

file
8-13-91

MARIPOSA COUNTY
BOARD OF SUPERVISORS

AGENDA
ACTION FORM

AGENDA DATE: 08-06-91
AGENDA ITEM NO.: 5

DEPARTMENT: Public Works

By: Bruce A. Atkinson

Phone: 966-5356

RA 9

RECOMMENDED ACTION AND JUSTIFICATION:

Waive 2nd Rdy + Adopt Ord.

1. Adopt the attached Resolution Approving The Zone Of Benefit for: Sierra Vista Estates;
2. Adopt the attached Ordinance Establishing Assessment Fees For Sierra Vista Estates Zone Of Benefit; and
3. Authorize the Chairman of the Board to sign the attached: Statement(s) of Zone Creation.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On June 25, 1991, the Board adopted a Resolution of Intention to form a Zone of Benefit for Sierra Vista Estates. An application had been filed as a condition of approval of a twelve (12) lot major subdivision with access off of Indian Peak Road. For additional details, see attached memo to the Board dated July 22, 1991.

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. Discussion & fee schedules

CLERK'S USE ONLY

Res. No.: 91-369

Ord. No.: 805

Vote - Ayes: 5-5 Noes: _____

Absent: _____ Abstained: _____

Approved () Denied

() Minute Order Attached

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

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: JWM

MARIPOSA COUNTY ORDINANCE NO. 805

AN ORDINANCE ESTABLISHING ASSESSMENT FEES FOR
SIERRA VISTA ESTATES ZONE OF BENEFIT
(Not to be codified)

WHEREAS, Zones of Benefit created prior to January 1, 1992 are to be assessed fees during the calendar year of 1992, for the services included in the "zone" being created.

WHEREAS, the fees were established through public hearing process;

NOW THEREFORE, THE BOARD OF SUPERVISORS of Mariposa County, a political subdivision of the State of California, does ordain as follows:

SECTION I: In regards to the **SIERRA VISTA ESTATES ZONE OF BENEFIT**; during the public hearing on August 6, 1991, the total fees established were: (1) the up-front costs to initiate this zone, an amount of ten thousand nine hundred ninety nine dollars (\$10,999.00); and (2) for the first year (1992), an amount of five thousand two hundred fifty nine dollars and fifty cents (\$5,259.50). Said fees shall be apportioned equally among lots that exist within the boundaries of the zone. In 1992, the sixteen (16) lots that exist at the time of formation, shall be assessed a yearly sum of three hundred twenty eight dollars and seventy two cents (\$328.72) each. Said fees shall be reviewed annually, and adjusted by Board of Supervisors. Said zone of benefit was approved and adopted by Board Resolution 91-369. A legal description and map of the boundaries are attached hereto and marked Exhibits "A" and Exhibit "B", and by reference incorporated herein.

SECTION II: This ordinance shall become effective thirty days from the date of final passage pursuant to California Government Code Section 25123.

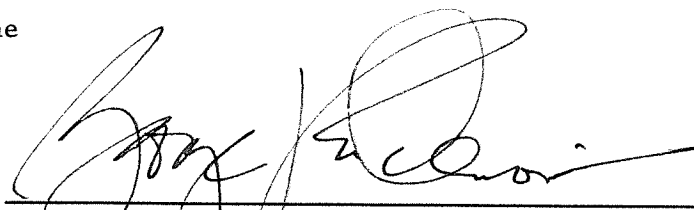
PASSED AND ADOPTED this 13th day of August, 1991
by the Mariposa County Board of Supervisors by the following
vote:

AYES: Baggett, Punte, Erickson, Radanovich, Taber

NOES: None

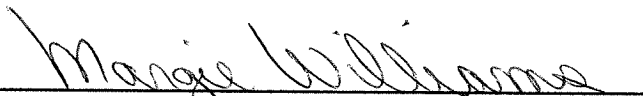
ABSENT: None

ABSTAINED: None



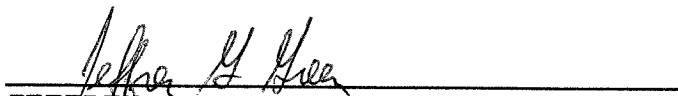
GEORGE P. RADANOVICH, Chairman
Mariposa County Board of Supervisors

ATTEST:



MARGIE WILLIAMS
Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



JEFFREY G. GREEN
County Counsel

EXHIBIT "A"

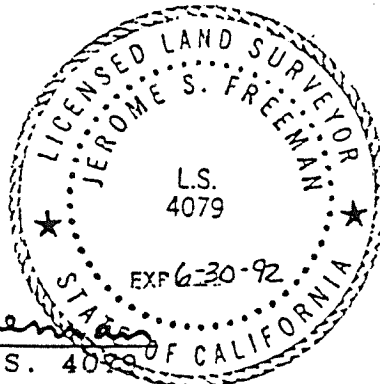
PARCEL DESCRIPTION

The West one-half of the West one-half (W1/2 W1/2) of Section 11, Township 6 South, Range 19 East, Mt. Diablo Base and Meridian, more particularly described as follows:

BEGINNING at the Southwest corner of said Section 11; thence N05°02'28"E, along the west line of said Section, for 2523.07 feet to the West one-quarter section corner thereof; thence N05°10'30"E, along the west line of said Section, for 2516.95 feet to the Northwest section corner thereof; thence N89°34'49"E, along the north line of said Section, for 1367.81 feet to the northeast corner of the Northwest one-quarter of the Northwest one-quarter of said Section; thence S05°39'33"W, along the east line of the West one-half of the Northwest one-quarter of said Section, for 2507.58 feet to the Southeast corner thereof; thence S05°38'58"W, along the east line of the West one-half of the Southwest one-quarter of said Section, for 2532.05 feet to the Southeast corner thereof; thence S89°21'11"W, along the south line of said Section, for 1320.10 feet to the POINT OF BEGINNING.

