

DEPARTMENT: Public Works By: Bruce A. Atkinson Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes___ No_X_)

1. Adopt the attached Resolution Approving The Zone Of Benefit For: Parcel Map for William Maikranz; and
2. Adopt the attached Ordinance Establishing Assessment Fees For: Parcel Map for William Maikranz;
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 October 6, 1992, the Board adopted a Resolution of Intention to form a Zone of Benefit for the Parcel Map for Willaim Mairkranz. An application had been filed as a condition of approval of a four (4) parcel minor subdivision with legal access off of Bootjack-Ahwahnee Road. For additional details, see attached Staff Report dated November 10, 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.

COSTS: (X) 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:

1. Resolution approving zone/Statement of Zone Creation _____
2. Notice of Zone Formation _____
3. Ordinance establishing fees _____
4. Staff Report _____
5. Vicinity Map _____

CLERK'S USE ONLY

Res. No.: 92-596 Ord. No. _____

Vote - Ayes: 5 Noes: _____

Approved () Denied

() Minute Order Attached () No Action Necessary

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

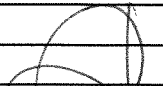
Not Recommended

For Policy Determination

Submitted with Comment

Returned for Further Action

Comment: _____

A.O. Initials: 

A RESOLUTION APPROVING THE APPLE SEED LANE MAINTENANCE ZONE OF
BENEFIT FOR THE PARCEL MAP FOR WILLAIM MAIKRANZ

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 serve more than four parcels; and

WHEREAS, the applicant, Willaim Maikranz, has petitioned Mariposa County for the creation of the Apple Seed Lane Maintenance Zone of Benefit, in association with the Parcel Map for William Maikranz; and

WHEREAS, the Board of Supervisors, through Resolution No. 92-???, 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 November 17, 1992, the Board of Supervisors held a duly noticed public hearing on the question of forming the Apple Seed 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 APPLE SEED LANE MAINTENANCE ZONE OF BENEFIT, as described and shown on attached STATEMENT OF ZONE CREATION.

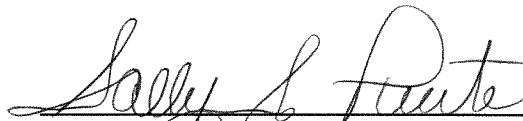
PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 17th day of November, 1992, by the following vote:

AYES: BAGGETT, PUNTE, ERICKSON, RADANOVICH, TABER


NOES: NONE

ABSENT: NONE

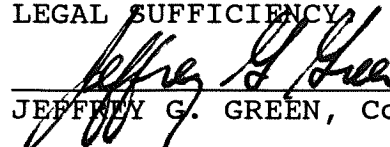
ABSTAINED: NONE


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 the **APPLE SEED LANE MAINTENANCE ZONE OF BENEFIT** is attached hereto and titled "**MARIPOSA COUNTY RESOLUTION NO. 92-596 -- A RESOLUTION APPROVING THE APPLE SEED LANE MAINTENANCE ZONE OF BENEFIT FOR THE PARCEL MAP FOR WILLIAM MAIKRANZ**", 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: 11-17-92, 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 Southwest quarter (SW1/4) of Section 1, Township 6 South, Range 20 East, M.D.B. & M., Mariposa County, State of California, said tract of land also being identical to Parcel C as said Parcel is delineated on that certain map entitled "Parcel Map for the Vision Foundation Inc." recorded July 27, 1987 in Book 23 of Parcel Maps at Page 17, Mariposa County Records, said tract of land being more particularly described as follows:

BEGINNING at the southwest corner of said SW1/4; thence N89°27'51"E, along the southerly line of said SW1/4, for 310.00 feet; thence, leaving the southerly line of said SW1/4, N44°08'21"E for 2375.17 feet; thence N28° 51'38"W for 181.20 feet; thence N47°00'45"E for 378.55 feet; thence N13° 08'20"E for 30.00 feet to a point on the centerline of that certain Mariposa County road known as the Bootjack-Ahwahnee Road, said point also being a point on a non-tangent curve, concave to the northeast, having a radius of 250.00 feet, to said point a radial line bears S13°08'20"W; thence along the centerline of said road the following four (4) courses and distances:

