RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No X)

1. Adopt the attached Resolution Dissolving The Spring Hill Estates II Road Maintenance Zone of Benefit with the recommended conditions; and
2. Adopt the attached Ordinance Rescinding Assessment Fees for The Spring Hill Estates II Road Maintenance Zone of Benefit; and
3. Authorize the Chairman of the Board to sign the attached:
   Statement(s) of Zone Dissolutionment; and
4. Authorize the filling of the Statement of Zone Dissolutionment with the State Board of Equalization; and
5. Authorize the recordation of a Notice of Zone Dissolutionment, signed by the Chairman of the Board, into the Official Records.
6. Authorize the release of all unencumbered proceeds from The Spring Hill Estates II Road Maintenance Zone of Benefit account to the owner/applicant, once all processing charges have been billed, required fees paid, and any existing debts and/or obligations are satisfied.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On August 24, 1993, the Board adopted Resolution No. 93-461, a Resolution of Intention to Dissolve the Spring Hill Estates II Road Maintenance Zone of Benefit. This Zone of Benefit had been approved, in two phases, in 1990, as a condition of approval of Major Subdivision Application No. 2-2-89. The Board has previously approved one other road zone of benefit dissolution, on an unbuilt townhouse project, whose other common facilities were maintained by a private association. For additional details, see attached Staff Report dated November 9, 1993.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not adopt this resolution; and have the applicant maintain the existing zone of benefit to insure the maintenance of his project's road system.

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: Balance in Reserve Contingencies, if approved: $________

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:
1. Resolution Dissolving Zone/Statement of Zone Dissolutionment
2. Ordinance Rescinding Assessment Fees
3. Notice of Zone Dissolutionment
4. Staff Report

CLERK'S USE ONLY

Res. No.: 93-461
Vote - Ayes: 5
Absent: 0
Approved 5
Denied 0
Abstained 0
Minute Order Attached 5
No Action Necessary 0

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

Date: ____________________________

ATTEST: MARGIE 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: [Initials]

Action Form Revised 5/92
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: MIKE EDWARDS, PUBLIC WORKS DIRECTOR

FROM: MARGIE WILLIAMS, CLERK OF THE BOARD

SUBJECT: PUBLIC HEARING - SPRING HILL ESTATES II ZONE OF BENEFIT DISSOLUTION

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on November 16, 1993

ACTION AND VOTE:

9:54 a.m. Mike Edwards, Public Works Director;
A) Continued PUBLIC HEARING on the Matter of Dissolving the Spring Hill Estates II Road Maintenance Zone of Benefit
BOARD ACTION: Mike presented staff report. Don Starchman/Starchman Law Offices, representing the applicant, provided input. There was no public input. Following deliberations, (M)Baggett, (S)Balmain, Res. 93-574 adopted dissolving the Spring Hill Estates II Road Maintenance Zone of Benefit with the recommended conditions; first reading was waived and an ordinance introduced rescinding assessment fees for the Zone; and authorization was given for the Chairman to sign Statement of Zone Dissolution and authorizing its filing and recordation; and authorizing the release of all unencumbered proceeds from the Zone account to the owner/applicant as recommended. Motion was amended, agreeable with maker and second, to include requirement for covenant of non-protest on all three roads within the project area/Ayes: Unanimous. Hearing was closed.

cc: Jeff Green, County Counsel
    Tony Lashbrook, Planning Director
    File
MARIPOSA COUNTY RESOLUTION NO. 93- 574
A RESOLUTION DISSOLVING THE SPRING HILL ESTATES II
ROAD MAINTENANCE ZONE OF BENEFIT

WHEREAS, Section II.I.3 (page 18) of the Mariposa County Road
Improvement and Circulation Policy provides an exemption to the requirement of a Zone
of Benefit if a private maintenance association is established; and

WHEREAS, the applicant, Joseph Silva, has petitioned Mariposa County
for the dissolutionment of the Spring Hill Estates II Road Maintenance Zone of Benefit
associated with the Spring Hill Estates Major Subdivision; and

WHEREAS, the applicant's agent, Donald J. Starchman, has provided
Mariposa County with separate "Road Maintenance Association Declaration" documents
for each of the three phases of the Major Subdivision associated with this petition, which
have been reviewed and approved by County Counsel; and

WHEREAS, the Board of Supervisors, through Resolution No. 93-461,
filed a Resolution of Intention to Dissolve the Spring Hill Estates II Road Maintenance
Zone of Benefit, as required by Government Code Section 25210.32, and set a date and
time for a public hearing; and

