

IN THE SAN LEANDRO HILLSIDE GEOLOGIC HAZARD ABATEMENT DISTRICT

**RESOLUTION NO. 2025-001 GHAD**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN LEANDRO HILLSIDE GEOLOGIC HAZARD ABATEMENT DISTRICT INITIATING DISSOLUTION PROCEDURES PURSUANT TO PUBLIC RESOURCES CODE DIVISION 17, SECTIONS 26500-26654**

**WHEREAS**, on November 8, 2000, the City Council for the City of San Leandro adopted Resolution No. 2000-172 establishing the San Leandro Hillside Geologic Hazard Abatement District (“GHAD”) under the authority of the California Public Resources Code Division 17, Sections 26500-26654, for the purpose of preventing, mitigating, and abating structural hazards caused by geologic hazards for 26 lots on Hillside Circle, in the Bay-O-Vista area of the City of San Leandro; and

**WHEREAS**, the Plan of Control dated October 10, 2000, (Project No. 4867.1.002.01) (the “Plan”) as required under California Public Resources Code Section 26553, sets forth the plan for the prevention, mitigation, abatement and control of the GHAD; and

**WHEREAS**, the Plan provides that the GHAD shall be funded by available state and FEMA funds, and in the event the “GHAD’s funding is, for any reason, exhausted, reduced, or eliminated in the future, the GHAD’s services will also be eliminated or diminished accordingly. The GHAD has no responsibility to perform any activities which exceed its funding capacity”; and

**WHEREAS**, the GHAD’s funding has been exhausted; and

**WHEREAS**, there are no outstanding debts or obligations of the GHAD, or adequate provisions that have been made for the payment of such obligations; and

**WHEREAS**, all assets of the GHAD have been disposed of or will be transferred in accordance with applicable law and in the best interests of the property owners within the GHAD; and

**WHEREAS**, the dissolution of the GHAD will not adversely affect public safety or the integrity of prior mitigation efforts; and

**WHEREAS**, the Board of Directors presents the potential findings under Public Resources Code Section 26567.1, that could be made if dissolution is ordered subsequent to the public hearing:

- a) The corporate powers of the GHAD have not been used, there is a reasonable probability that those powers will not be used in the future, and the district holds no significant liquid assets; and/or
- b) The board of directors, by resolution passed by unanimous vote of the directors, or by a vote of the owners of more than 50 percent of the assessed valuation of the real property in the district, approved the dissolution of the district; and/or

- c) The district has not levied or collected any assessments and holds no significant liquid assets; and/or
- d) The district has not substantially complied with a material condition of the resolution of formation adopted by the legislative body; and

**WHEREAS**, a proposal for dissolution must be made by Board Resolution, setting a public hearing and opportunity for protest; and

**WHEREAS**, the GHAD and/or authorized staff for the City of San Leandro working strictly as the administrators or authorized agents for the GHAD, will prepare all necessary documents for dissolution and /or formally seek the City's assistance in moving forward with dissolution of the GHAD.

**NOW, THEREFORE**, the Board of Directors of the San Leandro Hillside Geologic Hazard Abatement District does **RESOLVE** as follows:

1. City of San Leandro staff, acting strictly as authorized agents for the San Leandro Hillside GHAD are directed to prepare a notice of dissolution along with all necessary associated documents for that application, including notice of public hearing and opportunity to contest.
2. The Board of Directors formally requests the City's assistance and support with the District's dissolution efforts.
3. A public hearing is set for the date and time below to hear any and all protests to the dissolution of the GHAD:

November 17, 2025

6:30 PM

Council Chambers, 835 E14th St, San Leandro, CA 94577

Introduced by Director Aguilar and passed and adopted by the Board of Directors of the San Leandro Hillside Geologic Hazard Abatement District on this 6<sup>th</sup> day of October 2025 by the following vote:

**AYES:** Director Aguilar, Azevedo, Boldt, Bowen, Simon, Viveros-Walton, and Chair González (7)

**NOES:** None (0)

**ABSENT:** None (0)

**ATTEST:**



Kelly B. Clancy, CMC

Acting as an authorized agent of the GHAD Board of Directors