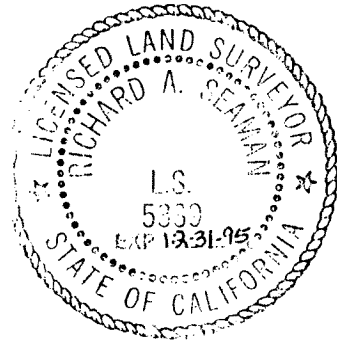
1. northwesterly along said curve, through a central angle of $35^{\circ}16'26''$, an arc distance of 153.91 feet to the point of tangency; thence
2. $N41^{\circ}35'14''W$ for 70.37 feet to the beginning of a tangent curve, concave to the southwest, having a radius of 225.00 feet; thence
3. northwesterly along said curve, through a central angle of $41^{\circ}23'20''$, an arc distance of 162.53 feet to the point of tangency; thence
4. $N82^{\circ}58'34''W$ for 118.74 feet to the beginning of a tangent curve, concave to the northeast, having a radius of 540.00 feet; thence, leaving the centerline of said road, $S07^{\circ}01'26''W$ for 30.00 feet; thence $S49^{\circ}38'15''W$ for 2250.62 feet to a point on the westerly line of said SW1/4; thence $S00^{\circ}23'01''W$, along the westerly line of said SW1/4, for 895.60 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM the Cemetery Plot as said Cemetery Plot is delineated on said map, said Cemetery Plot being more particularly described as follows:

Commencing at the southwest corner of said SW1/4; thence N89°27'51"E, along the southerly line of said SW1/4, a distance of 310.00 feet; thence N44°08'21"E a distance of 2375.17 feet; thence N28°51'38"W a distance of 181.20 feet; thence N19°32'16"W a distance of 160.64 feet to the POINT OF BEGINNING of the herein described Cemetery Plot; thence N80°24'26"W for 52.22 feet; thence N17°50'20"E for 51.57 feet; thence S80°38'42"E for 52.23 feet; thence S17°49'01"W for 51.79 feet to the POINT OF BEGINNING.

The above described tract of land contains 44.72 acres, more or less, and is subject to any rights-of-way or easements of record or legally acquired.

Prepared by:

