

**FULL TEXT OF PROPOSED MEASURE TO IMPLEMENT THE INITIATIVE
INITIATIVE TO REPEAL THE SPECIAL TAX ASSOCIATED WITH FIRE
PROTECTION SERVICE ZONE FIVE (FP-5)**

The people of the San Bernardino County Fire Protection District do ordain as follows:

SECTION 1. (a) Findings:

(1) In 2006, the San Bernardino County Board of Supervisors, acting as “governing body” proposed, and **just 1,022 voters** in the community of Helendale **approved**, the creation of County Service Area 70, Improvement Zone FP-5 (hereafter FP-5). This imposed a yearly special tax of \$117.00 per parcel with an annual inflationary increase of up to 3%, to finance fire and emergency services within the FP-5 boundaries.

(2) In 2008, the County formed a “Fire Protection District” (hereafter, “Fire District”) and annexed the original FP-5, its boundaries, purpose and tax into said Fire District.

(3) Thereafter, despite significant protest, the County added additional areas to FP-5 expanding the parcel tax burden without a vote of the people living in those add-on areas. In 2018, despite extraordinary protest, the County annexed “...all unincorporated territory...” along with additional incorporated areas into FP-5, imposing the parcel tax without the vote of the people residing in those areas.

(4) Even though the Constitution of California prohibits taxation without two-thirds voter approval, in 2020, the Fire District Board of Directors, without voter approval, imposed a tax on every parcel in FP-5 set at \$157.26 for the year 2020-2021.

(5) The County’s sidestep of the provisions of the California Constitution has victimized property owners whose parcels have been annexed and who are now required to pay an ever increasing (up to 3% per year) annual parcel tax they didn’t vote on. Further, without a prohibition in place, additional victims and their properties will potentially be added to FP-5 and its tax without their vote of approval.

(b) Purposes:

(1) Article XIII C, Section 3 of the Constitution of California provides, in part, “Notwithstanding any other provision of this Constitution...the initiative power shall not be prohibited or otherwise limited in matters of reducing or repealing any local tax, assessment, fee or charge.”

(2) The purpose of this measure is to repeal the special tax associated with Fire Protection Service Zone FP-5 in its entirety. This is in accordance with the express power of voters granted by Article XIII C, Section 3 of the Constitution of California.

(3) Adoption of this initiative measure is essential to the preservation of the quality of life, property values, and the health, safety, and general welfare interests of the residents and property owners within the San Bernardino County Fire Protection District.

SECTION 2. REPEAL FP-5 SPECIAL TAX: *The special tax for Service Zone FP-5, authorized in 2006 in the amount of \$117 per parcel, per year with an annual 3% cost of living increase, and set yearly by the Board of Directors of the San Bernardino County Fire Protection District via resolution, is hereby repealed.*

FILED

MAY 13 2021

BY Sm DEPUTY
REGISTRAR OF VOTERS