RESOLUTION - ACTION REQUESTED 2018-578

MEETING: December 4, 2018

TO: The Board of Supervisors

FROM: Mike Healy, Public Works Director

RE: Adopt a Resolution of Intention - Mariposa Oak Woods ZOB

RECOMMENDATION AND JUSTIFICATION:
Adopt a Resolution of Intention to Form the Mariposa Oak Woods Zone of Benefit.

The County was approached by the controlling property owner of Mariposa Oak Woods and concurs in its request to establish a zone of benefit as a vehicle to insure that funds are available well into the future for road maintenance and repair.

Staff recommends passage of this Resolution.

BACKGROUND AND HISTORY OF BOARD ACTIONS:
The Board traditionally approves the formation of a zone of benefit when approached by a majority of the property owners.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
A zone of benefit will not be established and the property owners will not have a readily available vehicle for road maintenance and repair within the subdivision as there will be an inability to levy and collect assessments.

ATTACHMENTS:
Res of Intention to Form ZOB-Mariposa Oak Woods     (DOCX)
EXHIBIT A - LEGAL AND MAP     (PDF)
Mpsa Oak Woods - WAIVERS     (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Marshall Long, District III Supervisor
SECONDER: Merlin Jones, District II Supervisor
AYES: Smallcombe, Jones, Long, Cann, Menetrey
RESOLUTION NO. 18-578

RESOLUTION OF INTENTION TO FORM A ZONE OF BENEFIT FOR MARIPOSA OAK WOODS WITHIN COUNTYWIDE COUNTY SERVICE AREA NO. 1

WHEREAS, the Board of Supervisors of the County of Mariposa ("Board") desires to form the Mariposa Oak Woods Zone of Benefit within Countywide County Service Area No. 1 for purposes of providing road repairs and maintenance; and

WHEREAS, the territory comprising the Mariposa Oak Woods Zone of Benefit shall be as described and depicted on the legal description and map, collectively attached as Exhibit "A" and incorporated by reference; and

WHEREAS, if approved, the Mariposa Oak Woods Zone of Benefit will provide road repairs and maintenance within Mariposa Oak Woods, an unincorporated area within the County of Mariposa; and

WHEREAS, the services to be provided within the Mariposa Oak Woods Zone of Benefit will be financed by an assessment on properties located within Mariposa Oak Woods; and

WHEREAS, the formation proceedings for the Mariposa Oak Woods Zone of Benefit are to be conducted pursuant to Article 8 of Chapter 2.5 of Part 2 of Division 2 of Title 3 of the Government Code (Government Code section 25217 et seq.); and

WHEREAS, all owners of property located within the proposed Mariposa Oak Woods Zone of Benefit have consented to formation of the zone of benefit and have waived time limits and notice requirements that would otherwise apply. Those waivers are attached hereto as Exhibit "B" and incorporated by reference.

NOW, THEREFORE it is hereby resolved by the Board of Supervisors of the County of Mariposa as follows:

1. The foregoing recitals are true and correct; and

2. The Board hereby initiates proceedings to form the Mariposa Oak Woods Zone of Benefit within Countywide County Service Area No. 1.

PASSED AND ADOPTED this 4th day of December, 2018 by the following vote:

Ayes: Smallcombe, Jones, Long, Cann, Menetrey

Noes: None

Abstain: None

Absent: None

Rosemarie Smallcombe, Chair
Mariposa County Board of Supervisors

ATTEST:  

Rene LaRoche, Clerk of the Board

APPROVED AS TO FORM:

Steven W. Dahlem, County Counsel
Exhibit A

Legal Description of the Proposed Zone of Benefit

A tract of land situated in the County of Mariposa, State of California, being a portion of the East 1/4 of Projected Section 15, Township 5 South, Range 18 East, Mount Diablo Base, Rancho Las Mariposas, Mariposa County, State of California, more particularly described as follows:

Commencing at the One Quarter Section corner common to Projected Sections 14 and 15, Township 5 South, Range 18 East, Mount Diablo Base and Meridian, Rancho Las Mariposas, Mariposa County, Mariposa California as shown, on that certain Record of Survey, Boundary Retracement John C. Fremont Hospital District Lands filed on the 10th day of December 1962 in Book of Maps at page 1238 in Mariposa County Records, Mariposa California. Thence: N 71° 29' 29"W, 502.22 feet to the most southerly corner of the said John C. Fremont Hospital District Lands common with the most easterly corner of Parcel 1 as shown on that certain Parcel Map for Rodney J. Strahn and Kathleen J. Strahn filed on the 13th day of June, 1990 in Book 24 at page 39 Mariposa County Records, Mariposa California. Thence along the southeasterly property line of said John C. Fremont Hospital District Lands common with the northeasterly property line of said parcel 1 N 46° 21' 44"W, 116.66 feet, to the easterly property corner of that certain real property shown on Map of Mariposa Oak Woods Subdivision filed the 31st day of July, 2015 in Book of Maps at Page 2937 common with Certificate of Compliance recorded in Mariposa County Official Records as Document Number 920387, said corner is also common with the northwesterly corner of said Parcel 1 as shown on said Parcel Map filed in Book 24 Page 39, said point being the Point of Beginning; thence along the following 10 courses:

1. Leaving said John C. Fremont Hospital District Lands, along the southeasterly property line described on said Map of Oak Wood Subdivision common with said Certificate of Compliance and common with the northwesterly property lines of Parcels 1 as shown on said Parcel Map filed in Book 24 at Page 39, S 44° 15' 24"W, 97.04 feet; thence
2. along the southeasterly property line of said property of the Oak Woods Subdivision common with said Certificate of Compliance and common with the northwesterly property line of Parcel 2 as shown on said Parcel Map, S 44° 29' 20"W, 86.20 feet; thence
3. along the southeasterly property line of the Oak Woods Subdivision common with said Certificate of Compliance and common with the northwesterly property line of parcel 3 as shown on said Parcel Map, S 43° 58' 22"W, 78.58 feet; thence
4. along the southeasterly property line of said Oak Woods Subdivision to the most southerly corner thereof common with said Certificate of Compliance and common with the southwesterly corner of parcel 4 as shown on said Parcel Map, S 43° 05' 00"W, 71.71 feet; thence
5. leaving said southerly corner, along the southwesterly property line as shown on said Subdivision Map common with said Certificate of Compliance and common with the Remainder as shown on said Parcel Map, N 46° 06' 08"W, 168.83 feet to the southeasterly property line of said Subdivision; thence
6. continuing along the property line as shown on said Subdivision Map and common with said Certificate of Compliance also common with said Remainder as shown on said Parcel Map, S 44° 06' 41"W, 74.93 feet to the most southerly
corner of said property shown on said Subdivision Map and common with said Certificate of Compliance also common with said Remainder; thence
7. along the southwesterly property line of said Oak Woods Subdivision common with said Certificate of Compliance also common with said Remainder N 46°00'27"W, 67.50 feet to the most westerly corner of the Remainder as shown on said Parcel Map for Rodney J. Strahm and Kathleen J. Strahm; thence
8. along the southwesterly property line as shown on said Subdivision Map common with said Certificate of Compliance N46°00'32"W, 35.00 feet to the most westerly property corner of said Subdivision; thence
9. along the northwesterly property line as shown on said Oak Woods Subdivision Map and common with said Certificate of Compliance N43°57'32"E, 407.04 feet to the southwesterly property line of John C. Fremont Hospital District Lands as delineated on said map thereof; thence
10. along the northeasterly property line as shown on said Subdivision Map, common with said Certificate of Compliance also common with the southwesterly property line of the John C. Fremont Hospital District Lands as delineated thereon S 46°21'44"E, 271.76 feet, to the point of beginning.

Said tract contains 2.25 acres more or less, and is subject to any rights-of-way or easements of record or legally acquired.