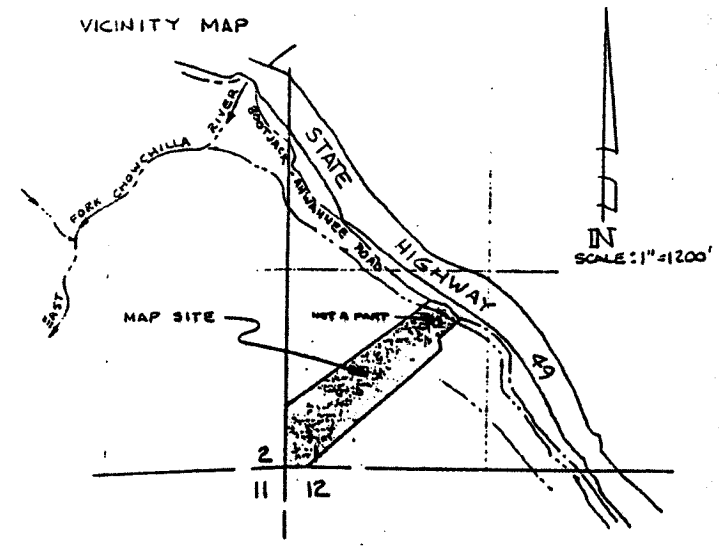
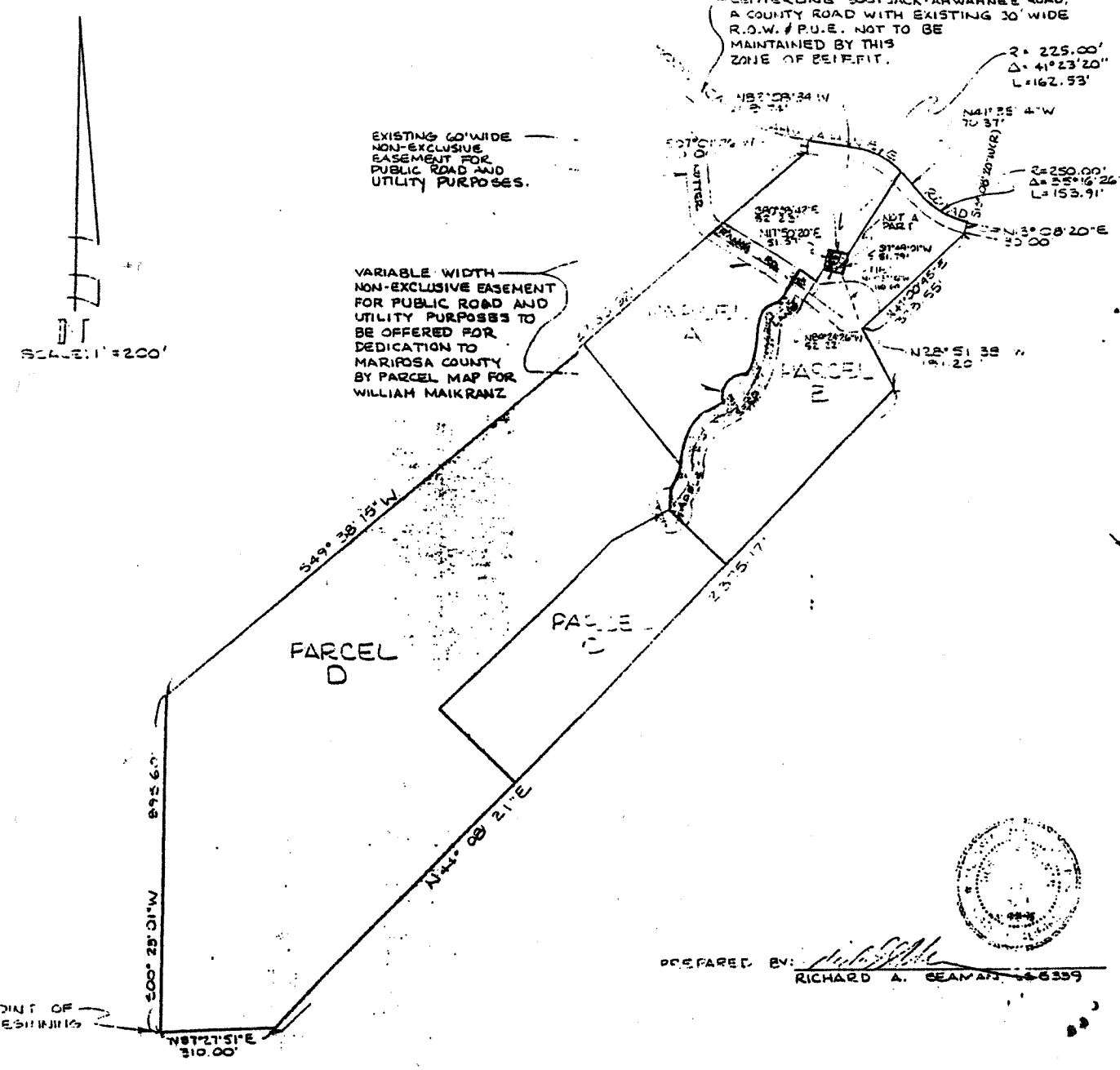



Richard A. Seaman, L.S. 5339


Date

APPLE SEED LANE MAINTENANCE ZONE OF BENEFIT

BEING A PORTION OF THE SW/4 OF SECTION 1,
T20S, R30E, M.D.A. 4 M.
MARIPOSA COUNTY CALIFORNIA
AUGUST 1992 SCALE: 1"=200'



PREPARED BY: *Richard A. Seaman*
RICHARD A. SEAMAN 46339

LEGEND
 R.O.W. - RIGHT-OF-WAY.
 P.U.E. - PUBLIC UTILITY EASEMENT.
 (R) - RADIAL LINE.
 - ROAD TO BE MAINTAINED BY THIS ZONE OF BENEFIT.

