

1 [Conditionally Deciding Not to Rescind Tax Sale - Directing Preparation of Findings - Presidio
Terrace Common Area]

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3 **Motion conditionally deciding not to rescind the tax sale of the Presidio Terrace**
4 **Common Area, Assessor’s Parcel Block No. 1355, Lot No. 001, pursuant to California**
5 **Revenue and Taxation Code, Section 3731, subject to the Board’s subsequent adoption**
6 **of written findings in support of this determination; and directing the Clerk of the Board**
7 **to prepare findings.**

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9 WHEREAS, On July 11, 2017, the Presidio Terrace Association, through its counsel,
10 requested that the Board of Supervisors schedule a hearing under California Revenue and
11 Taxation Code, Section 3731, to consider rescission of the tax sale of the property known as
12 the Presidio Terrace Common Area, Assessor’s Parcel Block No. 1355, Lot No. 001; and

13 WHEREAS, On September 5, 2017, the Board of Supervisors approved Motion No.
14 M17-125 directing the Clerk of the Board to schedule a Committee of the Whole hearing on
15 November 28, 2017, to consider rescission of the tax sale; and

16 WHEREAS, At its regular meeting on November 28, 2017, the Board held a duly
17 noticed public hearing, and considered written briefing and oral presentations by the Presidio
18 Terrace Association, Hiuyan (Tina) Lam, and the Office of the Treasurer/Tax Collector, and
19 comment from members of the public; and

20 WHEREAS, Following the public hearing, the Board voted conditionally not to rescind
21 the tax sale; and

22 WHEREAS, The written record and testimony in support of and opposed to the
23 rescission, and the deliberation of the oral and written testimony at the public hearing before
24 the Board of Supervisors by all parties and the public in support of and opposed to the
25 rescission is in Board File No. 170963; now, therefore, be it

1 MOVED, That the Board of Supervisors conditionally determines that the tax sale of the
2 Presidio Terrace Common Area, Assessor's Parcel Block No. 1355, Lot No. 001, shall not be
3 rescinded, subject to the adoption of written findings of the Board in support of this
4 determination; and, be it

5 FURTHER MOVED, That the Board of Supervisors directs the Clerk of the Board to
6 prepare the findings specifying the basis for its decision.

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