Prepared by:

[Signature]

Roger L. Stephens R.C.E. 27317

Date
WAIVER AND CONSENT

by owner of property proposed to be included in Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1 regarding time limits and procedural requirements

1. Ownership. Landowner is the owner of the real property described in Exhibit A, attached hereto and incorporated herein by reference, County Assessor's Parcel Number 013-012-001 (the "Real Property:"), which is proposed to be included in the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1.

2. Adequate Time. Landowner acknowledges the Mariposa County Board of Supervisors is considering formation of the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1 in order to provide additional services described in the Engineer's Report dated September 23, 2015 ("Engineer's Report") attached as Exhibit B. Landowner has had sufficient time to consider and reflect on Landowner's vote in this matter.

3. Consent to Formation and Assessment. Landowner hereby consents to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and the imposition of the assessment ("Assessment") described in the Engineer's Report.

4. Waiver of time limits. Landowner waives all time limits applicable to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and imposition of the Assessment; including, but not limited to, time limits provided under County Service Area Law (Gov. Code §§ 25210 et seq.), Proposition 218, and the Proposition 218 Omnibus Implementation Act (Gov. Code §§ 53750 et seq.).

5. Waiver of notice. Landowner waives all notice requirements with respect to the Assessment, whether published, mailed, or otherwise provided, and whether contained in the Government Code, Elections Code, Streets & Highways Code, or elsewhere.

6. Tabulating Ballots. Landowner hereby consents to the election official's unsealing and tabulating of the Landowner's assessment ballot upon its receipt and waives any rights Landowner may have related to concealment of the ballot.

7. Designation of Authorized Representative. Landowner hereby designates as its authorized representative for the purpose of voting its interests with respect to the Assessment. The mailing address of the designated representative is:

8. Formation Process. Landowner waives any and all claims based on, and hereby consents to, any error, irregularity, or departure from the provisions of the County Service Area Law, Proposition 218, or the Proposition 218 Omnibus Implementation Act, and any and all laws
incorporated therein, in the formation process and acknowledges that the formation of the Mariposa Oak Woods Subdivision Zone of Benefit is valid and shall not be affected by any such error, irregularity, or departure.

9. **Successors.** Landowner agrees that the waivers provided above shall be binding upon Landowner and Landowner's successors-in-interest and shall run with the land.

The person executing this Waiver and Consent on behalf of the Landowner hereby certifies that he or she is authorized to execute this document on behalf of that legal entity.

I affirm under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on September 6, 2017, at ______________, California

LANDOWNER:

By: ____________________________

Print Name: ____________________________

Affiliation: ____________________________
WAIVER AND CONSENT

by owner of property proposed to be included in
Mariposa Oak Woods Subdivision Zone of Benefit
within Countywide Service Area No. 1
regarding time limits and procedural requirements

1. **Ownership.** Landowner is the owner of the real property described in Exhibit A, attached hereto and incorporated herein by reference, County Assessor’s Parcel Number 013-012-002 (the “Real Property”), which is proposed to be included in the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1.

2. **Adequate Time.** Landowner acknowledges the Mariposa County Board of Supervisors is considering formation of the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1 in order to provide additional services described in the Engineer’s Report dated September 23, 2015 (“Engineer’s Report”) attached as Exhibit B. Landowner has had sufficient time to consider and reflect on Landowner’s vote in this matter.

3. **Consent to Formation and Assessment.** Landowner hereby consents to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and the imposition of the assessment (“Assessment”) described in the Engineer’s Report.

4. **Waiver of time limits.** Landowner waives all time limits applicable to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and imposition of the Assessment; including, but not limited to, time limits provided under County Service Area Law (Gov. Code §§ 25210 et seq.), Proposition 218, and the Proposition 218 Omnibus Implementation Act (Gov. Code §§ 53750 et seq.).

5. **Waiver of notice.** Landowner waives all notice requirements with respect to the Assessment, whether published, mailed, or otherwise provided, and whether contained in the Government Code, Elections Code, Streets & Highways Code, or elsewhere.

