SAID BLOCKS 53 THROUGH 65, TO THE CENTERLINE OF GRAND AVENUE, AS SHOWN ON SAID MAP NO. 1317, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

THENCE (17) NORTH 01°15'51" EAST, A DISTANCE OF 1,170.94 FEET ALONG THE CENTERLINE OF SAID GRAND AVENUE TO A POINT OF INTERSECTION WITH GRAPE STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (18) SOUTH 88°23'18" EAST, A DISTANCE OF 303.53 FEET ALONG THE CENTERLINE OF GRAPE STREET, TO A POINT OF INTERSECTION WITH THE CENTERLINE OF PARAISO AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (19) NORTH 01°14'31" EAST, A DISTANCE OF 274.20 FEET ALONG THE CENTERLINE OF PARAISO AVENUE, TO A POINT WHICH BEARS SOUTH 88°45'29" EAST, A DISTANCE OF 25.00 FEET FROM THE NORTHEAST CORNER OF LOT 20, BLOCK 79, OF SAID MAP NO. 1317;

THENCE (20) NORTH 88°45'29" WEST, A DISTANCE OF 25.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 20;

THENCE (21) NORTH 88°22'48" WEST, A DISTANCE OF 253.42 FEET ALONG THE NORTH LINE OF LOT 20, BLOCK 79, OF MAP NO. 1317, TO THE NORTHWEST CORNER OF SAID LOT 20;

THENCE (22) NORTH 88°44'09" WEST, A DISTANCE OF 25.00 FEET TO THE CENTERLINE OF GRAND AVENUE, AS SHOWN ON SAID MAP NO. 1317, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

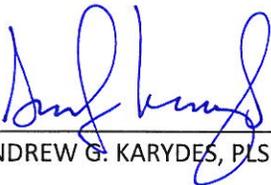
THENCE (23) NORTH 01°15'51" EAST, A DISTANCE OF 373.86 FEET ALONG SAID CENTERLINE OF GRAND AVENUE, TO A POINT OF INTERSECTION WITH THE CENTERLINE OF HEMLOCK STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (24) SOUTH 88°22'25" EAST, A DISTANCE OF 606.57 FEET ALONG THE CENTERLINE OF HEMLOCK STREET, TO A POINT OF INTERSECTION WITH THE CENTERLINE OF RAMONA AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (25) NORTH 01°13'13" EAST, A DISTANCE OF 788.18 FEET ALONG THE CENTERLINE OF RAMONA AVENUE TO THE NORTHERLY LINE OF SAID SECTION 4 AND THE TRUE POINT OF BEGINNING;

CONTAINING 200.403 ACRES, MORE OR LESS.

*For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.*

  
\_\_\_\_\_  
ANDREW G. KARYDES, PLS                      1/02/14  
DATE



# EXHIBIT "B"

SEC. 33  
T.16S., R.1W.  
S.B.B.M.

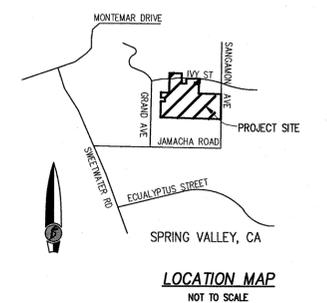
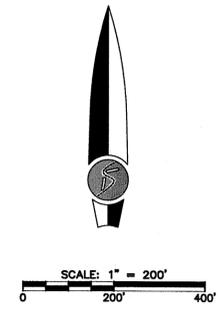


**COURSES:**

- 1 N89°40'36"E 631.20'
- 2 N89°40'36"E 908.25'
- 3 S1°09'20"W 395.86'
- 4 S88°44'07"E 303.13'
- 5 N1°07'59"E 404.26'
- 6 N89°40'36"E 813.94'
- 7 S89°09'48"E 176.13'
- 8 S0°50'12"W 46.00'
- 9 N89°09'48"W 175.66'
- 10 S89°40'36"W 182.24'
- 11 S1°10'35"W 119.26'
- 12 S88°22'01"E 303.18'
- 13 S1°09'50"W 685.65'
- 14 S88°22'29"E 1208.33'
- 15 S1°27'48"W 1815.88'
- 16 N88°24'52"W 3957.69'
- 17 N1°15'51"E 1170.94'
- 18 S88°23'18"E 303.53'
- 19 N1°14'31"E 274.20'
- 20 N88°45'29"W 25.00'
- 21 N88°22'48"W 253.42'
- 22 N88°44'09"W 25.00'
- 23 N1°15'51"E 373.86'
- 24 S88°22'25"E 606.57'
- 25 N1°13'13"E 788.18'

200.40 ACRES

POR. SEC. 5  
T.17S., R.1W.  
S.B.B.M.



