RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes__ No X)

1. Adopt the attached Resolution of Intention to annex the property associated with LDA 1400 (O'Neil applicant) into the existing Apple Seed Lane Zone of Benefit;
2. Set a date and time for a Public Hearing:
   a. to consider the provision of the additional types of extended services proposed in the Zone of Benefit to be established, and
   b. to determine the appropriate charges for the extended services to be provided.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Under current County policy, the formation of a Zone of Benefit is required on all subdivision roads that have the potential to serve more than four parcels. The applicant has applied for this Zone of Benefit to cover Nutter Ranch Road, the primary access road that serves this land division. The Board previously approved the Apple Seed Lane Zone of Benefit, which covers a portion of Nutter Ranch Road and all of Apple Seed Lane. The applicant associated with LDA 1400 was required to include (or annex) the extension of Nutter Ranch Road, to the turnaround on his project, into this zone. However, under the new County Policy, the on-site portion of Nutter Ranch Road would qualify for an exemption to the requirement of zone formation, since the road serves no off-site parcels. This project site is covered by a development agreement which could allow a redivision of one of the parcels within this division and could increase the number of parcels using this portion of the road from the four (4) presently proposed to a maximum of seven (7). The applicant has requested, and received a waiver of the on-site portion of Nutter Ranch Road.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not adopt this resolution; and have the applicant develop another means to insure the maintenance of his land division road.

COSTS: ( ) Not Applicable
A. Budgeted current FY $*
B. Total anticipated costs $*
C. Required additional funding $*
D. Internal transfers $*

SOURCE: ( ) 4/5th Vote Required
A. Unanticipated revenues $*
B. Reserve for contingencies $*
C. Source description: * Costs will be paid by owners within Zone
Balance in Reserve Contingencies, if approved: $*

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

Resolution of Intention
Zone of Benefit Map
Vicinity Map

CLERK’S USE ONLY
Res. No.: 19-250 Ord. No.
Vote - Ayes: Noes: Absent: 
Approved ( ) Denied ( ) Minute Order Attached ( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

ATTEST: MARIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

By: Deputy

ADMINISTRATIVE OFFICER’S RECOMMENDATION:
This item on agenda as:

Recommended
Not Recommended
For Policy Determination
Submitted with Comment
Returned for Further Action

Comment:

A.O. Initials:

Action Form Revised 5/92
MARIPosa COUNTY RESOLUTION NO. 93-250

A RESOLUTION OF INTENTION TO ANNEX THE PROPERTY ASSOCIATED WITH
LAND DIVISION APPLICATION NO. 1400 INTO THE EXISTING
APPLE SEED LANE ZONE OF BENEFIT

WHEREAS, DOUG BREADAHLL as applicant and agent for the
landowners of property within the boundaries of Land Division
Application No. 1400, has made application for the annexation of
this project into the existing Apple Seed Lane Zone of Benefit to
extend or provide services within Countywide County Service Area
No. 1, in accordance with the provisions of Mariposa County
Resolution No. 90-140; and

WHEREAS, the zone of benefit applied for is in an
unincorporated area within the boundaries of the County of
Mariposa; and

WHEREAS, the terms, conditions and reasons for this zone
of benefit are expressed in an application presented to the
Public Works Department;

NOW, THEREFORE, BE IT RESOLVED by the Mariposa County
Board of Supervisors, a political subdivision of the State of
California, that the Board of Supervisors will hold a public
hearing on June 15, 1993, at 9:30 A.M., in the Board of
Supervisors Meeting Room, County Courthouse, Mariposa,
California, to consider provision of the additional types of
extended services proposed in the zone of benefit to be
established, and a determination of the appropriate charges for
the extended services to be provided.
BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors shall give notice of such public hearing as required in Government Code Section 25210.33.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 4th day of MAY, 1993, by the following vote:

AYES: BALMAIN, ERICKSON, PARKER, TABER
NOES: NONE
ABSENT: BAGGETT
ABSTAINED: NONE

ERIC J. ERICKSON, Chairman
Mariposa County Board of Supervisor

ATTEST:

MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

JEFFREY G. GREEN, County Counsel

R2
ZONE OF BENEFIT FOR L.D.A.# 1400 – (O’NEIL)
TO BE ANNEXED INTO APPLESEED LANE Z.O.B.