6. **Tabulating Ballots.** Landowner hereby consents to the election official's unsealing and tabulating of the Landowner’s assessment ballot upon its receipt and waives any rights Landowner may have related to concealment of the ballot.

7. **Designation of Authorized Representative.** Landowner hereby designates [Signature] as its authorized representative for the purpose of voting its interests with respect to the Assessment. The mailing address of the designated representative is: Mariposa CA 95338.

8. **Formation Process.** Landowner waives any and all claims based on, and hereby consents to, any error, irregularity, or departure from the provisions of the County Service Area Law, Proposition 218, or the Proposition 218 Omnibus Implementation Act, and any and all laws
incorporated therein, in the formation process and acknowledges that the formation of the Mariposa Oak Woods Subdivision Zone of Benefit is valid and shall not be affected by any such error, irregularity, or departure.

9. **Successors.** Landowner agrees that the waivers provided above shall be binding upon Landowner and Landowner’s successors-in-interest and shall run with the land.

The person executing this Waiver and Consent on behalf of the Landowner hereby certifies that he or she is authorized to execute this document on behalf of that legal entity.

I affirm under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on September 4, 2017, at __________, California

LANDOWNER:

By: ____________________________

Print Name: ______________________

Affiliation: 0
WAIVER AND CONSENT

by owner of property proposed to be included in Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1 regarding time limits and procedural requirements

1. **Ownership.** Landowner is the owner of the real property described in Exhibit A, attached hereto and incorporated herein by reference, County Assessor’s Parcel Number 013-012-003 (the “Real Property”), which is proposed to be included in the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1.

2. **Adequate Time.** Landowner acknowledges the Mariposa County Board of Supervisors is considering formation of the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1 in order to provide additional services described in the Engineer’s Report dated September 23, 2015 (“Engineer’s Report”) attached as Exhibit B. Landowner has had sufficient time to consider and reflect on Landowner’s vote in this matter.

3. **Consent to Formation and Assessment.** Landowner hereby consents to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and the imposition of the assessment (“Assessment”) described in the Engineer’s Report.

4. **Waiver of time limits.** Landowner waives all time limits applicable to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and imposition of the Assessment; including, but not limited to, time limits provided under County Service Area Law (Gov. Code §§ 25210 et seq.), Proposition 218, and the Proposition 218 Omnibus Implementation Act (Gov. Code §§ 53750 et seq.).

5. **Waiver of notice.** Landowner waives all notice requirements with respect to the Assessment, whether published, mailed, or otherwise provided, and whether contained in the Government Code, Elections Code, Streets & Highways Code, or elsewhere.

6. **Tabulating Ballots.** Landowner hereby consents to the election official’s unsealing and tabulating of the Landowner’s assessment ballot upon its receipt and waives any rights Landowner may have related to concealment of the ballot.

7. **Designation of Authorized Representative.** Landowner hereby designates as its authorized representative for the purpose of voting its interests with respect to the Assessment. The mailing address of the designated representative is:

   Mariposa, CA 95338.

8. **Formation Process.** Landowner waives any and all claims based on, and hereby consents to, any error, irregularity, or departure from the provisions of the County Service Area Law, Proposition 218, or the Proposition 218 Omnibus Implementation Act, and any and all laws
incorporated therein, in the formation process and acknowledges that the formation of the Mariposa Oak Woods Subdivision Zone of Benefit is valid and shall not be affected by any such error, irregularity, or departure.

9. **Successors.** Landowner agrees that the waivers provided above shall be binding upon Landowner and Landowner's successors-in-interest and shall run with the land.

The person executing this Waiver and Consent on behalf of the Landowner hereby certifies that he or she is authorized to execute this document on behalf of that legal entity.

I affirm under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on September __, 2017, at __________, California

LANDOWNER:

[Signature]

By: [Signature]

Print Name: [Name]

Affiliation: [Affiliation]
WAIVER AND CONSENT

by owner of property proposed to be included in
Mariposa Oak Woods Subdivision Zone of Benefit
within Countywide Service Area No. 1
regarding time limits and procedural requirements

1. **Ownership.** Landowner is the owner of the real property described in Exhibit A, attached hereto and incorporated herein by reference, County Assessor’s Parcel Number 013-012-004 (the “Real Property”), which is proposed to be included in the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1.

