

RESOLUTION 92-6

REQUEST FOR A BUILDING MORATORIUM IN WESTHAVEN

WHEREAS, the WCSD was established in 1988 to provide water service to the residents of the District; and

WHEREAS, the WCSD is presently only able to provide water to the existing 200 service connections; and

WHEREAS, the State Department of Health Services has found the water source of the WCSD to be inadequate; and

WHEREAS, the WCSD has received grant/loan funding from the State Department of Water Resources (Safe Drinking Water Bond Law of 1986) and grant funding from the State/County Community Development Block Grant program to correct the existing health hazard in Westhaven; and

WHEREAS, the grant/loan funded projects have enabled the WCSD to improve the quality of the water sufficient to meet current health standards; and

WHEREAS, the grant/loan funded projects have to date been unable to provide sufficient increase in water source capacity to allow the WCSD to add any service connections; and

WHEREAS, the WCSD has identified via surveys in 1989 and 1992 additional 66 houses in the District which have inadequate and/or contaminated water sources; and

WHEREAS, a test well proposed by the WCSD on a parcel located outside the WCSD boundaries and permitted by the County in June 1992 has caused adjacent parcel owners to accuse the WCSD of "stealing their water"; and

WHEREAS, this opposition has effectively postponed indefinitely the ability of the WCSD to mitigate the health hazard in the community posed by the existing 66 houses with inadequate and/or contaminated water; and

WHEREAS, a substantial number of those 66 houses with inadequate and/or contaminated water either were permitted by the County or were built without permits; and

WHEREAS, the WCSD has consistently appealed to the Planning Commission any building permits for parcels not served by the WCSD; and

WHEREAS, the Planning Commission has consistently approved such permits; and

WHEREAS, the Planning and Building Department in a meeting in December 1991 has indicated it is unable to help the WCSD with this problem except through the complaint, or after the fact, process; and

WHEREAS, the Environmental Health Department has indicated its strong support for the WCSD position; therefore

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Page 2

BE IT RESOLVED, the Board of Directors of the WCSD requests that the Humboldt County Board of Supervisors immediately declare a building moratorium in Westhaven as defined on the attached map; and

BE IT RESOLVED, that this building moratorium remain in place until such time as the WCSD is able to provide water to the existing houses in the District; and

BE IT FURTHER RESOLVED, that any applications for building permits, coastal development permits, or lot splits within this area received after September 1, 1992 be subject to this building moratorium;

PASSED, APPROVED and ADOPTED at a regular meeting of the Board of Directors of the Westhaven Community Services District on the seventeenth day of August 1992, by the following roll call vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Joan Berman, President

ATTEST:

Debra Ryerson, Secretary