

DEPARTMENT: Public Works

By: Bruce A. Atkinson

Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION:

1. Adopt the attached Resolution Approving The Zone Of Benefit For: Pagala Springs Road - Parcel Map for Michael J. George;
2. Adopt the attached Ordinance Establishing Assessment Fees For Pagala Springs Road Maintenance Zone of Benefit;
3. Authorize the Chairman of the Board to sign the attached: Statement(s) of Zone Creation; and
4. Authorize the recordation of a Notice of Formation.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On February 18, 1992, the Board adopted a Resolution of Intention to form a Zone of Benefit for Pagala Springs Road. An application had been filed as a condition of approval of a four (4) parcel minor subdivision with access off of Schafer Road. For additional details, see attached memo to the Board dated March 23, 1992.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. Do not adopt these measures and have the applicant develop other means to insure the maintenance of the subdivision roads.

**COSTS:** (xx) Not Applicable

A. Budgeted current F.Y. \$ \_\_\_\_\_

B. Total anticipated costs \$ \_\_\_\_\_ \*

C. Required Add'l. Funding \$ \_\_\_\_\_

D. Source: \* Costs will be paid by the property owners within the zone.

**SOURCE:** ( ) 4/5ths Vote Required

A. Other budgeted funds \$ \_\_\_\_\_

B. Unanticipated revenues \$ \_\_\_\_\_

C. Reserve for contingencies \$ \_\_\_\_\_

D. Description: \_\_\_\_\_

Balance in Reserve for contingencies, if approved: \$ \_\_\_\_\_

**SPECIAL INSTRUCTIONS:**

List the attachments and number the pages consecutively:

1. Resolution approving Zone/ Statement of Zone Creation
2. Ordinance establishing fees
3. Staff Report
4. Vicinity Maps

**CLERK'S USE ONLY**

Res. No.: 92-170

Ord. No.: \_\_\_\_\_

Vote - Ayes: 5 Noes: \_\_\_\_\_

Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

(MWS) Approved ( ) Denied

( ) Minute Order Attached

**ADMINISTRATIVE OFFICER'S RECOMMENDATION:**

This item on agenda as:

Recommended

Not Recommended

For Policy Determination

Submitted with Comment

Returned for Further Action

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

Date: \_\_\_\_\_

ATTEST: MARGIE WILLIAMS  
Clerk of the Board of Supervisors  
County of Mariposa, State of CA

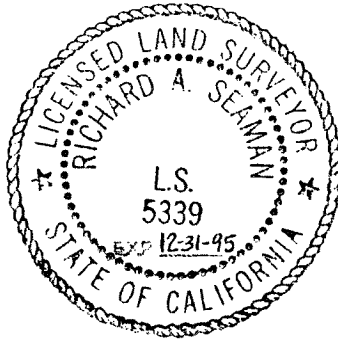
By: \_\_\_\_\_  
Deputy


Comment: \_\_\_\_\_

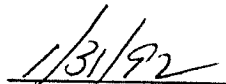
A.O. Initials: MWS / by mws

The above described tract of land contains 36.15 acres, more or less, and is subject to any rights-of-way or easements of record or legally acquired.

Prepared by:



  
Richard A. Seaman, L.S. 5339

  
Date

MARIPOSA COUNTY RESOLUTION NO. 92-170

A RESOLUTION APPROVING THE ZONE OF BENEFIT

FOR PARCEL MAP FOR MICHAEL J. GEORGE - PAQALA SPRINGS ROAD

WHEREAS, Section II.I.2 (page 17) of the Mariposa County Road Improvement and Circulation Policy requires the formation of a Zone of Benefit on all subdivision roads that have the potential to serve more than four parcels; and

WHEREAS, the applicant, Michael J. George, has petitioned Mariposa County for the creation of Paqala Springs Road Maintenance Zone of Benefit, in association with his Parcel Map for Michael J. George; and

WHEREAS, the Board of Supervisors, through Resolution No. 92-82, filed a Resolution of Intention to form a Zone of Benefit, as required by Government Code Section 25210.32, and set a date and time for a public hearing; and

WHEREAS, on April 7, 1992, the Board of Supervisors held a duly noticed public hearing on the question of forming the Paqala Springs 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 creation of the PAQALA SPRINGS ROAD MAINTENANCE ZONE OF BENEFIT, as described and shown on attached STATEMENT OF ZONE CREATION; subject to the completion and filing of the PARCEL MAP FOR MICHAEL J. GEORGE.

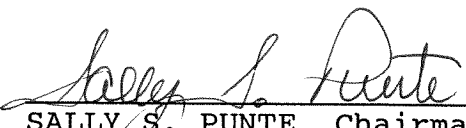
PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 7th day of April, 1992, by the following vote:

AYES: BAGGETT, PUNTE, ERICKSON, RADANOVICH, TABER

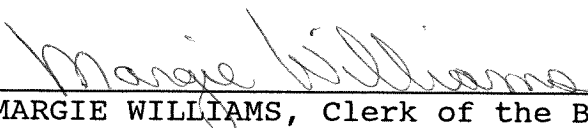
NOES: NONE

ABSENT: NONE

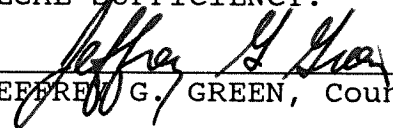
ABSTAINED: NONE

  
SALLY S. PUNTE, Chairman  
Mariposa County Board of Supervisors

ATTEST:

  
MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:


  
JEFFREY G. GREEN, County Counsel

**STATEMENT OF ZONE CREATION**

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 creation of **PAQALA SPRINGS ROAD MAINTENANCE ZONE OF BENEFIT** is attached hereto and titled "**MARIPOSA COUNTY RESOLUTION NO. 92-170 -- A RESOLUTION APPROVING THE ZONE OF BENEFIT FOR PARCEL MAP FOR MICHAEL J. GEORGE - PAQALA SPRINGS ROAD**", 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 included within this newly created zone of benefit will not 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 1 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: APRIL 7, 1992.