**LEGEND:**  
 IMPROVEMENT DISTRICT 25  
 EXISTING OMD BOUNDARY

*Andrew G. Karydes*  
 ANDREW G. KARYDES, PLS      01/02/14      DATE



Disclaimer:  
For assessment purposes only, this description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for the sale of land described.

ASSESSOR'S PARCEL NUMBER(S):	SEE MAP	ACREAGE	200.40	DATE	01/02/14	SCALE	1" = 200'
IMPROVEMENT DISTRICT NO. 25 BEING A PORTION OF SECTION 4, T.17S., R.1W., S.B.B.M. SAN DIEGO COUNTY				SAN DIEGUITO ENGINEERING, INC. 4407 MANCHESTER, SUITE 105 ENCINITAS, CA. 92024 PHONE: (760) 753-5525 CIVIL ENGINEERING • PLANNING LAND SURVEYING			

## RESOLUTION NO. 4221

A RESOLUTION OF THE BOARD OF DIRECTORS OF  
OTAY WATER DISTRICT DECLARING ITS INTENTION TO  
ANNEX PARCELS EXCLUDED FROM IMPROVEMENT  
DISTRICT 19 INTO IMPROVEMENT DISTRICT 22

WHEREAS, on April 19<sup>th</sup>, 1971 by Resolution No. 866, the Otay Water District Board of Directors (“Board”) formed Improvement District (“ID”) 19 for the purpose of incurring necessary bonded indebtedness for the acquisition, construction and completion of water improvements and works; and

WHEREAS, on July 3<sup>rd</sup>, 1972 by Resolution No. 986, the Board formed ID 22 for the purpose of incurring necessary bonded indebtedness for the acquisition, construction, and completion of water improvements and works; and

WHEREAS, the availability charges and water rates and charges are identical between IDs 19 and 22; and

WHEREAS, staff has determined that there is no longer a reason to separate these parcels; and

WHEREAS, by initiating proceedings to consolidate ID 19 into ID 22 it would streamline the accounting and tracking of these parcels; and

WHEREAS, the Board hereby declares its intention to annex parcels excluded from ID 19, if approved, into ID 22, pursuant to Water Code sections 72700, *et seq.*; and

WHEREAS, in compliance with Proposition 218, the Otay Water District held the required public hearing on the new fees and changes for the parcels excluded from ID 19 and annexed into ID 22, if approved, at its September 4, 2013 Board meeting, where the Board determined that there were no protests regarding this action;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Board of Directors, pursuant to Water Code sections 72700, *et seq.*, does hereby declare its intention to annex the parcels excluded from ID 19, if approved, into ID 22, as described in Exhibit A:

2. That the purpose of the proposed annexation, in conjunction with the exclusion of parcels from ID 19, is to streamline the accounting and tracking of parcels in IDs with the same availability charges and water rates and charges, thereby increasing efficiencies for the Otay Water District without resulting in any changes to the fees or charges imposed on property owners.

3. A depiction of the area proposed to be annexed, and the boundaries of IDs 19 and 22 following the annexation, is set forth on a map in Exhibit B filed with the Secretary of the District, which map shall govern for all details as to the area proposed to be annexed.

4. That the annexation of said parcels is subject to the owners complying with the following terms and conditions:

- (a) Payment of yearly assessment fees of \$30.00 per acre of land and \$10.00 per parcel of land less than one acre which will be collected through the County Tax Assessor's office.
- (c) In the event that water service is to be provided, the payment of all applicable water meter fees per Equipment Dwelling Unit (EDU) at the time the meter is purchased.
- (d) Payment of all other applicable local or state agency fees or charges.

5. That the holders of title to any of the parcels to be annexed may file written protests with the Secretary of the District regarding the annexation or the annexation upon the terms and conditions identified above, to the following address:

District Secretary  
Otay Water District  
2554 Sweetwater Springs Boulevard  
Spring Valley, CA 91978

4. That notice is hereby given that a hearing shall be held by the Board on Wednesday, November 6, 2013, at 3:30 p.m. at which the Board will receive written protests theretofore filed with the Secretary of the District, receive additional written protests, and hear from any and all persons interested in the annexation.

