

IN THE SAN LEANDRO HILLSIDE GEOLOGIC HAZARD ABATEMENT DISTRICT

RESOLUTION NO. 2025-XXX GHAD

RESOLUTION OF THE BOARD OF DIRECTORS OF THE HILLSIDE DRIVE GEOLOGIC HAZARD ABATEMENT DISTRICT (“GHAD”) ORDERING DISSOLUTION OF THE GHAD PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 26500-26654

WHEREAS, on November 8, 2000, the City Council for the City of San Leandro adopted Resolution No. 2000-172 establishing the Hillside Drive 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 is exhausted; and

WHEREAS, there are no outstanding debts, liabilities, or obligations of the GHAD; and

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

WHEREAS, on October 6, 2025, the GHAD Board of Directors adopted Resolution No. 2025-001 initiating the GHAD dissolution procedures and setting a public hearing pursuant to California Public Resources Code Division 17, Sections 26500-26654; and

WHEREAS, notice of the Public Hearing to consider the dissolution of the GHAD was timely served in accordance with California Public Resources Code Section 26580; and

WHEREAS, a Public Hearing to consider the dissolution of the GHAD was held on November 17, 2025; and

WHEREAS, the GHAD Board has received objections by no more than 50 percent of the assessed valuation of the real property in the District, and reviewed the analysis provided by staff which concludes that the GHAD is no longer required; and

WHEREAS, the Board of Directors makes one or more of the required findings under Public Resources Code Section 26567.1, that:

- 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;
- 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;
- 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.

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

- 1. Recitals.** The Recitals set forth above are incorporated herein by reference as though fully set forth at length herein.
- 2. Intent to Dissolve.** The Hillside Drive Geologic Hazard Abatement District Board hereby declares its intent to order the dissolution of the Hillside Drive Geologic Hazard Abatement District.
- 3. District Boundaries.** The District's boundaries, as set forth in the Plan of Control dated October 10, 2000, (Project No. 4867.1.002.01), are hereby dissolved.
- 4. Asset and Liability Distribution.** There are no remaining assets and liabilities of the District.
- 5. Effective Date.** The dissolution of the Hillside Drive Geologic Hazard Abatement District shall become effective within ninety (90) of this Resolution, subject to approval by the owners of more than 50 percent of the assessed valuation of the real property in the District.

Introduced by Director _____ and adopted by the Board of Directors of the Hillside Geologic Hazard Abatement District on this 17th day of November 2025 by the following vote:

AYES: _____ ()

NOES: _____ ()

ABSENT: _____ ()

ATTEST: _____

Sarah K. Bunting, CMC

Acting as an authorized agent of the GHAD Board of Directors