

WCSD RESOLUTION 2011-1

ABANDONMENT OF WATER SERVICE ENTITLEMENT ON APN 514-181-53

WHEREAS;

Westhaven Community Services District (WCSD) Resolution 2004-1 establishes the following procedures for abandonment of a water service entitlement:

“If the minimum amount due on the account plus the reconnection charge has not been paid in full at the end of seven (7) calendar days from the date a service has been disconnected for non-payment, a certified letter will be sent to the customer of record and/or property owner of record stating that if after another thirty (30) calendar days the bill and applicable charges have not been paid the water service entitlement will be declared abandoned, at which time a second certified letter will be sent informing the customer of record and/or property owner of the abandonment. When a water service entitlement has been declared abandoned, the parcel to which the abandoned entitlement was attached shall be considered for new service within Section 403 of Ordinance 97-3 or its equivalent section in subsequent revisions.” and

WHEREAS;

WCSD water service to APN 514-181-53 at 44 Metsko Lane in Westhaven was disconnected for non-payment on October 21, 2010, and

WHEREAS;

A certified letter stating the total charges due of \$357.11 and containing an explanation of the abandonment procedures was sent on October 29, 2010 to the property owners of record, those being Christopher and Georgia Hacker at 7105 Humboldt Hill Road, Eureka CA 95503, and

WHEREAS;

The same certified letter was claimed by Christopher Hacker on October 30, 2010, and

WHEREAS;

The WCSD received no response to the certified letter until November 29, when Christopher Hacker telephoned the WCSD requesting a five-day grace period for making arrangements for the required payment, which grace period was granted by the Manager of the WCSD, and

WHEREAS;

The WCSD has received no payment and no further communication from Mr. Hacker following his telephone call on November 29, therefore

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE WESTHAVEN COMMUNITY SERVICES DISTRICT;

The WCSD water service entitlement for APN 514-181-53 is hereby declared abandoned, and the parcel is reassigned to Section 403 of WCSD Ordinance 97-3 to be considered for a new water service entitlement at such time as all of the parcels within Section 403.

PASSED, APPROVED, and ADOPTED this Nineteenth day of January, 2011 by the following roll call vote:

Resolution 2011-1

AYES:

NOES:

ABSTAIN:

ABSENT:

Greg Smith, President
Westhaven Community Services District

ATTEST:

Sarah Jordan, Secretary
Westhaven Community Services District