

Resolution 25-1

Chairman Cummins moved that: 1. No change be made in the 2025-2026 Assessments sent to the Members of the KCGHAD District, but property owners who cannot occupy their homes due to landslide activity may apply for refunds of habitable area and only pay for Land (improved and unimproved) (2) Owners of homes which cannot be occupied including all other structures on the property, who have paid their assessment may request a refund for the difference between the property as habitable vs raw land. (3) Members with homes which cannot be occupied, including all other structures on the property, who have not paid their assessment should pay the entire assessment prior to July 31, 2025, and apply for a refund of the difference between the property as habitable vs. raw land.

A sworn statement, by the KCGHAD property owner shall attest that the improved property is not habitable and such improvements have not been occupied at any time during the period for which a refund on the assessment is being requested. If after receiving their refund, any KCGHAD property owner reoccupies their home in fiscal year 2025-2026, they will be liable to the KCGHAD District for the full amount of the refund (or a prorated amount if proof of the reoccupation can be verified) plus interest on the amount refunded (as prorated if prorated) at the highest interest rate chargeable by the District. They may also be referred to the KCGHAD District Attorney for making a fraudulent claim to a governmental agency.

PO box 3675
Rolling Hills Estates, CA 90274



Klondike Canyon
Geologic Hazard Abatement District

KCGHAD@yahoo.com
KCghad.org

RESOLUTION NO. 25-3

A RESOLUTION OF THE KLONDIKE CANYON GEOLOGICAL HAZARD ABATMENT DISTRICT DECLARING THE EXTENSION OF EXISTENCE OF A LOCAL EMERGENCY WITHIN THE GEOGRAPHIC BOUNDARIES OF THE DISTRICT

WHEREAS the KLONDIKE CANYON GEOLOGICAL HAZARD ABATMENT DISTRICT (KCGHAD) encompasses most of the Klondike Canyon Landslide area (KCL). The KCL has been active since the 1980s; AND

WHEREAS the land movement in the District and in the portion of the landslide adjacent to the District, has increased significantly over the last twenty-four (24) months; AND

WHEREAS recent increased land movement has already damaged a number of homes and infrastructure in the District; AND

WHEREAS a report from McGee Surveying Consulting dated August 6, 2023, regarding the KCL, concluded that the rate of land movement in the “2014-2018” period is generally representative of previous years back to 2007. In the last two months the movement velocities have accelerated over the previous seven-month period between October 10, 2022, to May 12, 2023. In that seven-month period the average velocities had accelerated over the previous four-year average, which saw an acceleration over the previous 8 or more years. A monitoring year is 12 months beginning and ending about the beginning of the rainy season on October 1.” The report includes a chart with the “measured movements for a sample of monitoring points for the indicated periods with a projection for the full year of October 10, 2022, to October 2023 based on actual measurements for the period October 10, 2022, to July 15, 2023; AND

WHEREAS, due to increased land movement, the District and surrounding areas have experienced an increase in water main breaks. Even though a water main break may be outside of the District, the water often flows into the District, whether above ground or subterranean, destabilizing the KCL; AND

WHEREAS, the City of Rancho Palos Verdes has established, via repeated geologic studies, that a significant factor in the speed of land movement in the District is the amount of water in the soil, KCGHAD has installed a number of dewatering wells within its boundaries to mitigate the land movement; AND

WHEREAS the 2022-2023 rainy season brought exceptional amounts of rain to the region. The 2022-2023 rainy season increased about 190% of the average annual rainfall in the region [source: https://ggweather.com/seasonal_rain.htm], with the region experiencing 20.9” of rain. As a result of the increased amount of rain, the landslide has been subject to an alarming increase in land movement. There is a concern that another wet winter will further destabilize the landslide and cause more damage to the homes and infrastructure in the District; AND

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WHEREAS the health, safety, and welfare of the residents, visitors, and others who live, work, or play within the geographic boundaries of the District are of utmost importance to the District and additional future measures may be needed to protect the same from the dangers of ongoing land subsidence within the District; AND

WHEREAS the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this District, such as the destabilization of the landslide, are likely to be beyond the control of the services, personnel, equipment and facilities of this District; then requiring the combined forces of other political subdivisions to combat; AND

WHEREAS, after consideration of all facts reasonably available, the District now desires to proclaim the existence of a state of local emergency within the geographic boundaries of the District.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE KLONDIKE CANYON GEOLOGICAL HAZARD ABATEMENT DISTRICT (“Board of Directors”), HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

SECTION 1. Recitals. The Board of Directors hereby determines that the above recitals are true and correct and incorporate the same as the findings of the Board of Directors .

SECTION 2. Proclamation of Emergency. The Board of Directors finds there exists an actual condition of peril to the safety of persons and property existing within the geographical boundaries of the District and hereby proclaims that a state of local emergency now exists throughout the same.

