MARIPOSA COUNTY
BOARD OF SUPERVISORS
DEPARTMENT: Public Works
By: Bruce A. Atkinson Phone: 966-5356

AGENDA
AGENDA DATE: 10/20/92
AGENDA ITEM NO.: 5

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

1. Adopt the attached Resolution Approving The Zone Of Benefit For:
   Parcel Map for Tom O‘Malley; and
2. Adopt the attached Ordinance Establishing Assessment Fees For:
   Parcel Map for Tom O‘Malley;
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 September 8, 1992, the Board adopted a Resolution of Intention to
form a Zone of Benefit for the Parcel Map for Tom O‘Malley. An
application had been filed as a condition of approval of a four (4)
parcel minor subdivision with legal access off of Ponderosa Way. For
additional details, see attached Staff Report dated October 5, 1992.

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.

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: ____________________________ Ord. No: ____________________________
Vote: Aye: ____________________________ Nol: ____________________________
Abstain: ____________________________
Not Aye: ____________________________
Yes: ____________________________
No: ____________________________
Not Aye: ____________________________
Abstain: ____________________________

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

ATT: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California
By: ____________________________
Deputy

Action Form Revised 5/92

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: ____________________________
2. northwesterly along said curve, through a central angle of 26°18'00", an arc distance of 344.27 feet to the point of tangency; thence

3. N30°09'13"W for 190.32 feet to a point, said point being the beginning of a non-tangent curve, concave to the southwest, having a radius of 730.00 feet, to said point a radial line bears N61°55'49"E; thence

4. northwesterly along said curve, thorough a central angle of 4°09'05", an arc distance of 52.89 feet; thence

5. N30°09'13"W for 18.15 feet; thence

6. N36°04'11"W for 267.26 feet; thence

7. N52°27'02"W for 236.09 feet; thence

8. N51°04'01"W for 3.28 feet to a point on the westerly line of said SE1/4 SW1/4; thence, leaving the northeasterly line of said State Highway 140, N01° 55'44"E, along the westerly line of said SE1/4 SW1/4, for 1098.96 feet to the northwest corner thereof; thence S89°34'05"E, along
the northerly line of said SE1/4 SW1/4, for 1372.84 feet to
the northeast corner thereof; thence S04°16'46"W, along the
easterly line of said SE1/4 SW1/4, for 1300.49 feet, more or
less, to the POINT OF BEGINNING.

The above described tract of land contains 52.49 acres, more
or less, and is subject to any rights-of-way or easements of
record or legally acquired.

Prepared by:

[Signature]

Richard A. Seaman, L.S. 5339

Date:
MARIPOSA COUNTY RESOLUTION NO. 92-542

A RESOLUTION APPROVING THE LEICHTLIN LANE MAINTENANCE ZONE OF BENEFIT
FOR THE PARCEL MAP FOR TOM O’MALLEY ET AL

WHEREAS, Section II.1.2 (page 17) of the Mariposa County Road Improvement and Circulation Policy requires the formation of a Zone of Benefit on all subdivision roads that serve more than four parcels; and

WHEREAS, the applicant, Tom O’Malley, has petitioned Mariposa County for the creation of the Leichtlin Lane Maintenance Zone of Benefit, in association with the Parcel Map for Tom O’Malley et al; and

WHEREAS, the Board of Supervisors, through Resolution No. 92-466, 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 October 20, 1992, the Board of Supervisors held a duly noticed public hearing on the question of forming the Leichtlin Lane 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 LEICHTLIN LANE MAINTENANCE ZONE OF BENEFIT, as described and shown on attached STATEMENT OF ZONE CREATION.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 20th day of October, 1992, by the following vote:

AYES: BAGGOTT, ERICKSON, RADANOVICH, TABER

NOES: NONE

ABSENT: PUTTE

ABSTAINED: NONE

SALLY S. PUTTE, Chairman
Mariposa County Board of Supervisors

ATTEST:
MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

JEFFREY C. 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 the LEIGHTLIN LANE MAINTENANCE ZONE OF BENEFIT is attached hereto and titled "MARIPOSA COUNTY RESOLUTION NO. 92-549 -- A RESOLUTION APPROVING THE LEIGHTLIN LANE MAINTENANCE ZONE OF BENEFIT FOR THE PARCEL MAP FOR TOM O'MALLEY ETAL, 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
EXHIBIT A