WHEREAS, on November 16, 1993, the Board of Supervisors held a duly
noticed public hearing on the question of dissolving the Spring Hill Estates II Road
Maintenance Zone of Benefit; and

WHEREAS, the Board of Supervisors, received no dissenting public input
at the public hearing;

NOW, THEREFORE, BE IT RESOLVED by the Mariposa County Board
of Supervisors, a political subdivision of the State of California, that the Board hereby
approves the dissolutionment of the Spring Hill Estates II Road Maintenance Zone of
Benefit, as described and shown on attached STATEMENT OF ZONE
DISSOLUTIONMENT.
MARIPOSA COUNTY RESOLUTION NO. 93-574

A RESOLUTION DISSOLVING THE SPRING HILL ESTATES II
ROAD MAINTENANCE ZONE OF BENEFIT

PASSED AND ADOPTED by the Mariposa County Board of Supervisors
this 16th day of November, 1993, by the following vote:

AYES: BAGGETT, BALMAIN, ERICKSON, PARKER, TABER

NOES: NONE

ABSENT: NONE

ABSTAINED: NONE

[Signature]
ERIC J. ERICKSON, Chairman
Mariposa County Board of Supervisors

ATTEST:

[Signature]
MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

[Signature]
JEFFREY G. GREEN, County Counsel

MARIPOSA COUNTY RESOLUTION NO. 93-574
STATEMENT OF ZONE DISSOLUTION

In accordance with Sections 54900-54903 of the California Government Code, this statement is hereby issued by the Chairman of the Board of Supervisors of the County of Mariposa, acting as Chairman of the Board of Directors of the Countywide County Service Area No. 1, County of Mariposa, State of California.

1. A certified copy of the resolution approving the dissolutionment of the SPRING HILL ESTATES II ROAD MAINTENANCE ZONE OF BENEFIT is attached hereto and titled "MARIPOSA COUNTY RESOLUTION NO. 93-574 -- A RESOLUTION DISSOLVING THE SPRING HILL ESTATES II ROAD MAINTENANCE ZONE OF BENEFIT, and by reference incorporated herein. A legal description and map of the boundaries are attached hereto and marked Exhibits "A" and Exhibit "B", and by reference incorporated herein.

2. The affected territory being excluded from this existing zone of benefit will be taxed for any existing bonded indebtedness or contractual obligation.

3. This statement, along with the attached map and legal description, shall be filed prior to January 1st of the year in which the jurisdictional change is to be reflected on the tax rolls and shall be filed with each assessor whose roll is used for the levy and with the State Board of Equalization, Sacramento, California.

DATED: November 16, 1993

ERIC J. ERICKSON, Chairman
Mariposa County Board of Supervisors

ATTEST:

MARGIE WILLIAMS, Clerk of the Board
Exhibit "A"

Spring Hill Estates II Road Maintenance Zone of Benefit

Legal Description

A Tract of land lying in Sections 29 and 30, Township 5 South, Range 19 East, Mount Diablo Base and Meridian, County of Mariposa, State of California, and more particularly described as follows:

Phase 1:

Commencing at the south one quarter section corner of Section 29, Township 5 South, Range 19 East, Mount Diablo Base and Meridian, said point being the TRUE POINT OF BEGINNING for this description, thence North 76° 43' 06" West, 559.62 feet; thence North 12° 51' 57" East, 448.98 feet; thence South 76° 24' 18" West, 758.83 feet; thence South 79° 55' 02" West, 30.00 feet; thence along a non-tangent curve to the right, concave to the southeast, with a radius of 350.00 feet, with a central angle of 46° 40' 40", and an arc length of 285.14 feet; thence North 36° 35' 45" East, 326.97 feet; thence along a tangent curve to the left, concave to the northwest, with a radius of 450.00 feet, with a central angle of 15° 06' 35", and an arc length of 118.67 feet; thence North 21° 29' 10" East, 337.64 feet; thence along a tangent curve to the left, concave to the north, with a radius of 500.00 feet, with a central angle of 5° 20' 45", and an arc length of 46.65 feet; thence South 88° 09' 58" East, 749.20 feet; thence South 01° 21' 50" East, 1352.99 feet, more or less, to the POINT OF BEGINNING, said point being the terminus of this description containing 24.710 acres, more or less.