BE IT FURTHER RESOLVED that the Board directs staff to provide notice of the proposed annexation and publish and post a copy of this Resolution of Intention to Annex pursuant to and consistent with Government Code section 6066 and Water Code sections 72702 and 72703.

PASSED, APPROVED AND ADOPTED by the Board of Directors of the Otay Water District at a regular meeting held this 6<sup>th</sup> day of November, 2013.

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President

ATTEST:

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District Secretary

## EXHIBIT "A"

### GEOGRAPHIC DESCRIPTION IMPROVEMENT DISTRICT 19

ALL THOSE PORTIONS OF FRACTIONAL SECTIONS 16, 20 AND 21 IN TOWNSHIP 17 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN IN SAN DIEGO COUNTY, STATE OF CALIFORNIA ACCORDING TO THE UNITED STATES GOVERNMENT SURVEY THEREOF AND A PORTION OF SAN MIGUEL CITY ACCORDING TO THE MAP THEREOF NO. 335 AND A PORTION OF M.S. ROOTS VILLAGE SITES ACCORDING TO THE MAP THEREOF NO. 586, BOTH MAPS ON FILE IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE SOUTHEAST CORNER FRACTIONAL SECTION 16, TOWNSHIP 21 SOUTH, RANGE 1 WEST, SAN BERNARDINO BASE AND MERIDIAN, ACCORDING TO SAID UNITED STATES GOVERNMENT SURVEY;

THENCE (1) NORTH 89°49'14" WEST, A DISTANCE OF 1,338.86 FEET ALONG THE SOUTH LINE OF SAID FRACTIONAL SECTION 16, TOWNSHIP 17 SOUTH, RANGE 1 WEST, ACCORDING TO SAID UNITED STATES GOVERNEMENT SURVEY TO THE CENTERLINE OF B STREET, AS SHOWN ON M. S. ROOT'S VILLA SITES, ACCORDING TO MAP NO. 586;

THENCE (2) SOUTH 00°04'39" WEST, A DISTANCE OF 1,318.72 FEET ALONG THE CENTERLINE OF B STREET, AS SHOWN ON SAID MAP NO. 586, TO THE SOUTHERLY LINE OF OLIVE AVENUE, AS SHOWN ON SAID MAP NO. 586;

THENCE (3) NORTH 89°51'51" WEST, A DISTANCE OF 1,307.38 FEET ALONG SOUTHERLY LINE OF OLIVE AVENUE TO NORTH-SOUTH CENTERLINE OF FRACTIONAL SECTION 21, TOWNSHIP 17 SOUTH, RANGE 1 WEST, ACCORDING TO SAID UNITED STATES GOVERNEMENT SURVEY;

THENCE (4) SOUTH 00°08'11" WEST, A DISTANCE OF 2,636.91 FEET TO THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION 21;

THENCE (5) NORTH 89°48'46" WEST, A DISTANCE OF 2,650.02 FEET TO THE WEST LINE OF SAID SECTION 21;

THENCE (6) SOUTH 00°09'43" WEST, A DISTANCE OF 23.32 FEET ALONG THE WEST LINE OF SAID SECTION 21 TO THE NORTHERLY LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF FRACTIONAL SECTION 20, TOWNSHIP 17 SOUTH, RANGE 1 WEST;

THENCE (7) NORTH 89°42'09" WEST, A DISTANCE OF 221.52 FEET ALONG SAID NORTHERLY LINE TO THE EASTERLY LINE OF QUARTER SECTION 5 OF RANCHO DE LA NACION, ACCORDING TO MAP NO. 166, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

THENCE (8) NORTH 17°51'58" WEST, A DISTANCE OF 1,564.70 FEET ALONG THE EASTERLY LINE OF SAID QUARTER SECTION 5;

THENCE (9) NORTH 70°43'41" EAST, A DISTANCE OF 749.46 FEET TO A POINT ON THE WESTERLY LINE OF SECTION 21;

THENCE (10) NORTH 00°14'14" EAST, A DISTANCE OF 959.66 FEET ALONG THE WESTERLY LINE OF SAID SECTION 21;

THENCE (11) SOUTH 89°52'49" EAST, A DISTANCE OF 270.21 FEET;

THENCE (12) NORTH 00°15'07" EAST, A DISTANCE OF 594.18 FEET;

THENCE (13) SOUTH 70°14'36" EAST, A DISTANCE OF 1,116.85 FEET;

THENCE (14) SOUTH 00°12'13" WEST, A DISTANCE OF 93.66 FEET;

