



**Notice of Public Hearing
2002 Assessment Refund and Litigation Settlement Fee**

Moore v. Irish Beach Water District Mendocino County Superior Court, Case No. SCUk CVG 09-54665

PUBLIC HEARING

Notice is hereby given that the Board of Directors (Board) of the Irish Beach Water District (District) will hold a public hearing on a proposed one-time 2002 Assessment Refund and Litigation Settlement Fee for properties within the District. The public hearing will be held:

Date: May 10, 2025

Time: 10:00 AM

Location: Rex Dunning Firehouse, 15401 Forest View Road, Manchester, CA 95459

At this public hearing, the Board will consider the proposed fee and hear comments from all interested persons. The public is encouraged to attend.

The public hearing will be held in accordance with Article XIID of the California Constitution (Proposition 218) and in compliance with the procedures adopted by the Board's resolution on March 08, 2025.

You may find more information about the proposed fee, the procedures, and other related documents on the District's website: <https://www.ibwd.org>. If you wish to object to this fee on the grounds that you allege it does not comply with the California Constitution please submit a written objection to Irish Beach Water District by May 2, 2025. The objection must specify the grounds on which you are alleging noncompliance with the California Constitution and include an address where we can respond to your concern(s) in writing. If you fail to submit a timely objection in writing your right to challenge the fee will be barred.

Purpose of the Proposed Fee

Pursuant to the judgment in *Moore v. Irish Beach Water District*, Mendocino County Superior Court, Case No. SCUk CVG 09-54665, dated February 8, 2024, the District is required to implement the 2002 Assessment Refund and Litigation Settlement. To satisfy this requirement, a one-time fee of \$1795.00 will be assessed per connected parcel in Units 1 through 8 and \$1597.00 per connected parcel in Unit 9. Connected parcels in Units 1 through 8 will, at a later date, receive a refund for their portion of the Prop 218 related judgement of \$1574.00 per connected parcel in Units 1 through 8 and \$1482.00 per connected parcel in Unit 9. This represents a net amount owed of \$221.00 per connected parcel in Units 1 through 8, and \$115.00 per connected parcel in Unit 9.

Owners of connected parcels will also be provided with an option to apply their portion of the Prop 218 related judgement reimbursement to the one-time fee. If selected, connected parcels in Units 1-8 will be assessed

a one-time fee of \$101.00 and connected parcels in Unit 9 will receive one-time credit of \$4.00. Selecting this payment option represents a net payment reduction of \$120.00 for the simplification of administrative actions versus the full payment amount followed by full refund.

The fee is based on:

- The total cost of settlement obligations.
- The number of affected parcels.
- A structure designed to minimize the financial burden on property owners while ensuring compliance with court mandates.

This one-time fee is not a recurring charge and will be collected solely to fulfill the settlement requirements.

Proposition 218 Protest Process

Property owners may submit written protests against the proposed fee. A valid written protest must:

- Be in writing and include the property owner's name, parcel number, and signature.
- Clearly state opposition to the proposed one-time fee.
- ***Be received by the District before the close of the public hearing on May 10, 2025.***

How to Submit a Written Protest

By Mail:

Irish Beach Water District
P.O. Box 67
Manchester, CA 95459

Drop-Off Location:

A locked mailbox is available near the entrance of the firehouse:
Rex Dunning Firehouse
15401 Forest View Road
Manchester, CA 95459

Public Hearing Process

At the public hearing, the Board will consider all written protests. If a majority of property owners submit valid written protests, the proposed fee will not be adopted. If fewer than a majority protest, the Board may vote to approve the fee.