2. **Adequate Time.** Landowner acknowledges the Mariposa County Board of Supervisors is considering formation of the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1 in order to provide additional services described in the Engineer’s Report dated September 23, 2015 (“Engineer’s Report”) attached as Exhibit B. Landowner has had sufficient time to consider and reflect on Landowner’s vote in this matter.

3. **Consent to Formation and Assessment.** Landowner hereby consents to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and the imposition of the assessment (“Assessment”) described in the Engineer’s Report.

4. **Waiver of time limits.** Landowner waives all time limits applicable to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and imposition of the Assessment; including, but not limited to, time limits provided under County Service Area Law (Gov. Code §§ 25210 et seq.), Proposition 218, and the Proposition 218 Omnibus Implementation Act (Gov. Code §§ 53750 et seq.).

5. **Waiver of notice.** Landowner waives all notice requirements with respect to the Assessment, whether published, mailed, or otherwise provided, and whether contained in the Government Code, Elections Code, Streets & Highways Code, or elsewhere.

6. **Tabulating Ballots.** Landowner hereby consents to the election official’s unsealing and tabulating of the Landowner’s assessment ballot upon its receipt and waives any rights Landowner may have related to concealment of the ballot.

7. **Designation of Authorized Representative.** Landowner hereby designates [Name] as its authorized representative for the purpose of voting its interests with respect to the Assessment. The mailing address of the designated representative is: [Address].

8. **Formation Process.** Landowner waives any and all claims based on, and hereby consents to, any error, irregularity, or departure from the provisions of the County Service Area Law, Proposition 218, or the Proposition 218 Omnibus Implementation Act, and any and all laws
incorporated therein, in the formation process and acknowledges that the formation of the Mariposa Oak Woods Subdivision Zone of Benefit is valid and shall not be affected by any such error, irregularity, or departure.

9. **Successors.** Landowner agrees that the waivers provided above shall be binding upon Landowner and Landowner’s successors-in-interest and shall run with the land.

The person executing this Waiver and Consent on behalf of the Landowner hereby certifies that he or she is authorized to execute this document on behalf of that legal entity.

I affirm under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on September 7, 2017, at Mariposa, California

LANDOWNER:

By: [Signature]

[Print Name]

Affiliation
WAIVER AND CONSENT

by owner of property proposed to be included in
Mariposa Oak Woods Subdivision Zone of Benefit
within Countywide Service Area No. 1
regarding time limits and procedural requirements

1. Ownership. Landowner is the owner of the real property described in Exhibit A, attached hereto and incorporated herein by reference, County Assessor’s Parcel Number 013-012-005 (the “Real Property”), which is proposed to be included in the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1.

2. Adequate Time. Landowner acknowledges the Mariposa County Board of Supervisors is considering formation of the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1 in order to provide additional services described in the Engineer’s Report dated September 23, 2015 (“Engineer’s Report”) attached as Exhibit B. Landowner has had sufficient time to consider and reflect on Landowner’s vote in this matter.

3. Consent to Formation and Assessment. Landowner hereby consents to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and the imposition of the assessment (“Assessment”) described in the Engineer’s Report.

4. Waiver of time limits. Landowner waives all time limits applicable to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and imposition of the Assessment; including, but not limited to, time limits provided under County Service Area Law (Gov. Code §§ 25210 et seq.), Proposition 218, and the Proposition 218 Omnibus Implementation Act (Gov. Code §§ 53750 et seq.).

5. Waiver of notice. Landowner waives all notice requirements with respect to the Assessment, whether published, mailed, or otherwise provided, and whether contained in the Government Code, Elections Code, Streets & Highways Code, or elsewhere.

6. Tabulating Ballots. Landowner hereby consents to the election official’s unsealing and tabulating of the Landowner’s assessment ballot upon its receipt and waives any rights Landowner may have related to concealment of the ballot.