A tract of land situated in a portion of the Southeast quarter of the Southwest quarter (SE1/4 SW1/4) of Section 24 and in a portion of the North half of Lot 1 of the Northwest quarter of Section 25, all in Township 4 South, Range 18 East, M.D.B. & M., according to the Official Plats thereof, Mariposa County, State of California, said tract of land being more particularly described as follows:

BEGINNING at the northeast corner of the North half of said Lot 1; thence S01°02'30"E. along the easterly line of the North half of said Lot 1, for 652.67 feet to the southeast corner thereof; thence S89°50'18"W. along the southerly line of the North half of said Lot 1, for 571.83 feet to a point on the northeasterly line of State Highway 140 as said State Highway 140 is delineated on that certain map entitled "10 MPA 140" on file at the Mariposa County Public Works Department; thence, leaving the southerly line of the North half of said Lot 1 and traversing along the northeasterly line of said State Highway 140, the following eight (8) courses and distances:

1. N56°27'13"W for 48.44 feet to the beginning of a tangent curve, concave to the northeast, having a radius of 750.00 feet; thence
NOTICE OF ZONE FORMATION

This notice is being recorded as a matter of constructive notice to any potential buyers of Parcels A, B, C, or D as shown on the Parcel Map for Tom O'Malley et al., recorded in Book ____ of Parcel Maps at Page ____, Mariposa County Records, that these parcels are subject to yearly assessments for the maintenance of Leichtlin Lane.

On October 20, 1992, the Board of Supervisors of the County of Mariposa held a duly noticed public hearing on the questions of forming the Leichtlin Lane Maintenance Zone of Benefit for the Parcel Map for Tom O'Malley et al., and did pass and adopt "MARIPOSA COUNTY RESOLUTION NO. 92-549 -- A RESOLUTION APPROVING THE LEICHTLIN LANE MAINTENANCE ZONE OF BENEFIT FOR THE PARCEL MAP FOR TOM O'MALLEY ETAL."

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 begin for the Fiscal Year 1993-1994, or the period July 1, 1993 to June 30, 1994.

DATED: 11-22-92.

SALLY S. PUNTE, Chairman
Mariposa County Board of Supervisors

ATTEST:

MARGIE WILLIAMS, Clerk of the Board
1. Ponderosa Way, existing County maintained road, not to be maintained by this Zone of Benefit.
2. northwesterly along said curve, through a central angle of 28°18'00", an arc distance of 344.27 feet to the point of tangency; thence

3. N30°09'13"W for 190.31 feet to a point, said point being the beginning of a non-tangent curve, concave to the southwest, having a radius of 730.00 feet, to said point a radial line bears N61°55'49"E; thence

4. northwesterly along said curve, thorough a central angle of 4°09'02", an arc distance of 52.89 feet; thence

5. N30°09'13"W for 18.15 feet; thence

6. N36°04'11"W for 267.25 feet; thence

7. N32°27'02"W for 236.09 feet; thence

8. N51°04'01"W for 3.28 feet to a point on the westerly line of said SE1/4 SW1/4; thence, leaving the northeasterly line of said State Highway 140, N01° 55'44"E, along the westerly line of said SE1/4 SW1/4, for 1098.96 feet to the northwest corner thereof; thence S89°34'05"E, along
the northerly line of said SE1/4 SW1/4, for 1372.64 feet to
the northeast corner thereof; thence S04°16'46"W, along the
easterly line of said SE1/4 SW1/4, for 1300.49 feet, more or
less, to the POINT OF BEGINNING.

The above described tract of land contains 52.49 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
Exhibit "B"

NORTHLINE

EASTERN LINE 80 FEET

PARCEL A

PARCEL B

PARCEL C

PARCEL D

ROAD TO BE MAINTAINED

LEICHTLIN LANE

WILL BE REACQUIRED BY TAH毗邻路, 未用, 未用

ZONE OF BENEFIT

BEING A PORTION OF THE REAL ESTATE OF

MARIN COUNTY, CALIFORNIA

MARCH 1992

SOUTHWEST LINE 80 FEET

NORTH 85' 44" E 165 86'

PLEASANT H记得, 现状描述, 未用

1. Ponderosa Way, existing County maintained road, not to be maintained by this Zone of Benefit.