Phase 2:

Commencing at the west one quarter section corner of Section 29, Township 5 South, Range 19 East, Mount Diablo Base and Meridian, said point being the TRUE POINT OF BEGINNING for this description, thence South 16° 56' 10" East, 348.86 feet; thence 32° 08' 59" West, 458.80 feet; thence South 32° 30' 37" East, 373.38 feet; thence South 26° 10' 20" East, 419.60 feet; thence South 31° 24' 03" East, 442.82 feet; thence South 63° 02' 18" East, 30.00 feet, to the centerline of Jenny Lane, thence along said centerline the following courses and distances: along a non-tangent curve to the right, concave to the south, with a radius of 75.00 feet, with a central angle of 98° 57' 51", and an arc length of 129.54 feet; thence South 54° 04' 27" East, 99.15 feet; thence along a tangent curve to the left, concave to the northeast, with a radius of 150.00 feet, with a central angle of 65° 42' 56", and an arc length of 172.04 feet; thence North 60° 12' 37" East, 94.51 feet; thence North 67° 30' 49" East, 74.41 feet; thence along a tangent curve to the right, concave to the southwest, with a radius of 100.00 feet, with a central angle of 19° 51' 37", and an arc length of 34.66 feet; thence North 87° 22' 26" East, 195.31 feet; thence along a tangent curve to the right, concave to the south, with a radius of 150.00 feet, with a central angle of 17° 02' 40", and an arc length of 44.62 feet; thence South 75° 34' 54" East, 91.50 feet; thence along a tangent
curve to the right, concave to the southwest, with a radius of 60.00 feet, with a central angle of 110° 48' 35", and an arc length of 116.04 feet; thence South 35° 13' 41" East, 50.54 feet; thence along a tangent curve to the left, concave to the east, with a radius of 120.00 feet, with a central angle of 55° 30' 21", and an arc length of 116.25 feet; thence South 20° 16' 40" East, 37.48 feet; thence along a tangent curve to the left, concave to the northeast, with a radius of 100.00 feet, with a central angle of 36° 13' 20", and an arc length of 63.22 feet; thence South 56° 30' 00" East, 80.82 feet, to the centerline of Allred Road; thence following along the Allred Road centerline the following courses and distances: along a non-tangent curve to the right, concave to the southeast, with a radius of 350.00 feet, with a central angle of 39° 37' 56", and an arc length of 242.10 feet; thence North 36° 35' 45" East, 326.97 feet; thence along a tangent curve to the left, concave to the northwest, with a radius of 450.00 feet, with a central angle of 15° 06' 35", and an arc length of 118.67 feet; thence North 21° 29' 10" East, 337.64 feet; thence along a tangent curve to the left, concave to the northwest, with a radius of 500.00 feet, with a central angle of 16° 46' 08", and an arc length of 146.34 feet; thence North 04° 43' 02" East, 154.34 feet; thence along a tangent curve to the left, concave to the northwest, with a radius of 500.00 feet, with a central angle of 23° 03' 10", and an arc length of 201.17 feet; thence North 18° 20' 08" West, 490.63 feet; thence along a tangent curve to the left, concave to the west, with a radius of 750.00 feet, with a central angle of 34° 17' 08", and an arc length of 448.80 feet; thence North 52° 12' 52" East, 136.39 feet (a non-tangent bearing); thence leaving said centerline of Allred Road, North 88° 36' 26" West, 63.58 feet; thence North 00° 07' 10" West, 50.77 feet; thence North 45° 12' 58" West, 125.00 feet; thence South 54° 37' 20" East, 311.76 feet; thence North 88° 36' 26" West, 363.76 feet; thence North 41° 46' 48" West, 69.25 feet; thence North 88° 34' 07" West, 562.75 feet, more or less, to the POINT OF BEGINNING, said point being the terminus of this description containing 70.210 acres, more or less.
Phase 3 Pending

Big Spring Road

Lot 32 160 Acres

Yellow Pine Hill Drive

Allred Road

Phase 2 Recorded

Spring View Ct

Whiskey Nob Ct.