7. Designation of Authorized Representative. Landowner hereby designates [Name] as its authorized representative for the purpose of voting its interests with respect to the Assessment. The mailing address of the designated representative is: [Address], Mariposa, CA 95338.

8. Formation Process. Landowner waives any and all claims based on, and hereby consents to, any error, irregularity, or departure from the provisions of the County Service Area Law, Proposition 218, or the Proposition 218 Omnibus Implementation Act, and any and all laws
incorporated therein, in the formation process and acknowledges that the formation of the Mariposa Oak Woods Subdivision Zone of Benefit is valid and shall not be affected by any such error, irregularity, or departure.

9. **Successors.** Landowner agrees that the waivers provided above shall be binding upon Landowner and Landowner's successors-in-interest and shall run with the land.

The person executing this Waiver and Consent on behalf of the Landowner hereby certifies that he or she is authorized to execute this document on behalf of that legal entity.

I affirm under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on September 7, 2017, at Mariposa, California

LANDOWNER:

[Signature]

By: [Signature]

Print Name: Timothy M. Wieg

Affiliation: [Signature]
WAIVER AND CONSENT

by owner of property proposed to be included in
Mariposa Oak Woods Subdivision Zone of Benefit
within Countywide Service Area No. 1
regarding time limits and procedural requirements

1. **Ownership.** Landowner is the owner of the real property described in Exhibit A, attached hereto and incorporated herein by reference, County Assessor’s Parcel Number 013-012-006 (the “Real Property”), which is proposed to be included in the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1.

2. **Adequate Time.** Landowner acknowledges the Mariposa County Board of Supervisors is considering formation of the Mariposa Oak Woods Subdivision Zone of Benefit within Countywide Service Area No. 1 in order to provide additional services described in the Engineer’s Report dated September 23, 2015 (“Engineer’s Report”) attached as Exhibit B. Landowner has had sufficient time to consider and reflect on Landowner’s vote in this matter.

3. **Consent to Formation and Assessment.** Landowner hereby consents to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and the imposition of the assessment (“Assessment”) described in the Engineer’s Report.

4. **Waiver of time limits.** Landowner waives all time limits applicable to the formation of the Mariposa Oak Woods Subdivision Zone of Benefit and imposition of the Assessment; including, but not limited to, time limits provided under County Service Area Law (Gov. Code §§ 25210 et seq.), Proposition 218, and the Proposition 218 Omnibus Implementation Act (Gov. Code §§ 53750 et seq.).

5. **Waiver of notice.** Landowner waives all notice requirements with respect to the Assessment, whether published, mailed, or otherwise provided, and whether contained in the Government Code, Elections Code, Streets & Highways Code, or elsewhere.

6. **Tabulating Ballots.** Landowner hereby consents to the election official’s unsealing and tabulating of the Landowner’s assessment ballot upon its receipt and waives any rights Landowner may have related to concealment of the ballot.

7. **Designation of Authorized Representative.** Landowner hereby designates [Signature] as its authorized representative for the purpose of voting its interests with respect to the Assessment. The mailing address of the designated representative is: Mariposa, CA 95338.

8. **Formation Process.** Landowner waives any and all claims based on, and hereby consents to, any error, irregularity, or departure from the provisions of the County Service Area Law, Proposition 218, or the Proposition 218 Omnibus Implementation Act, and any and all laws
incorporated therein, in the formation process and acknowledges that the formation of the Mariposa Oak Woods Subdivision Zone of Benefit is valid and shall not be affected by any such error, irregularity, or departure.

9. **Successors:** Landowner agrees that the waivers provided above shall be binding upon Landowner and Landowner's successors-in-interest and shall run with the land.

The person executing this Waiver and Consent on behalf of the Landowner hereby certifies that he or she is authorized to execute this document on behalf of that legal entity.

I affirm under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on September 6, 2017, at __________, California

LANDOWNER:

By: __________________________

Print Name: __________________________

Affiliation: __________________________