THENCE (15) SOUTH 89°31'44" EAST, A DISTANCE OF 976.92 FEET;

THENCE (16) NORTH, A DISTANCE OF 1,154.68 FEET TO THE SOUTH LINE OF SECTION 16;

THENCE (17) SOUTH 89°55'04" EAST, A DISTANCE OF 25.32 FEET ALONG THE SOUTH LINE OF SECTION 16;

THENCE (18) NORTH 00°11'02" EAST, A DISTANCE OF 586.34 FEET;

THENCE (19) SOUTH 89°42'44" EAST, A DISTANCE OF 573.93 FEET;

THENCE (20) NORTH, A DISTANCE OF 588.73 FEET;

THENCE (21) EAST, A DISTANCE OF 568.19 FEET;

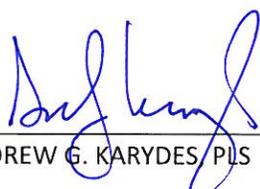
THENCE (22) NORTH, A DISTANCE OF 267.62 FEET;

THENCE (23) SOUTH 89°43'30" EAST, A DISTANCE OF 1,729.62 FEET TO THE EASTERLY LINE OF SECTION 16;

THENCE (24) SOUTH 03°47'26" EAST, A DISTANCE OF 1,438.09 FEET ALONG THE EASTERLY LINE OF SAID SECTION 16 TO THE POINT OF BEGINNING.

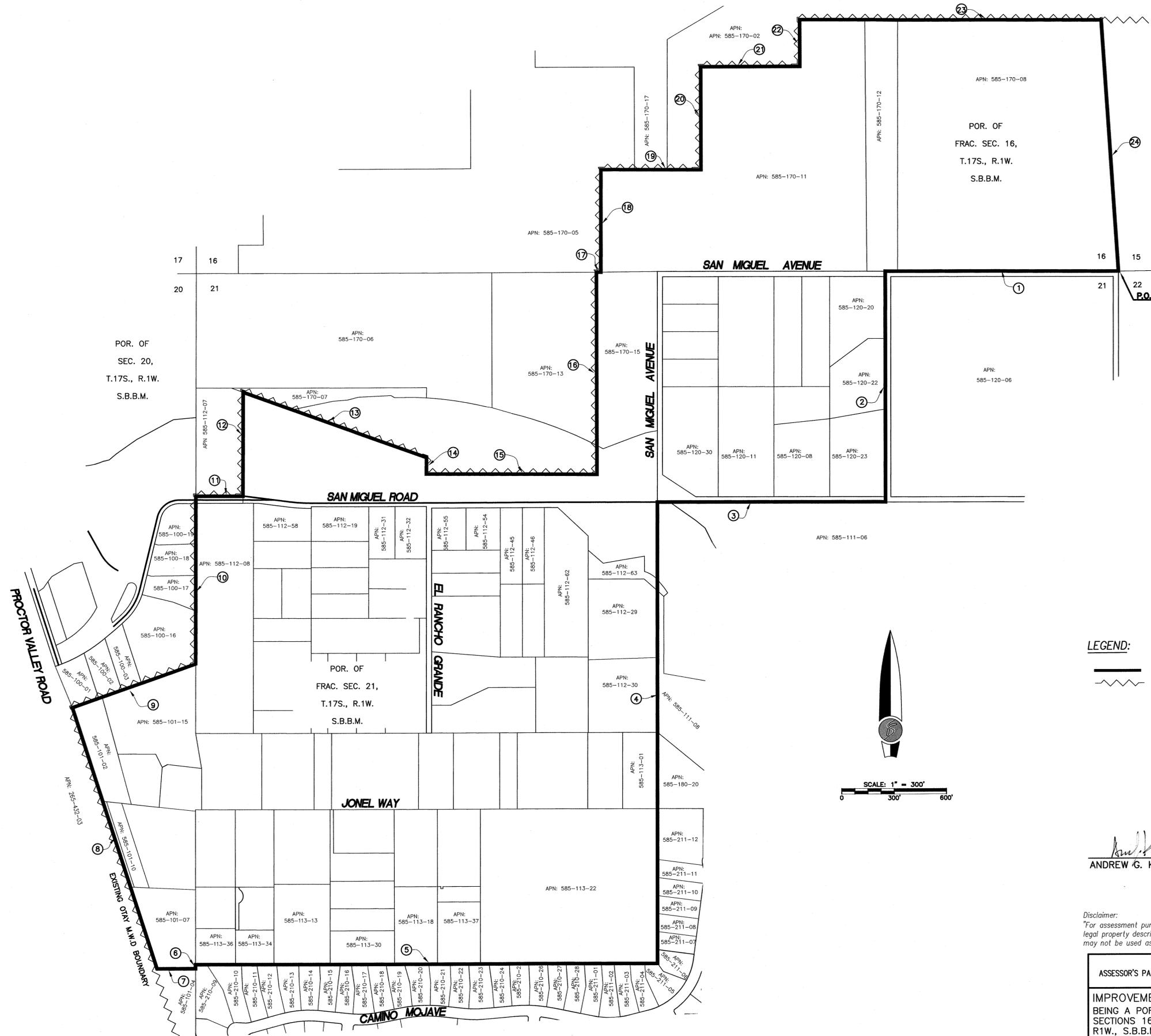
CONTAINING 324.395 ACRES, MORE OR LESS.

