

RESOLUTION NO. 21/22-49

RESOLUTION OF THE GOVERNING BOARD OF THE WILLIAM S. HART UNION HIGH SCHOOL DISTRICT DEDICATING EASEMENTS TO THE SANTA CLARITA VALLEY WATER AGENCY AT THE CASTAIC HIGH SCHOOL SITE FOR WATER-USE PURPOSES

WHEREAS, Education Code section 17556 authorizes the William S. Hart Union High School District (“District”) to dedicate or convey to any public or private corporation engaged in the public utility business, without a vote of the electors of the District first being taken, an easement to lay, construct, reconstruct, maintain, and operate water utilities and access roads used in connection therewith, over and upon any land belonging to the District, upon such terms and conditions as the parties thereto may agree; and

WHEREAS, the District is the fee owner of certain real property located at 31575 Valley Creek Road, Castaic, California 91384, which is known as Castaic High School (“School”); and

WHEREAS, as part of the construction of the School, the District constructed certain roads leading to a pad containing a water tank to serve the School; and

WHEREAS, the Santa Clarita Valley Water Agency (“SCV Water”) has requested that the District grant SCV Water approximately seven (7) easements on the School site (all of the following are collectively the “Easements”): (i) Strip 1 for ingress, egress, and road purposes; (ii) Strip 2 for ingress, egress, and road purposes; (iii) Strip 3 for ingress, egress, and road purposes; (iv) Water Tank Easement (entire water tank pad); (v) Fire Hydrant Easement (located at the terminus of Strip 3); (vi) Variable Width Access Road (at the terminus of Strip 2 and bordering the northwestern part of the water tank pad); and (vii) Strip 4 for water discharge purposes; and

WHEREAS, the Easements will allow SCV Water to access, construct, reconstruct, install, replace, upgrade, maintain, alter, inspect, survey, operate, remove and use the water tank site and related water system facilities; and

WHEREAS, the Easements are described and depicted in Exhibit A attached hereto and incorporated herein; and

WHEREAS, California Education Code section 17557 requires the governing board of a school district to adopt a resolution declaring its intention to dedicate or convey easements by a two-thirds vote of all members of the governing board; and

WHEREAS, on May 18, 2022, the District’s Governing Board (“Board”) adopted Resolution No. 21/22-42 by a unanimous vote, which declared the Board’s intention to grant the Easements to SCV Water; and

WHEREAS, in accordance with Education Code section 17557, Resolution No. 21/22-42 also established June 8, 2022, as the date of a public hearing by the Board on the question of dedicating the Easements to SCV Water (“Public Hearing”); and

WHEREAS, in accordance with Education Code section 17558, the District posted copies of Resolution No. 21/22-42 in three public places and published notice of the adoption of Resolution No. 21/22-42 and of the time and place of the Public Hearing; and

WHEREAS, in accordance with Education Code section 17559, the Board duly held the Public Hearing and, during the Public Hearing, no petition protesting against the dedication of the Easements, and signed by at least 10 percent of the qualified electors residing within the District’s boundaries, was filed with the Board.

NOW, THEREFORE, the Board does hereby find, determine, resolve, and order as follows:

- Section 1.** The foregoing recitals are true, correct, and are incorporated herein as the findings of the Board.
- Section 2.** The dedication of the Easements to SCV Water is in the best interests of the District and the public generally.
- Section 3.** The Board hereby dedicates to SCV Water the Easements as described and depicted in Exhibit “A,” which is attached hereto and incorporated herein.
- Section 4.** Pursuant to Education Code section 17559, the President of the Board or the Secretary of the Board are hereby authorized to execute and deliver the Easements to SCV Water.
- Section 5.** The Superintendent, or the Superintendent’s designee(s), is/are hereby authorized to perform all other actions needed or desired to carry out or comply with this Resolution or the intention of this Resolution.
- Section 6.** This Resolution shall take effect immediately upon approval by the Board.

APPROVED, ADOPTED, AND SIGNED on June 8, 2022.

**GOVERNING BOARD OF THE
WILLIAM S. HART UNION HIGH
SCHOOL DISTRICT**

By: _____
Joseph Messina, President of the
Governing Board of the William S. Hart
Union High School District

By: _____
Robert Jensen, Clerk of the Governing
Board of the William S. Hart Union High
School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I, Robert Jensen, Clerk of the Governing Board of the William S. Hart Union High School District, do hereby certify that: (i) the Governing Board duly approved and adopted the foregoing Resolution No. 21/22-49 during its regular meeting on June 8, 2022; (ii) an agenda and notice of such meeting were prepared and posted as required by law; (iii) a quorum of the Governing Board was present and acting throughout such meeting; and (iv) the Governing Board approved and adopted Resolution No. 21/22-49 by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

By: _____
Robert Jensen, Clerk of the Governing
Board of the William S. Hart Union High
School District

EXHIBIT A
Grant of Easements

(Exhibit to begin on next page.)