Lot 17 9.66A
Jenny Lane

Lot 13 9.66A

Lot 2 5.74A

Lot 3 6.96A

Lot 6 17.77A

Lot 4 8.13A

Lot 5 9.73A

Lot 10 9.63A

Lot 11 6.74A

Lot 12 8.19A

Lot 14 7.55A

Lot 7 8.00A

Lot 8 8.60A

Lot 9 8.60A

Lot 15 6.87A

Lot 16 6.87A

Lot 18 6.71A

Lot 19 7.77A

Lot 20 7.80A

Lot 21 7.59A

Lot 22 5.66A

Lot 23 5.99A

Lot 24 6.91A

Lot 25 10.15A

Lot 26 6.80A

Lot 27 7.55A

Lot 28 5.38A

Lot 29 8.03A

Lot 30 7.10A

Lot 31 6.19A

Lot 32 160 Acres

State Highway 49 South

Scale: 1" = 700'

SPRING HILL ESTATES

County of Mariposa
Department of Public Works

SPRING HILL ESTATES ZONE OF BENEFIT

Drawn By: BAA

Dwg. No. Z90-02

Approved By:

Date: 6-16-993
NOTICE OF ZONE DISSOLUTIONMENT

This notice is being recorded as a matter of constructive notice to any potential buyers of Lots 17-26 and 29-31, as shown on the Map(s) of Spring Hill Estates II (Phases 1 and 2), recorded in the Book of Maps at Pages 2342 and 2373, Mariposa County Records, that these lots are no longer subject to yearly assessments for the Spring Hill Estates II Road Maintenance Zone of Benefit.

On November 16, 1993, the Board of Supervisors of the County of Mariposa held a duly noticed public hearing on the questions of dissolving the Spring Hill Estates II Road Maintenance Zone of Benefit, and did pass and adopt "MARIPOSA COUNTY RESOLUTION NO. 93-574 — A RESOLUTION DISSOLVING THE SPRING HILL ESTATES II ROAD MAINTENANCE ZONE OF BENEFIT." A legal description and map of the boundaries are attached hereto and marked Exhibits "A," and Exhibit "B," and by reference are incorporated herein.

Pursuant to Section 54902 of the California Government Code, assessments for this Zone of Benefit shall cease after the Fiscal Year 1993-1994, or the period July 1, 1993 to June 30, 1994.


ERIC J. ERICKSON, Chairman
Mariposa County Board of Supervisors

ATTEST:

MARGIE WILLIAMS, Clerk of the Board
Exhibit "A"

Spring Hill Estates II Road Maintenance Zone of Benefit

Legal Description

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Exhibit "A"
Spring Hill Estates II Road Maintenance Zone of Benefit

Legal Description

(Continued)

curve to the right, concave to the southwest, with a radius of 60.00 feet, with a central angle of 110° 48' 35", and an arc length of 116.04 feet; thence South 35° 13' 41" East, 50.54 feet; thence along a tangent curve to the left, concave to the east, with a radius of 120.00 feet, with a central angle of 55° 30' 21", and an arc length of 116.25 feet; thence South 20° 16' 40" East, 37.48 feet; thence along a tangent curve to the left, concave to the northeast, with a radius of 100.00 feet, with a central angle of 36° 13' 20", and an arc length of 63.22 feet; thence South 56° 30' 00" East, 80.82 feet, to the centerline of Allred Road; thence following along the Allred Road centerline the following courses and distances: along a non-tangent curve to the right, concave to the southeast, with a radius of 350.00 feet, with a central angle of 39° 37' 56", and an arc length of 242.10 feet; thence North 36° 35' 45" East, 326.97 feet; thence along a tangent curve to the left, concave to the northwest, with a radius of 450.00 feet, with a central angle of 15° 06' 35", and an arc length of 118.67 feet; thence North 21° 29' 10" East, 337.64 feet; thence along a tangent curve to the left, concave to the northwest, with a radius of 500.00 feet, with a central angle of 16° 46' 08", and an arc length of 146.34 feet; thence North 04° 43' 02" East, 154.34 feet; thence along a tangent curve to the left, concave to the northwest, with a radius of 500.00 feet, with a central angle of 23° 03' 10", and an arc length of 201.17 feet; thence North 18° 20' 08" West, 490.63 feet; thence along a tangent curve to the left, concave to the west, with a radius of 750.00 feet, with a central angle of 34° 17' 08", and an arc length of 448.80 feet; thence North 52° 12' 52" East, 136.39 feet (a non-tangent bearing); thence leaving said centerline of Allred Road, North 88° 36' 26" West, 63.58 feet; thence North 00° 07' 10" West, 50.77 feet; thence North 45° 12' 58" West, 125.00 feet; thence South 54° 37' 20" East, 311.76 feet; thence North 88° 36' 26" West, 363.76 feet; thence North 41° 46' 48" West, 69.25 feet; thence North 88° 34' 07" West, 562.75 feet, more or less, to the POINT OF BEGINNING, said point being the terminus of this description containing 70.210 acres, more or less.