*For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.*

  
ANDREW G. KARYDES, PLS      1/02/14  
DATE



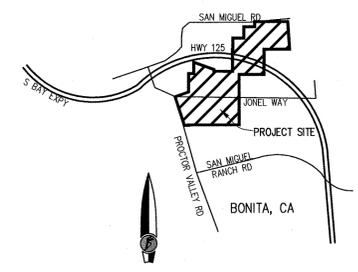
# EXHIBIT "B"



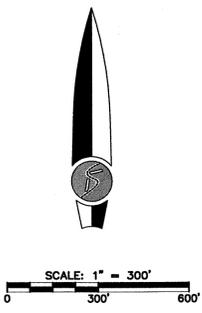
**COURSES:**

1	N89°49'14"W	1338.86'
2	S0°04'39"W	1318.72'
3	N89°51'51"W	1307.38'
4	S0°08'11"W	2636.91'
5	N89°48'46"W	2650.02'
6	S0°09'43"W	23.32'
7	N89°42'09"W	221.52'
8	N17°51'58"W	1564.70'
9	N70°43'41"E	749.46'
10	N0°14'14"E	959.66'
11	S89°52'49"E	270.21'
12	N0°15'07"E	594.18'
13	S70°14'36"E	1116.85'
14	S0°12'13"W	93.66'
15	S89°31'44"E	976.92'
16	N0°00'00"E	1154.68'
17	S89°55'04"E	25.32'
18	N0°11'02"E	586.34'
19	S89°42'44"E	573.93'
20	N0°00'00"E	588.73'
21	N90°00'00"E	568.19'
22	N0°00'00"E	267.62'
23	S89°43'30"E	1729.62'
24	S3°47'26"E	1438.09'

324.39 ACRES



**LEGEND:**  
 IMPROVEMENT DISTRICT 19  
 EXISTING OWD BOUNDARY



*Andrew G. Karydes* 01/02/14  
 ANDREW G. KARYDES, PLS DATE



Disclaimer:  
 "For assessment purposes only, this description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for the sale of land described."

ASSESSOR'S PARCEL NUMBER(S):	SEE MAP	ACREAGE	DATE	SCALE
		324.39	01/02/14	1" = 300'
IMPROVEMENT DISTRICT NO. 19 BEING A PORTION OF FRACTIONAL SECTIONS 16, 20, AND 21 T.17S., R.1W., S.B.B.M. SAN DIEGO COUNTY		SAN DIEGUITO ENGINEERING, INC. 4407 MANCHESTER, SUITE 105 ENCINITAS, CA. 92024 PHONE: (760) 753-5525 CIVIL ENGINEERING • PLANNING LAND SURVEYING		

RESOLUTION NO. 4222

A RESOLUTION OF THE BOARD OF DIRECTORS OF  
OTAY WATER DISTRICT DECLARING ITS INTENTION TO  
ANNEX PARCELS EXCLUDED FROM IMPROVEMENT  
DISTRICT 25 INTO IMPROVEMENT DISTRICT 20

WHEREAS, on May 1<sup>st</sup>, 1978 by Resolution No. 1498, the Otay Water District Board of Directors (“Board”) formed Improvement District (“ID”) 25 for the purpose of incurring bonded indebtedness for the construction of a water transmission and distribution system; and

WHEREAS, on May 17<sup>th</sup>, 1971 by Resolution No. 880, the Board formed ID 20 for the purpose of incurring necessary bonded indebtedness for the acquisition, construction, and completion of water improvements and works; and

WHEREAS, the availability charges and water rates and charges are identical between IDs 25 and 20; and

