ORDINANCE NO. 1412

AN ORDINANCE ADDING ARTICLE IV, DIVISION FIVE TO CHAPTER TWO
OF THE SOLANO COUNTY CODE, Creating AN
ASSESSMENT APPEALS BOARD

The Board of Supervisors of Solano County ordains as follows:

SECTION I. ARTICLE IV, DIVISION FIVE of Chapter Two is hereby
added to the Solano County Code to read as follows:

DIVISION 5 SOLANO COUNTY ASSESSMENT APPEALS BOARD.

§260. Created.
Pursuant to Section 13 of Article 13 of the California
Constitution and Article 1.5 of Chapter 1 of Division 1 of Part 3
of the Revenue and Taxation Code (commencing with Section 1620),
there is hereby created in the County of Solano an Assessment
Appeals Board.

§261. Composition.
The Solano County Assessment Appeals Board shall consist of
three members appointed directly by the Board of Supervisors at
large from residents of Solano County. Approval of each member
shall be by a majority vote of the Board of Supervisors. The Board
of Supervisors shall appoint two (2) alternate members. Members
shall have the minimum qualifications as set forth in Revenue and
Taxation Code Sections 1624 et seq.

§262. Compensation.
Members and alternates of the Solano County Assessment Appeals
Board shall be compensated for attendance at regular and special
meetings and for mileage reimbursement at a rate to be established
by Resolution of the Board of Supervisors.

§263 Powers and Duties.
The Solano County Assessment Appeals Board shall hear all
matters pending before the Solano County Board of Equalization upon
appointment of the third member; provided the Solano County Board
of equalization shall complete and rule upon any evidentiary
hearing commenced but not completed before such appointment and
qualification. All new matters filed before the Solano County
Assessment Appeals Board shall be heard by that Board. The Solano
County Assessment Appeals Board shall have all powers of the Solano
County Board of Equalization and all decisions of the Assessment
Appeals Board shall have the same weight and finality as decisions
of the Board of Equalization.

§264 Fee for Findings of Fact.
The fee for preparation of findings of fact for cases before
the assessment appeals board shall be determined by the actual
amount of time expended and the hourly rate paid to members of the
Appeals Board. The minimum fee for preparation of findings is one
hundred dollars per parcel or application as appropriate.
A deposit in the amount of one hundred dollars to cover the fee for preparation of findings shall be made prior to the conclusion of the hearing. Such deposit may be returned only in accordance with the provisions of Revenue and Taxation Code Section 1611.5. If a request for findings of fact is abandoned by a party prior to the conclusion of the hearing, the other party may, orally or in writing, request findings upon payment of the required fee or deposit and shall become responsible for payment of any additional fees determined by the board.

The chairman of the board, after preparation of the findings, shall provide the parties with a statement of additional fees for preparation of the findings which are in excess of the deposit amount previously submitted. Fees in excess of the deposit shall be paid by the requesting party prior to delivery of the findings.

§265 Counsel.
County Counsel shall serve as legal counsel to the Assessment Appeals Board.

SECTION II.

Pursuant to provisions of Government Code Section 25124(b)(1), a Summary of this Ordinance shall be published once, at least FIVE (5) DAYS prior to the meeting of the Board of Supervisors at which the Ordinance is to be finally considered for adoption (second reading), and a summary of this Ordinance with the vote of the members of the Board of Supervisors thereon, shall also be published once before the expiration of FIFTEEN (15) DAYS after adoption of the Ordinance. Both publications shall be in the DAILY REPUBLIC, a newspaper of general circulation, printed and published in the County of Solano, State of California, and shall be in full force and effect THIRTY (30) DAYS after its passage.

A certified copy of the full text of the proposed Ordinance shall be posted in the office of the Clerk of the Board of Supervisors at least FIVE (5) DAYS prior to the meeting of the Board of Supervisors at which the Ordinance is to be finally considered for adoption (second reading). A certified copy of the final Ordinance shall be posted in the Office of the Clerk of the Board of Supervisors, within FIFTEEN (15) DAYS after adoption of the Ordinance, and the posting shall include the vote of the Supervisors for or against the Ordinance.

ATTEST:

LEE SIMMONS, Chairwoman of the Board of Supervisors

LINDA L. TERRA, Clerk of the Board of Supervisors
I, LINDA TERRA, Clerk of the Board of Supervisors of the County of Solano, State of California, do hereby certify that the above and foregoing Ordinance was introduced at a regular meeting thereof held the 14th day of January, 1992.

On the motion of Supervisor Stewart and the second of Supervisor Caddle, this Ordinance was adopted at a regular meeting of said Board on the 28th day of January, 1992, by the following vote:

AYES: SUPERVISORS: Caddle, Carroll, Stewart and Chairwoman Simmons
NOES: SUPERVISORS: None
ABSTAINED: SUPERVISORS: None
ABSENT: SUPERVISORS: Davis

WITNESS my hand and the Seal of said Board this 28th day of January, 1992.

LINDA L. TERRA, Clerk of the Board of Supervisors

By Linda L. Terra