  
\_\_\_\_\_  
SALLY S. PUNTE, Chairman  
Mariposa County Board of Supervisors

ATTEST:


  
\_\_\_\_\_  
MARGIE WILLIAMS, Clerk of the Board

EXHIBIT A

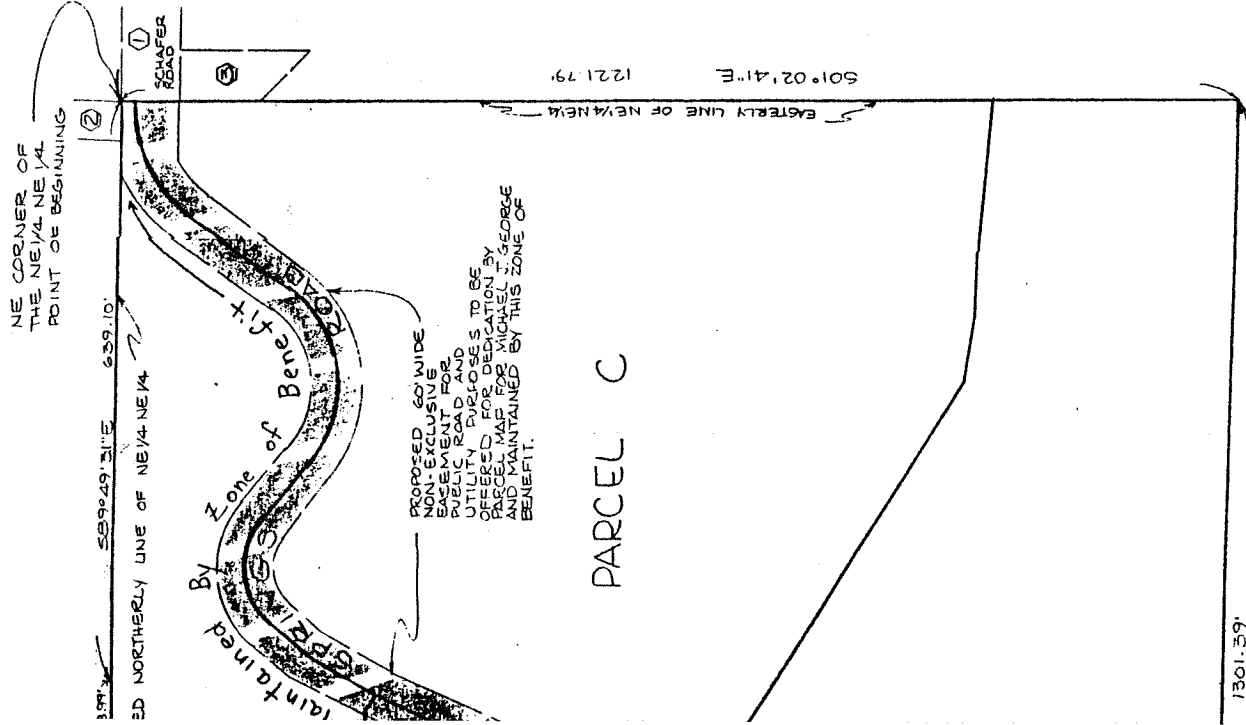
A tract of land situated in a portion of the Northeast quarter of the Northeast quarter (NE1/4 NE1/4) of Section 29, Township 5 South, Range 19 East, M.D.B. & M., Mariposa County, State of California, said tract of land being more particularly described as follows:

BEGINNING at the northeast corner of said NE1/4 NE1/4; thence S01°02'41"E, along the easterly line of said NE1/4 NE1/4, for 1221.79 feet; thence, leaving the easterly line of said NE1/4 NE1/4, N89°07'24"W, parallel with and 150.00 feet northerly from the southerly line of said NE1/4 NE1/4, for 1301.39 feet to a point on the westerly line thereof; thence N00°41'06"W, along the westerly line of said NE1/4 NE1/4, for 1206.91 feet to a point on the locally accepted and monumented northerly line of said NE1/4 NE1/4; thence along the locally accepted and monumented northerly line of said NE1/4 NE1/4 the following three (3) courses and distances:

1. S89°46'35"E for 465.31 feet; thence
2. S89°34'52"E for 188.99 feet; thence
3. S89°49'31"E for 639.10 feet to the POINT OF BEGINNING.

Exhibit "B"

PAGALA SPRINGS ROAD  
 MAINTENANCE ZONE OF BENEFIT  
 BEING A PORTION OF THE NE 1/4 OF SECTION 29,  
 T.5S., R.19E., M.D.B. & M.  
 MARIPOGA COUNTY CALIFORNIA  
 NOVEMBER 1991 SCALE: 1"=100'



PREPARED BY: *Richard A. Seaman*  
 RICHARD A. SEAMAN, L.S. 5339  
 FREEMAN & SEAMAN LAND SURVEYORS

1301.39'  
 to be maintained by this Zone of Benefit.  
 to be maintained by this Zone of Benefit.  
 public road and utility purposes, not to