

**RESOLUTION NO. 39-2021**

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE GROVELAND COMMUNITY SERVICES DISTRICT  
ACCEPTING THE AIRPORT ESTATES WATER IMPROVEMENTS  
AND EASEMENT GRANT DEED**

**WHEREAS**, the Groveland Community Services District (herein referred to as "District") is a local government agency formed and operating in accordance with Section §61000 et seq. of the California Government Code; and

**WHEREAS**, the Mid-Valley Aviation, LLC, a California limited liability company (herein the "Developer") is the Developer of certain real property identified as Airport Estates, an 8 parcel development, APN 093-290-001, 093-290-002, 093-290-003, 093-290-004, 093-290-005, 093-290-006, 093-290-007 and 093-290-008 (herein the "Project") situated outside of the District service area; and

**WHEREAS**, the District has the authority to construct, operate, maintain and expand their water services to customers within their sphere of influence, contingent upon annexation to the District and LAFCO approval; and

**WHEREAS**, the Developer and District entered into an Annexation Agreement on April 14, 2020; and

**WHEREAS**, an annexation application has been submitted to LAFCO requesting annexation of the proposed development parcels; and

**WHEREAS**, LAFCO has authorized temporary out of service area water services to the Project; and

**WHEREAS**, the Developer and District entered into an Advanced Funding Agreement for the Project; and

**WHEREAS**, the Developer and District entered into a Plan Check and Inspection Agreement on July 14, 2021 for the water and sewer improvements to be constructed to serve the Project; and

**WHEREAS**, construction plans, certified by Developers' Engineer, for the proposed water improvements were approved by the District Engineer on October 13, 2020; and

**WHEREAS**, the developer hired a qualified contractor to construct the additional water infrastructure required to serve the Project, and

**WHEREAS**, all water improvements were constructed in accordance with District Standards, and inspected by District staff; and

**WHEREAS**, the cost to construct the proposed water improvements totaled \$13,089.22; and

**WHEREAS**, As-built drawings for the proposed water improvements were approved by the District Engineer on August 3, 2021; and

**WHEREAS**, easements for the project have been dedicated to the District as required; and

**WHEREAS**, the Developer has satisfied all the requirements of the agreement; and

**WHEREAS**, on November 19, 2021, Developer dedicated the water improvements to the District; and

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

1. The above recitals and findings are true and correct, to the best of its knowledge, and incorporated herein by reference.
2. Acceptance of the infrastructure and the provision of permanent water service to the properties is contingent upon annexation of all project parcels to the District in accordance with the Annexation Agreement dated April 14, 2020. Temporary water service is allowed pursuant to LAFCO approval until such time as annexation is completed by the developer at their sole expense.
3. District hereby declares that the terms and conditions required of the developer in the Plan Check and Construction Inspection Agreement dated July 14, 2021 have been met and accepts the dedication of the required improvements as contemplated therein.
4. That water improvements constructed to serve the Airport Estates and easements to serve the project are accepted by the District.
5. That staff is authorized to set water meters to serve the Project once all outstanding Plan Check and Inspection and Advanced Funding Agreement Fees have been paid, and all other Project conditions are satisfied.

**WHEREFORE**, this Resolution is passed and adopted by the Board of Directors of the Groveland Community Services District on November 30, 2021, by the following vote:

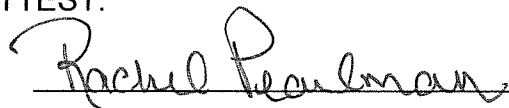
**AYES:** Directors Kwiatkowski, Mora, Armstrong, Edwards, and Swan

**NOES:**

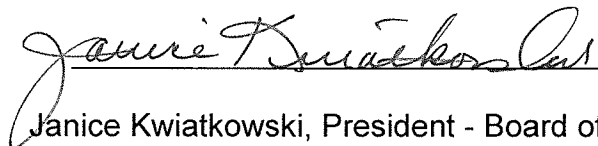
**ABSTAIN:**

**ABSENT:**

**ATTEST:**

  
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Rachel Pearlman, Board Secretary

  
\_\_\_\_\_

Janice Kwiatkowski, President - Board of Directors

**CERTIFICATE OF SECRETARY**

I, Rachel Pearlman, the duly appointed and acting Secretary of the Board of Directors of the Groveland Community Services District, do hereby declare that the foregoing Resolution was duly passed and adopted at a Regular Meeting of the Board of Directors of the Groveland Community Services District, duly called and held on November 30, 2021.

DATED: 11.30.2021