97003
 FREEMAN & SEAMAN LAND SURVEYORS
 P.O. BOX 1305/5037 BULLION ST., MARIPOSA, CA 95338/209/332

Recording Requested By:
Mariposa Public Works Department

When recorded mail to:

Public Works Department
County of Mariposa
4639 Ben Hur Road
Mariposa, CA 95338

A.P.N. 017-220-040-0


NOTICE OF ZONE FORMATION

This notice is being recorded as a matter of constructive notice to any potential buyers of Parcels A, B, C, and D as shown on the Parcel Map for Willaim Maikranz, recorded in Book ____ of Parcel Maps at Page ____, Mariposa County Records, that these parcels are subject to yearly assessments for the maintenance of Nutter Ranch Road and Apple Seed Lane.

On November 17, 1992, the Board of Supervisors of the County of Mariposa held a duly noticed public hearing on the questions of forming the Apple Seed Lane Maintenance Zone of Benefit for the Parcel Map for William Maikranz, and did pass and adopt "MARIPOSA COUNTY RESOLUTION NO. 92-596 -- A RESOLUTION APPROVING THE APPLE SEED LANE MAINTENANCE ZONE OF BENEFIT FOR THE PARCEL MAP FOR WILLIAM MAIKRANZ. A legal description and map of the boundaries are attached hereto and marked Exhibits "A" and Exhibit "B", and by reference are incorporated herein.

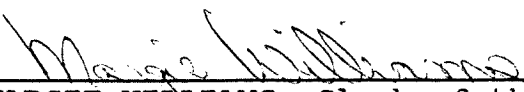
Pursuant to Section 54902 of the California Government Code, assessments for this Zone of Benefit shall begin for the Fiscal Year 1993-1994, or the period July 1, 1993 to June 30, 1994.

DATED: 11-17-92, 1992.



SALLY S. PUNTE, Chairman
Mariposa County Board of Supervisors

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

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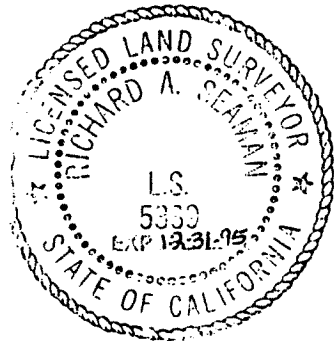
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Prepared by:



