



# PIMA COUNTY, ARIZONA BOARD OF SUPERVISORS POLICY

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## Purpose

This Policy provides for the recovery of costs incurred by the County as the result of actions taken in accordance with A.R.S. §48-261 to create a fire district, community park maintenance district, sanitary district or hospital district.

## Background

Under A.R.S. §48-261, the County may recover the costs incurred in meeting its statutory obligations in the creation of certain districts. Though the County has absorbed these costs in the past, fiscal constraints facing the County make cost recovery the most prudent approach to this issue.

## Policy

- A) A person desiring to create a fire district, community park maintenance district, sanitary district or hospital district, having one hundred or more qualified electors, shall be required to post a reasonable bond at the start of the district creation proceedings under A.R.S. §48-261.
- 1) The bond shall be in an amount determined by the Clerk of the Board and sufficient to cover the costs incurred by the County if the district is not finally organized. The bond shall be in substantially the same form as the form attached hereto as Exhibit "1".
  - 2) County expenses covered by the bond include costs incurred from:
    - a) completion of the district impact statement,
    - b) reproduction costs for the printing of notices and maps,
    - c) mailing of the notice of hearing to district property owners and electors,
    - d) publication of the notice of hearing, and
    - e) other expenses reasonably incurred as a result of the requirements of A.R.S. §48-261.
  - 3) If a district is not created within one year of the date the Board approves the district impact statement, the Clerk of the Board may make a claim against the District Creation bond for the actual expenses incurred as a result of the requirements of A.R.S. §48-261.
- B) If a district is created under A.R.S. §48-261, the County will charge the district all costs incurred by the County as a result of the provisions of A.R.S. §48-261 including but not limited to the following:
- 1) the cost of publication of the notice of hearing,
  - 2) reproduction costs for the printing of notices and maps, and
  - 3) the cost of the mailing of the notices to electors and property owners.
- C) "Person" means any individual, firm, corporation, partnership, joint venture, association, social club, estate, trust, syndicate, county, city, municipal corporation, district or other political subdivision, or any other group or combination acting as a unit.
- D) Waiver of any requirements set forth in this policy requires authorization of the Board of Supervisors.

## Responsible Department

Clerk of the Board of Supervisors

## References

A.R.S. §48-261

Effective Date: 5/6/97