WHEREAS, staff has determined that there is no longer a reason to separate these parcels; and

WHEREAS, by initiating proceedings to consolidate ID 25 into ID 20 it would streamline the accounting and tracking of these parcels; and

WHEREAS, the Board hereby declares its intention to annex parcels excluded from ID 20, if approved, into ID 25, pursuant to Water Code sections 72700, *et seq.*; and

WHEREAS, in compliance with Proposition 218, the Otay Water District held the required public hearing on the new fees and changes for the parcels excluded from ID 25 and annexed into ID 20, if approved, at its September 4, 2013 Board meeting, where the Board determined that there were no protests regarding this action;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Board of Directors, pursuant to Water Code sections 72700, *et seq.*, does hereby declare its intention to annex the parcels excluded from ID 25, if approved, into ID 20, as described in Exhibit A:

2. That the purpose of the proposed annexation, in conjunction with the exclusion of parcels from ID 25, is to streamline the accounting and tracking of parcels in IDs with the same availability charges and water rates and charges, thereby increasing efficiencies for the Otay Water District without resulting in any changes to the fees or charges imposed on property owners.

3. A depiction of the area proposed to be annexed, and the boundaries of IDs 25 and 20 following the annexation, is set forth on a map in Exhibit B filed with the Secretary of the District, which map shall govern for all details as to the area proposed to be annexed.

4. That the annexation of said parcels is subject to the owners complying with the following terms and conditions:

- (a) Payment of yearly assessment fees of \$30.00 per acre of land and \$10.00 per parcel of land less than one acre which will be collected through the County Tax Assessor's office.
- (c) In the event that water service is to be provided, the payment of all applicable water meter fees per Equipment Dwelling Unit (EDU) at the time the meter is purchased.
- (d) Payment of all other applicable local or state agency fees or charges.

5. That the holders of title to any of the parcels to be annexed may file written protests with the Secretary of the District regarding the annexation or the annexation upon the terms and conditions identified above, to the following address:

District Secretary  
Otay Water District  
2554 Sweetwater Springs Boulevard  
Spring Valley, CA 91978

4. That notice is hereby given that a hearing shall be held by the Board on Wednesday, November 6, 2013, at 3:30 p.m. at which the Board will receive written protests theretofore filed with the Secretary of the District, receive additional written protests, and hear from any and all persons interested in the annexation.

BE IT FURTHER RESOLVED that the Board directs staff to provide notice of the proposed annexation and publish and post a copy of this Resolution of Intention to Annex pursuant to and consistent with Government Code section 6066 and Water Code sections 72702 and 72703.

PASSED, APPROVED AND ADOPTED by the Board of Directors of the Otay Water District at a regular meeting held this 6<sup>th</sup> day of November, 2013.

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President

ATTEST:

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District Secretary

## EXHIBIT "A"

### GEOGRAPHIC DESCRIPTION IMPROVEMENT DISTRICT 25

ALL THAT PORTION OF EAST SAN DIEGO VILLA HEIGHTS ACCORDING TO THE MAP THEREOF NO. 1317 FILED IN THE OFFICE OF THE RECORDER OF SAN DIEGO COUNTY, STATE OF CALIFORNIA, BEING A PORTION OF SECTION 4, TOWNSHIP 17 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN ACCORDING TO THE UNITED STATES GOVERNMENT SURVEY THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SECTION 4, TOWNSHIP 17 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN OF SAID UNITED STATES GOVERNMENT SURVEY;

THENCE (1) NORTH 89°40'36" EAST, A DISTANCE OF 631.20 FEET ALONG THE NORTHERLY LINE OF SAID SECTION 4 TO A POINT OF INTERSECTION WITH THE CENTERLINE OF RAMONA AVENUE, AS SHOWN ON SAID MAP NO. 1317, AND THE **TRUE POINT OF BEGINNING**, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

THENCE (2) NORTH 89°40'36" EAST, A DISTANCE OF 909.25 FEET ALONG SAID NORTHERLY LINE OF SAID SECTION TO A POINT OF INTERSECTION WITH THE CENTERLINE OF LA PRESA AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (3) SOUTH 01°09'20" WEST, A DISTANCE OF 395.86 FEET ALONG THE CENTERLINE OF SAID LA PRESA AVENUE TO A POINT OF INTERSECTION OF THE WESTERLY PROLONGATION OF THE SOUTHERLY LINE OF LOTS 9 AND 22, BLOCK 99, OF SAID MAP NO. 1317;