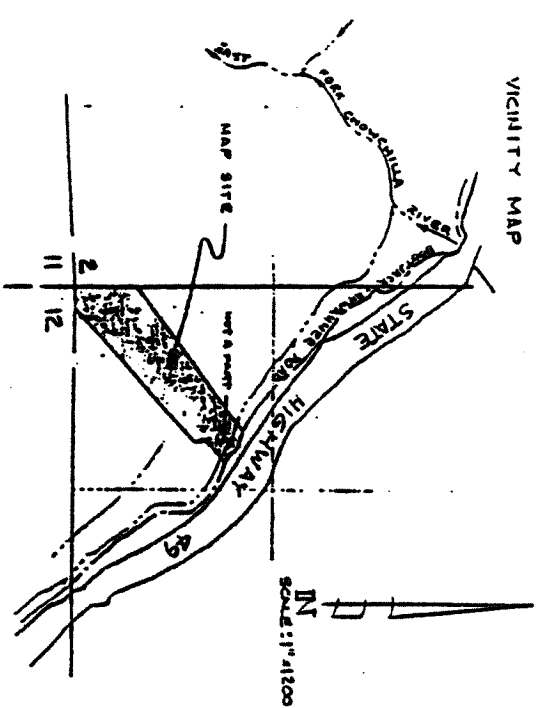
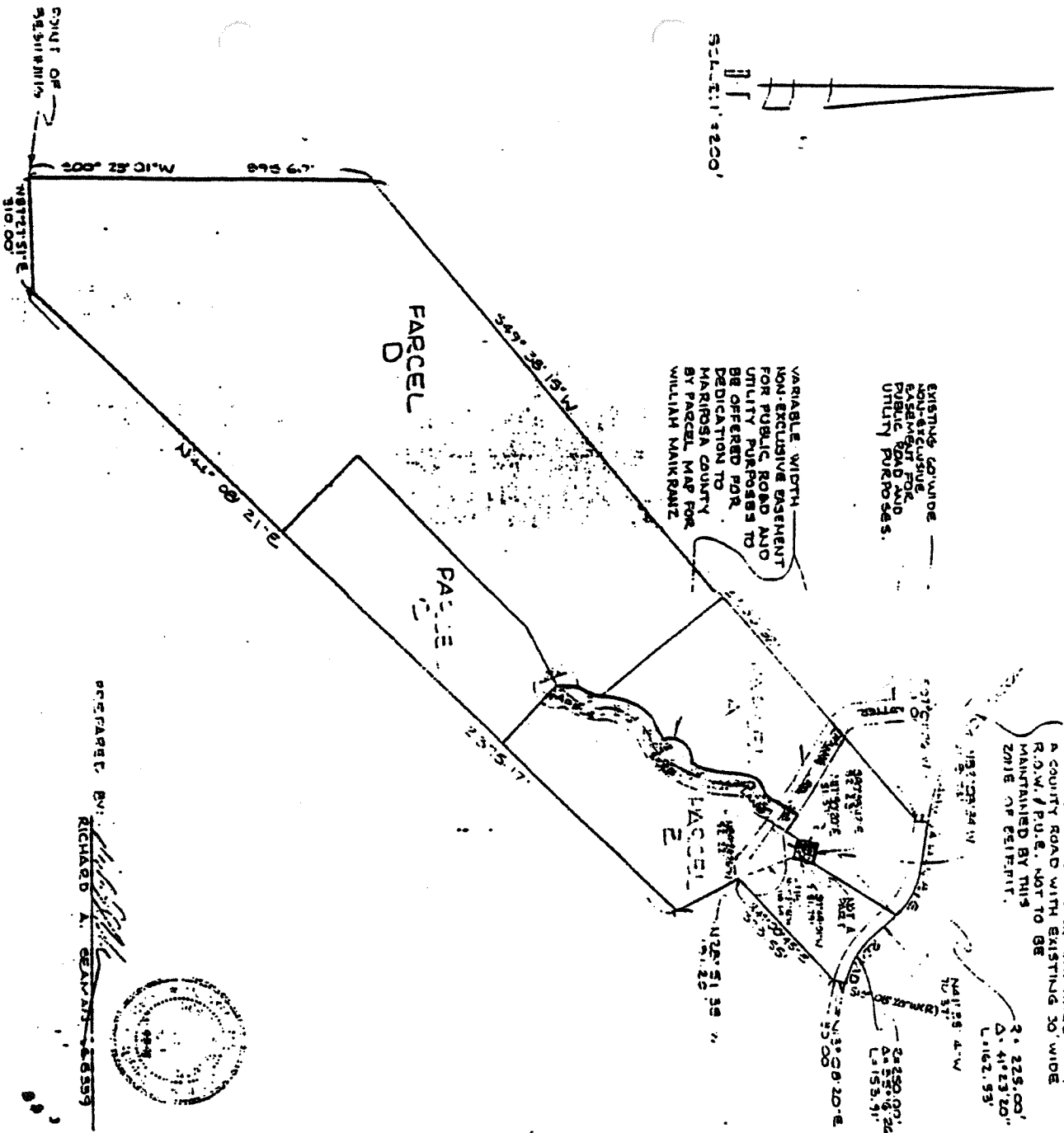

Richard A. Seaman, L.S. 5339


Date

EXHIBIT B

APPLE SEED LANE
MAINTENANCE ZONE OF
BENEFIT

PLANNING A PORTION OF THE SW/4 OF SECTION 1
TOWNSHIP 12N, RANGE 14W,
CALIFORNIA COUNTY
AUGUST 1988 SCALE: 1"=400'



LEGEND
 ROW - RIGHT-OF-WAY.
 P.U.E. - PUBLIC UTILITY EASEMENT.
 (R) - RADIAL LINE.
 - ROAD TO BE MAINTAINED BY THIS ZONE OF BENEFIT.

PREPARED BY: RICHARD A. SEAMAN
 150 BOX 1505/5057 BULLION ST., MARICOPA, CA 95359/5075

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