

RESOLUTION NO. 2023-19
A RESOLUTION OF THE SCOTIA COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS ACCEPTING
AN AMENDED AND RESTATED EASEMENT AGREEMENT FOR UTILITY CORRIDOR
INFRASTRUCTURE FROM HUMBOLDT SAWMILL COMPANY LLC. AND
AUTHORIZING THE EXECUTION AND RECORDATION OF A CERTIFICATE OF
ACCEPTANCE

WHEREAS, the Board of Directors may not have deeds or grants conveying an interest in or easement upon real estate accepted for recordation without its consent evidenced by its certificate or resolution of acceptance in accordance with Section 27281 of the Government Code; and

WHEREAS, as a condition of the Scotia Subdivision, a Utility Corridor with District infrastructure is being improved and placed within Humboldt Sawmill Company, LLC. property; and

WHEREAS, on October 23, 2022, pursuant to Resolution 2022-17, the District accepted an easement from the Humboldt Sawmill Company, LLC pertaining to utility infrastructure within the Utility Corridor (recorded in the Humboldt County Recorder's Office as official record 22-019770) and;

WHEREAS, the District desires to construct a Tesla battery back-up system within the area of the aforementioned easement in furtherance of the operation of its utility infrastructure; and

WHEREAS, in furtherance of the District's desire to construct the battery back-up system, the District requested, and the Humboldt Sawmill, LLC agreed, to amend and restate the aforementioned easement to further clarify the scope of the easement to ensure the District's ability to complete the battery back-up system project within the existing easement area; and

WHEREAS, the Board of Directors finds and determines that the Amended and Restated Easement Agreement for utility infrastructure, as set forth in substantially the same form attached hereto, is necessary, appropriate and acceptable for recordation.

NOW, THEREFORE, BE IT RESOLVED:

1. The Scotia Community Services District Board of Directors hereby accepts and approves the Amended and Restated Easement Agreement for utility corridor infrastructure, as described and depicted in Exhibits "A" and "B" to the Amended and Restated Easement Agreement in substantially the same form attached hereto and included herein as Attachment A, and the Board President is hereby authorized to sign the Amended and Restated Easement Agreement on behalf of the District.
2. The Board President is hereby authorized and directed to execute the Certificate of Acceptance on behalf of the District.
3. The District Board Clerk shall certify to the adoption of this resolution and shall cause a certified resolution to be filed in the District Office, and shall cause the Amended and Restated Easement Agreement and the executed Certificate of Acceptance to be recorded in the Humboldt County Recorder's Office.
4. This Resolution shall take effect immediately upon its adoption.

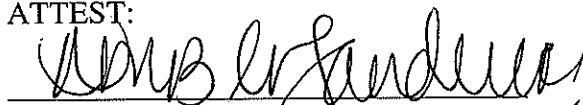
PASSED, APPROVED AND ADOPTED on the 21st day of November 2023, by the following vote of the governing body:

APPROVED:



Paul Newmaker President, Scotia CSD

ATTEST:



Board Clerk, Scotia CSD

CLERK'S CERTIFICATE

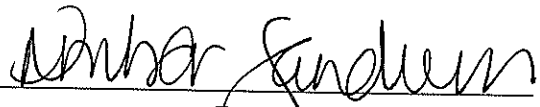
I hereby certify that the foregoing is a true and correct copy of Resolution No. 2023-19, passed and adopted at a regular meeting of the Board of Directors of the Scotia Community Service District, County of Humboldt, State of California, held on the 21st day of November 2023, by the following vote:

AYES: Newmaker, Pryor, Black, ANSTED

NOES: 0

ABSENT: Seiken

ABSTENTIONS: 0


Board Clerk, Scotia CSD

Attached: Easement Grant Deed, Certificate of Acceptance