THENCE (4) SOUTH 88°44'07" EAST, A DISTANCE OF 303.13 FEET ALONG SAID SOUTHERLY LINE TO A POINT OF INTERSECTION WITH THE CENTERLINE OF SAN MIGUEL AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (5) NORTH 01°07'59" EAST, A DISTANCE OF 404.26 FEET ALONG SAID CENTERLINE OF SAN MIGUEL AVENUE TO THE NORTHERLY LINE OF SAID SECTION 4 AND THE NORTHERLY LINE OF IVY STREET, AS SHOWN ON SAID MAP NO. 1317, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

THENCE (6) NORTH 89°40'36" EAST, A DISTANCE OF 813.94 FEET ALONG SAID NORTHERLY LINE OF SAID SECTION;

THENCE (7) SOUTH 89°09'48" EAST, A DISTANCE OF 176.13 FEET CONTINUING ALONG SAID NORTHERLY LINE OF SAID SECTION;

THENCE (8) SOUTH 00°50'12" WEST, A DISTANCE OF 46.00 FEET TO THE SOUTHERLY LINE OF IVY STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (9) NORTH 89°09'48" WEST, A DISTANCE OF 175.66 FEET ALONG SAID SOUTHERLY LINE OF IVY STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (10) SOUTH 89°40'36" WEST, A DISTANCE OF 182.24 FEET CONTINUING ALONG SAID SOUTHERLY LINE OF IVY STREET TO THE EASTERLY LINE OF PORTOLA AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (11) SOUTH 01°10'35" WEST, A DISTANCE OF 119.26 FEET ALONG THE EASTERLY LINE OF PORTOLA AVENUE TO THE NORTHWEST CORNER OF LOT 13, BLOCK 96, OF SAID MAP NO. 1317;

THENCE (12) SOUTH 88°22'01" EAST, A DISTANCE OF 303.18 FEET ALONG THE NORTHERLY LINE OF SAID LOT 13, LOT 18, AND THE EASTERLY PROLONGATION THEREOF, TO THE EASTERLY LINE OF CORONADO AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (13) SOUTH 01°09'50" WEST, A DISTANCE OF 685.65 FEET ALONG THE EASTERLY LINE OF SAID CORONADO AVENUE TO A POINT OF INTERSECTION WITH THE CENTERLINE OF HEMLOCK STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (14) SOUTH 88°22'29" EAST, A DISTANCE OF 1,209.33 FEET ALONG THE CENTERLINE OF SAID HEMLOCK STREET TO THE CENTERLINE OF SANGAMON STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (15) SOUTH 01°27'48" WEST, A DISTANCE OF 1,815.88 FEET ALONG THE CENTERLINE OF SANGAMON STREET TO THE EASTERLY PROLONGATION OF THE SOUTHERLY LINE OF LOTS 3 AND 22 OF BLOCKS 53 THROUGH 65 OF SAID MAP NO. 1317;

THENCE (16) NORTH 88°24'52" WEST, A DISTANCE OF 3,957.69 FEET ALONG SAID SOUTHERLY LINE OF SAID LOTS 3 AND 22 OF SAID BLOCKS 53 THROUGH 65, TO THE CENTERLINE OF GRAND AVENUE, AS SHOWN ON SAID MAP NO. 1317, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

THENCE (17) NORTH 01°15'51" EAST, A DISTANCE OF 1,170.94 FEET ALONG THE CENTERLINE OF SAID GRAND AVENUE TO A POINT OF INTERSECTION WITH GRAPE STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (18) SOUTH 88°23'18" EAST, A DISTANCE OF 303.53 FEET ALONG THE CENTERLINE OF GRAPE STREET, TO A POINT OF INTERSECTION WITH THE CENTERLINE OF PARAISO AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (19) NORTH 01°14'31" EAST, A DISTANCE OF 274.20 FEET ALONG THE CENTERLINE OF PARAISO AVENUE, TO A POINT WHICH BEARS SOUTH 88°45'29" EAST, A DISTANCE OF 25.00 FEET FROM THE NORTHEAST CORNER OF LOT 20, BLOCK 79, OF SAID MAP NO. 1317;

THENCE (20) NORTH 88°45'29" WEST, A DISTANCE OF 25.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 20;

THENCE (21) NORTH 88°22'48" WEST, A DISTANCE OF 253.42 FEET ALONG THE NORTH LINE OF LOT 20, BLOCK 79, OF MAP NO. 1317, TO THE NORTHWEST CORNER OF SAID LOT 20;

