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: Silva Ridge Road - Parcel Map for Gerald Fischer et al;
2. Adopt the attached Ordinance Establishing Assessment Fees For Silva Ridge Road 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 March 24, 1992, the Board adopted a Resolution of Intention to form a Zone of Benefit for Silva Ridge Road. An application had been filed as a condition of approval of a five (5) parcel minor subdivision with access off of Whitlock Road. For additional details, see attached Staff Report dated April 8, 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 road.

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. Notice of Zone Formation
4. Staff Report
5. Vicinity Maps

CLERK’S USE ONLY
Res. No.: 92-217
Ord. No.: __________
Vote - Ayes: Unanimous  Noes: ______
Absent: ______  Abstained: ______
( ) Approved  ( ) Denied
( ) Minute Order Attached
& following

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:____________________

ACTION FORM
AGENDA DATE: 04-28-92
AGENDA ITEM NO.: 4-A

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

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

Comment:_________________________

A.O. Initials: __________

Action Form  Revised 7/09/91
MARIPOSA COUNTY RESOLUTION NO. 92-217

A RESOLUTION APPROVING THE ZONE OF BENEFIT
FOR PARCEL MAP FOR GERALD FISCHER ET AL - SILVA RIDGE 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, Gerald Fischer et al, has petitioned Mariposa County for the creation of Silva Ridge Road Zone of Benefit, in association with his Parcel Map for Gerald Fischer et al; and

WHEREAS, the Board of Supervisors, through Resolution No. 92-141, 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 28, 1992, the Board of Supervisors held a duly noticed public hearing on the question of forming the Silva Ridge Road 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 SILVA RIDGE ROAD ZONE OF BENEFIT, as described and shown on attached STATEMENT OF ZONE CREATION; subject to the completion and filing of the PARCEL MAP FOR GERALD FISCHER ET AL.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 28th day of April, 1992, by the following vote:

AYES: BAGGITT, 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 SILVA RIDGE ROAD ZONE OF BENEFIT is attached hereto and titled "MARIPOSA COUNTY RESOLUTION NO. 92-217 -- A RESOLUTION APPROVING THE ZONE OF BENEFIT FOR PARCEL MAP FOR GERALD FISCHER ET AL -- SILVA RIDGE 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.


SALLY S. PUNTE, Chairman
Mariposa County Board of Supervisors

ATTEST:

MARGIE WILLIAMS, Clerk of the Board
DESCRIPTION for SILVA RIDGE ZONE of BENEFIT

PARCEL ONE:

All those portions of Sections 21, 28, and 33, T.4S. R. 18E. M.D.B.&M. Mariposa County, California described as follows:

Lot 2 of Section 21, Township 4 south, Range 18 east, M.D.B.&M., according to United States Government Township Plats.

Also Government Lots 4, 5, 6, and 7; and the west half of the northeast quarter; the southeast quarter, the north half of the southwest quarter, and the southeast quarter of the southwest quarter of Section 28, Township 4 south, Range 18 east, M.D.B.&M., according the United States Government Township.

Also the northeast quarter of the northwest quarter of Section 33, Township 4 south, Range 18 east, M.D.B.&M., according the United States Government Township Plats.

PARCEL TWO:

All that portion of Section 33, T.4S.R.18E. M.D.B.&M. described as follows:

Beginning at the northeast corner of said Section 33; thence S.6°06'39"E. along the east line of said Section 33 1331.50 feet to the southeast corner of the N.E. 1/4 of the N.E. 1/4 of said Section 33, thence S.89°38'20"W. along the south line of said N.E. 1/4 of the N.E. 1/4, 1343.39 to the southwest corner of said N.E. 1/4 of the N.E. 1/4; thence S.0°51'27"E. along the east line of Lot 8 of said Section 33 1089.12 to the point on the northerly line of the Standard Mining Claim U.S. mineral survey 4432; thence N.84°07'12"W. along said northerly line 161.56 feet to the northwest corner thereof; thence S.00°13'18"W. along the west line of said Standard Mining Claim 600.43 to the southwest corner thereof; thence S.84°07'12"E. along the southerly line of said Standard Mining Claim 136.12 feet to a point on the northerly line of Parcel "B" as shown on that Parcel Map Book 23 Mariposa County Records at Page 26; thence westerly along said northerly line S.72°54'56"W. 320.00 feet; S.79°16'02"W. 488.40 feet; thence S.71°28'04"W. 30.00 feet to the northwest corner of said Parcel "B" and the point of a reverse curve with a radial bearing of S.71°28'04"W. to the radius point; thence northwesterly along said curve being concave to the southwest having a radius of 2007.46 feet and a delta of 5°19'10" an arc length of 186.38 feet to the northeast corner of Parcel "A" of said Book 23 Page 26 of Parcel Maps; thence S.68°08'54"W. along the northerly line of said Parcel "A"
30.00 feet; thence S.67°29'41"W. 396.78 feet the northwest corner of said Parcel "A" and a point on the easterly line of the Garden Placer Mine; thence along said easterly line S.48°24'41"W. 88.44 feet; thence N.35°18'40"W. 1138.40 feet; thence N.19°04'44"W. 430.13 feet to the northeast corner of said Garden Placer Mine; thence S.48°24'41"W. along the northerly line of said Garden Placer Claim 313.35 feet to the northwest corner thereof; thence along the westerly line of said Garden Placer Claim S.19°08'30"E. 429.95 feet; thence S.35°18'40"E. 191.59 feet to a point on the south line of the northwest 1/4 of said Section 33 and the easterly line of Parcel "D" of Parcel Map Book 17 Mariposa County Records at Page 9; thence westerly and northerly along said easterly line of Parcel "D" and Parcel "A" of said Book 17, Page 9, S.89°18'19"W. 174.75 to a point on the centerline of Whitlock Road and a point on a non-tangent curve being concave to the northeast with a radial bearing of N.68°20'48"E. to the radius point and radius of 370.00 feet through a delta of 12°04'37" northerly an arc distance of 77.99 feet; thence N.09°25'35"W. 400.20 feet along said easterly line of Parcel "A" and "D" and the centerline of Whitlock Road to the northerly line of said Parcel "A"; also being the south line of Parcel 2 as shown on that Parcel Map for Mrs. Dorothy Bratanovich recorded in Book 1, Mariposa County Records at Page 47; thence N.82°16'22"E. 12.15 feet to the southeast corner of said Parcel 2; thence N.18°54'W. along the easterly line of said Parcel 2, 118.09 feet to a point on the said centerline of Whitlock Road; thence along said centerline N.11°00'15"W. 379.36 feet; thence along a tangent curve concave to the southwest having a radius of 500 feet through a delta of 19°51'22" an arc distance of 173.28 feet; thence N.30°51'37"W. 139.21 feet to the west line of said Lot 3; thence N.00°55'33"W. 104.02 feet to the northwest corner of said Lot 3; thence N.89°11'06"E. along the north line of said Lot 3, 1281.77 feet to the northeast corner of said Lot 3; thence N.1°36'04"W. 1346.95 feet to the north 1/4 corner of said Section 33; thence N.89°58'08"E. 2721.68 feet to the point of beginning.

Containing 687.51 acres more or less
ZONE OF BENEFIT MAP FOR
SILVA RIDGE

BEING A PORTION OF SECTION 21,28 & 33 T.4 S.R 18 E.
M.D.B.M. MARIPOSA COUNTY, CALIFORNIA

NOVEMBER, 1991