



December 17, 2009

TO: LOCSD Board of Directors
FROM: Mitch Cooney, Interim General Manager *MC*
SUBJECT: Agenda Item 5E – 12/17/2009 Board Meeting
Refund of Assessment on Wastewater Benefit Unit

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Marshall Ochylski

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Subsequent to the assessment of benefit units assigned to each parcel, some property owners have merged two adjacent lots into one parcel. Recordkeeping associated with updating the County Assessor's files can be in arrears and the resolutions adopted by the Board of Directors directing that assessments be forwarded to the County for inclusion on the tax rolls can contain information that needs to be updated. For those property owners who have merged parcels, the benefit assessment on the new combined parcel is one benefit unit. If County records were not updated at the time the property tax bills were mailed, the property owner may have received bills for benefit assessments for both old parcels when only one benefit assessment is due and owing.

Mr. Kreile originally owned parcels 074-156-006 and 074-156-007 that was assigned one benefit unit each. These two lots have been merged into one parcel (074-156-028). Parcel 074-156-028 is assigned one benefit unit. Mr. Kreile was billed and paid benefit assessments for FY 2008/2009 and FY 2009/2010 on parcels 074-156-006 and 074-156-007; he should have been billed a single benefit assessment on parcel 074-156-028. The amount he overpaid, \$440.18 (\$220.32 for FY 2008/2009 and \$219.86 for FY 2009/2010) should be refunded to him.

Mr. Marvin originally owned parcels 074-271-011 and 074-271-012 that was assigned one benefit unit each. These two lots have been merged into one parcel (074-271-014). Parcel 074-271-014 is assigned one benefit unit. Mr. Marvin was billed and paid benefit assessments for FY 2008/2009 and FY 2009/2010 on parcels 074-271-011 and 074-271-012; he should have been billed a single benefit assessment on parcel 074-271-014. The amount he overpaid, \$440.18 (\$220.32 for FY 2008/2009 and \$219.86 for FY 2009/2010) should be refunded to him.

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: Approve this item with the other Consent Agenda Items and direct staff to refund \$440.18 to Mr. Kreile and \$440.18 to Mr. Marvin for the overpayment of Benefit Assessments;

or

If the item is pulled from the Consent Agenda for separate consideration then: After Board discussion, public comment on the item, and then by motion, second and vote, direct staff to refund \$440.18 to Mr. Kreile and \$440.18 to Mr. Marvin for the overpayment of Benefit Assessments.

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