SECTION 3. Authority Granted. It is further proclaimed and ordered that during the existence of said local emergency, the powers, authority, functions and duties of the District shall be those prescribed by State Law, City ordinances, resolutions, and approved plans of the City in order to mitigate the effects of said local emergency. The Board of Directors desires to make clear that such powers, functions, and duties of the District include the following but may be more in the District’s judgement:

(a) As necessary for the public safety, life, and property, entering into contracts to arrange for the procurement of materials, goods, and services needed to assist in containing, responding to, mitigating the effects of, and recovering from the ongoing land subsidence occurring within the geographic boundaries of the District.

(b) Applicable provisions of the Government Code and the Public Contract Code, including but not limited to, advertising, and competitive bidding requirements, as well as any District procurement or related policy, are suspended to the extent reasonably necessary to address the ongoing land subsidence occurring within the District.

SECTION 4. Immunity Invoked. To the maximum extent permitted by law, and pursuant to Government Code § 866, the Board of Directors hereby invokes the immunity afforded to the District in adopting and implementing the declaration of local emergency with the boundaries of the District.

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SECTION 5. Duration. The local emergency shall be deemed to continue to exist until its termination is proclaimed by the Board of Directors in accordance with law.

SECTION 6. Continuing Declaration. Government Code § 8630 requires the Board of Directors to review the need for continuing the local emergency at least once every 60 days until the Board of Directors determines the local emergency within the geographic boundaries of the District have been abated or mitigated to insignificance.

SECTION 7. Severability. If any subsection, sentence, clause, phrase, or word of this Resolution or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Resolution.

SECTION 8. Effectiveness. This Resolution shall take effect immediately. A copy of the Proclamation and this Resolution shall be forwarded to the California Emergency Management Agency. The KCGHAD Clerk shall certify the passage and adoption of this resolution.

PASSED, APPROVED AND ADOPTED THIS: 22nd DAY OF September 2025

Steve Cummins
Chairman of the Board of Directors
Klondike Canyon Geological Hazard Abatement District

CERTIFICATION

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RESOLUTION NO. 25-4

A RESOLUTION OF THE KLONDIKE CANYON GEOLOGICAL HAZARD ABATMENT DISTRICT DECLARING THE EXTENSION OF EXISTENCE OF A LOCAL EMERGENCY WITHIN THE GEOGRAPHIC BOUNDARIES OF THE DISTRICT

WHEREAS the KLONDIKE CANYON GEOLOGICAL HAZARD ABATMENT DISTRICT (KCGHAD) encompasses most of the Klondike Canyon Landslide area (KCL). The KCL has been active since the 1980s; AND

WHEREAS the land movement in the District and in the portion of the landslide adjacent to the District, has increased significantly over the last twenty-four (24) months; AND

WHEREAS recent increased land movement has already damaged a number of homes and infrastructure in the District; AND

WHEREAS a report from McGee Surveying Consulting dated August 6, 2023, regarding the KCL, concluded that the rate of land movement in the “2014-2018” period is generally representative of previous years back to 2007. In the last two months the movement velocities have accelerated over the previous seven-month period between October 10, 2022, to May 12, 2023. In that seven-month period the average velocities had accelerated over the previous four-year average, which saw an acceleration over the previous 8 or more years. A monitoring year is 12 months beginning and ending about the beginning of the rainy season on October 1.” The report includes a chart with the “measured movements for a sample of monitoring points for the indicated periods with a projection for the full year of October 10, 2022, to October 2023 based on actual measurements for the period October 10, 2022, to July 15, 2023; AND

WHEREAS, due to increased land movement, the District and surrounding areas have experienced an increase in water main breaks. Even though a water main break may be outside of the District, the water often flows into the District, whether above ground or subterranean, destabilizing the KCL; AND

WHEREAS, the City of Rancho Palos Verdes has established, via repeated geologic studies, that a significant factor in the speed of land movement in the District is the amount of water in the soil, KCGHAD has installed a number of dewatering wells within its boundaries to mitigate the land movement; AND

WHEREAS the 2022-2023 rainy season brought exceptional amounts of rain to the region. The 2022-2023 rainy season increased about 190% of the average annual rainfall in the region [source: https://ggweather.com/seasonal_rain.htm], with the region experiencing 20.9” of rain. As a result of the increased amount of rain, the landslide has been subject to an alarming increase in land movement. There is a concern that another wet winter will further destabilize the landslide and cause more damage to the homes and infrastructure in the District; AND

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WHEREAS the health, safety, and welfare of the residents, visitors, and others who live, work, or play within the geographic boundaries of the District are of utmost importance to the District and additional future measures may be needed to protect the same from the dangers of ongoing land subsidence within the District; AND

WHEREAS the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this District, such as the destabilization of the landslide, are likely to be beyond the control of the services, personnel, equipment and facilities of this District; then requiring the combined forces of other political subdivisions to combat; AND

WHEREAS, after consideration of all facts reasonably available, the District now desires to proclaim the existence of a state of local emergency within the geographic boundaries of the District.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE KLONDIKE CANYON GEOLOGICAL HAZARD ABATEMENT DISTRICT (“Board of Directors”), HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

SECTION 1. Recitals. The Board of Directors hereby determines that the above recitals are true and correct and incorporate the same as the findings of the Board of Directors .