THENCE (22) NORTH 88°44'09" WEST, A DISTANCE OF 25.00 FEET TO THE CENTERLINE OF GRAND AVENUE, AS SHOWN ON SAID MAP NO. 1317, SAID POINT ALSO BEING ON THE EXISTING OTAY WATER DISTRICT BOUNDARY;

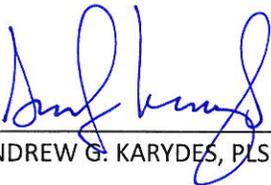
THENCE (23) NORTH 01°15'51" EAST, A DISTANCE OF 373.86 FEET ALONG SAID CENTERLINE OF GRAND AVENUE, TO A POINT OF INTERSECTION WITH THE CENTERLINE OF HEMLOCK STREET, AS SHOWN ON SAID MAP NO. 1317;

THENCE (24) SOUTH 88°22'25" EAST, A DISTANCE OF 606.57 FEET ALONG THE CENTERLINE OF HEMLOCK STREET, TO A POINT OF INTERSECTION WITH THE CENTERLINE OF RAMONA AVENUE, AS SHOWN ON SAID MAP NO. 1317;

THENCE (25) NORTH 01°13'13" EAST, A DISTANCE OF 788.18 FEET ALONG THE CENTERLINE OF RAMONA AVENUE TO THE NORTHERLY LINE OF SAID SECTION 4 AND THE TRUE POINT OF BEGINNING;

CONTAINING 200.403 ACRES, MORE OR LESS.

*For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.*

  
\_\_\_\_\_  
ANDREW G. KARYDES, PLS                      1/02/14  
DATE



# EXHIBIT "B"

SEC. 33  
T.16S., R.1W.  
S.B.B.M.

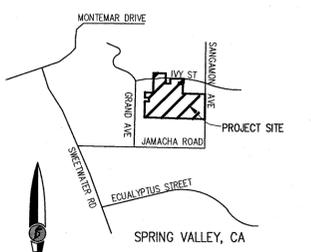
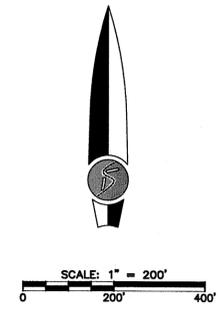


**COURSES:**

- 1 N89°40'36"E 631.20'
- 2 N89°40'36"E 908.25'
- 3 S1°09'20"W 395.86'
- 4 S88°44'07"E 303.13'
- 5 N1°07'59"E 404.26'
- 6 N89°40'36"E 813.94'
- 7 S89°09'48"E 176.13'
- 8 S0°50'12"W 46.00'
- 9 N89°09'48"W 175.66'
- 10 S89°40'36"W 182.24'
- 11 S1°10'35"W 119.26'
- 12 S88°22'01"E 303.18'
- 13 S1°09'50"W 685.65'
- 14 S88°22'29"E 1208.33'
- 15 S1°27'48"W 1815.88'
- 16 N88°24'52"W 3957.69'
- 17 N1°15'51"E 1170.94'
- 18 S88°23'18"E 303.53'
- 19 N1°14'31"E 274.20'
- 20 N88°45'29"W 25.00'
- 21 N88°22'48"W 253.42'
- 22 N88°44'09"W 25.00'
- 23 N1°15'51"E 373.86'
- 24 S88°22'25"E 606.57'
- 25 N1°13'13"E 788.18'

200.40 ACRES

POR. SEC. 5  
T.17S., R.1W.  
S.B.B.M.



**LEGEND:**  
 IMPROVEMENT DISTRICT 25  
 EXISTING OMD BOUNDARY

*Andrew G. Karydes*  
 ANDREW G. KARYDES, PLS      01/02/14      DATE



Disclaimer:  
For assessment purposes only, this description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for the sale of land described.

ASSESSOR'S PARCEL NUMBER(S):	SEE MAP	ACREAGE	200.40	DATE	01/02/14	SCALE	1" = 200'
IMPROVEMENT DISTRICT NO. 25 BEING A PORTION OF SECTION 4, T.17S., R.1W., S.B.B.M. SAN DIEGO COUNTY				SAN DIEGO ENGINEERING, INC. 4407 MANCHESTER, SUITE 105 ENCINITAS, CA. 92024 PHONE: (760) 753-5525 CIVIL ENGINEERING • PLANNING LAND SURVEYING			