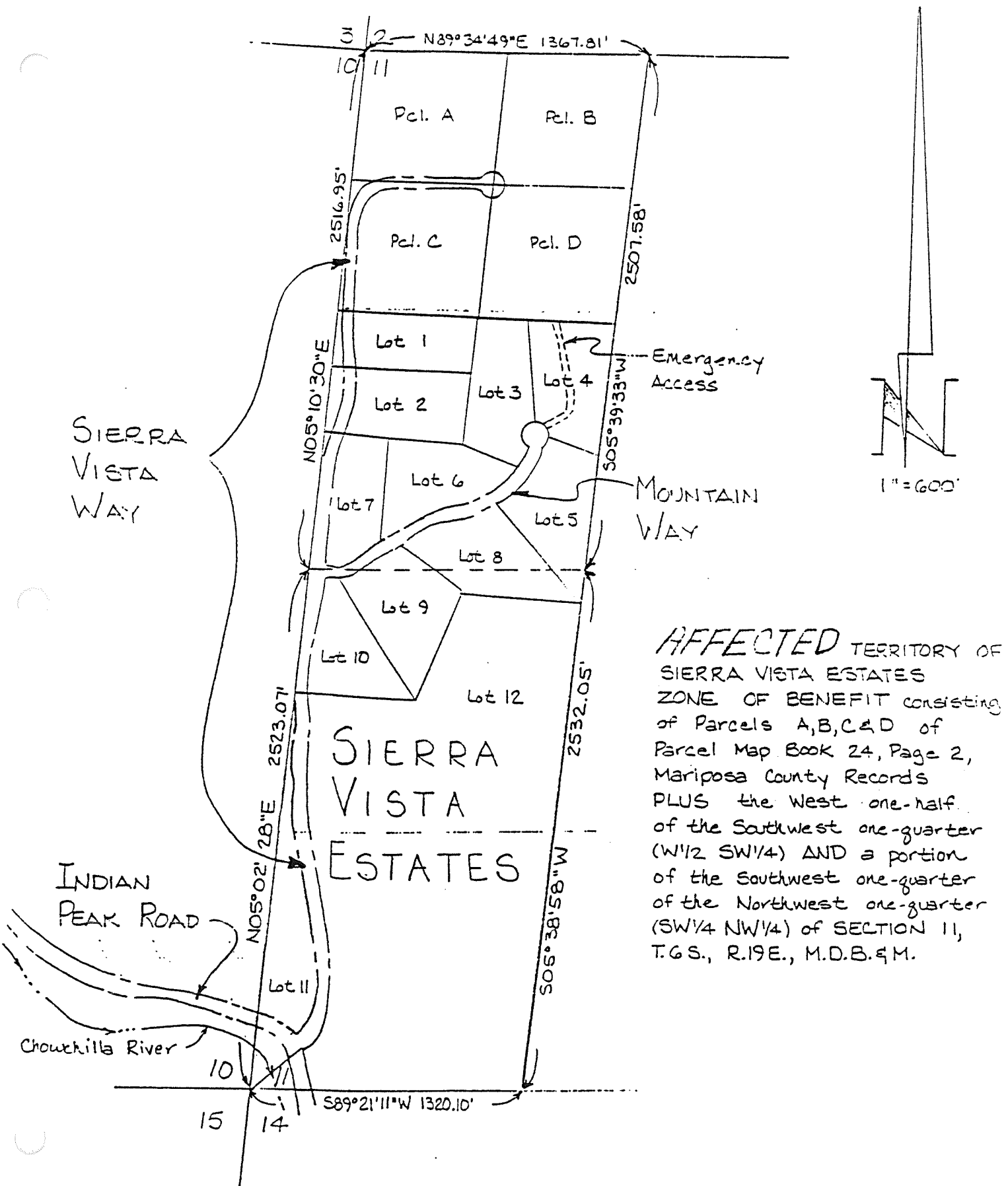
Prepared by:

Date: May 14, 1991
W.O.#: 880611



Jerome S. Freeman
Jerome S. Freeman, L.S. 4079

EXHIBIT "B"



AFFECTED TERRITORY OF SIERRA VISTA ESTATES ZONE OF BENEFIT consisting of Parcels A, B, C & D of Parcel Map Book 24, Page 2, Mariposa County Records PLUS the West one-half of the Southwest one-quarter (W1/2 SW1/4) AND a portion of the Southwest one-quarter of the Northwest one-quarter (SW1/4 NW1/4) of SECTION 11, T.G.S., R.19E., M.D.B.&M.