SECTION 2. Proclamation of Emergency. The Board of Directors finds there exists an actual condition of peril to the safety of persons and property existing within the geographical boundaries of the District and hereby proclaims that a state of local emergency now exists throughout the same.

SECTION 3. Authority Granted. It is further proclaimed and ordered that during the existence of said local emergency, the powers, authority, functions and duties of the District shall be those prescribed by State Law, City ordinances, resolutions, and approved plans of the City in order to mitigate the effects of said local emergency. The Board of Directors desires to make clear that such powers, functions, and duties of the District include the following but may be more in the District’s judgement:

(a) As necessary for the public safety, life, and property, entering into contracts to arrange for the procurement of materials, goods, and services needed to assist in containing, responding to, mitigating the effects of, and recovering from the ongoing land subsidence occurring within the geographic boundaries of the District.

(b) Applicable provisions of the Government Code and the Public Contract Code, including but not limited to, advertising, and competitive bidding requirements, as well as any District procurement or related policy, are suspended to the extent reasonably necessary to address the ongoing land subsidence occurring within the District.

SECTION 4. Immunity Invoked. To the maximum extent permitted by law, and pursuant to Government Code § 866, the Board of Directors hereby invokes the immunity afforded to the District in adopting and implementing the declaration of local emergency with the boundaries of the District.

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SECTION 6. Continuing Declaration. Government Code § 8630 requires the Board of Directors to review the need for continuing the local emergency at least once every 60 days until the Board of Directors determines the local emergency within the geographic boundaries of the District have been abated or mitigated to insignificance.

SECTION 7. Severability. If any subsection, sentence, clause, phrase, or word of this Resolution or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Resolution.

SECTION 8. Effectiveness. This Resolution shall take effect immediately. A copy of the Proclamation and this Resolution shall be forwarded to the California Emergency Management Agency. The KCGHAD Clerk shall certify the passage and adoption of this resolution.

PASSED, APPROVED AND ADOPTED THIS: 24th DAY OF November 2025

Steve Cummins
Chairman of the Board of Directors
Klondike Canyon Geological Hazard Abatement District

CERTIFICATION

Klondike Canyon Geological Hazard Abatement District
P.O. Box 3675 Palos Verdes Peninsula, CA 90274 (310) 753-7117

Resolution No. 25-2

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE KLONDIKE CANYON GEOLOGICAL HAZARD ABATEMENT DISTRICT CONFIRMING A PROPOSED ASSESSMENT FOR THE COSTS AND EXPENSES OF MAINTAINING AND OPERATING IMPROVEMENTS FOR THE 2025-2026 FISCAL YEAR AND ORDERING THE LEVY AND COLLECTION THEREOF.

THE BOARD OF DIRECTORS OF THE KLONDIKE CANYON GEOLOGICAL HAZARD ABATEMENT DISTRICT HEREBY FINDS, DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:

SECTION 1. Following notice duly given by mail, the Board of Directors has held a full and fair Public Hearing regarding protests to the proposed assessments. All oral and written protests and objections to the proposed assessments and all other protests and objections, are hereby overruled by the Board of Directors.

SECTION 2. Based upon its review of the Executive Director's Report which sets forth the estimated annual budget of the District for the fiscal year, the proposed estimated assessments, a copy of which has been presented to the Board of Directors and which is Exhibit A to its Resolution No. 25-2 and based upon the other reports and information presented to it, the Board of Directors hereby finds and determines that:

1. All of the real property included within the boundaries of the District will be benefited by the maintenance and operation of the improvements which were or may be acquired, installed and constructed by the District pursuant to Division 17 of the California Public Resources Code, Section 26500, et seq., and;
2. The Assessment of the total amount of the cost and expenses of maintaining and operating the improvements upon the several subdivisions of land in the district is in proportion to the estimated benefits to be received by such subdivisions, respectively, from such improvements.

SECTION 3. The proposed assessments set forth in the Executive Director's Report are hereby confirmed as filed.

SECTION 4: The proposed assessments set forth in the Executive Director's Report are hereby ordered to be levied and collected.

SECTION 5: The District Clerk is hereby directed to cause to be recorded in the office of the County Recorder of the County of Los Angeles a Notice of Assessment as provided by California Streets and Highways Code Section 3114.

SECTION 6: The Board of Directors hereby declares that property owners may pay their

assessments in full within forty-five days following the adoption of Resolution 25-2 confirming their assessment for the cost and expenses of maintaining and operating improvements for the 2025-2026 fiscal year.

SECTION 7: The Clerk of the District is hereby authorized and directed to collect and receive the assessments.

PASSED, APPROVED AND ADOPTED this 26th day of May, 2025 _____

Chairman

ATTEST:

I HEREBY CERTIFY that the foregoing Resolution No. 25-2 was regularly adopted at a meeting of the Board of Directors of the Abalone Cove Landslide Abatement District on the 25th Day of May 2025 by the following vote:

AYES: 4

NOES: 0

ABSENT: 0

Colleen Miller, District Clerk

KCGHAD RESOLUTION NO. 25-2

