

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 Granite Dome Road Maintenance Zone of Benefit; and
2. Adopt the attached Resolution Establishing Assessment Fees For The Granite Dome Road Maintenance 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 July 19, 1994, the Board adopted a Resolution of Intention to form the Granite Dome Road Maintenance Zone of Benefit associated with Land Division Application No. 1383, Charles Countz, applicant/landowner. For additional details, see attached Staff Report dated August 9, 1994.

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: 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. Ordinance establishing fees

3. Notice of Zone Formation

4. Staff Report

5. Vicinity Map

CLERK'S USE ONLY

Res. No. 94-358 + 94-359 Ord. No. _____

Vote - Ayes: 5 Noes: _____

Absent: _____ Abstained: _____

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: [Signature]

MARIPOSA COUNTY RESOLUTION NO. 94-358

A RESOLUTION APPROVING THE GRANITE DOME ROAD
MAINTENANCE ZONE OF BENEFIT

FOR THE PARCEL MAP FOR CHARLES COUNTZ

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, Charles Countz, has petitioned Mariposa County for the creation of the Granite Dome Road Maintenance Zone of Benefit, in association with the Parcel Map for Charles Countz; and

WHEREAS, the Board of Supervisors, through Resolution No. 94-296, 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 August 23, 1994, the Board of Supervisors held a duly noticed public hearing on the question of forming the Granite Dome Road 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 GRANITE DOME ROAD 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 23rd day of August, 1994, by the following vote:

AYES: BAGGETT, BALMAIN, ERICKSON, PARKER, TABER

NOES: NONE

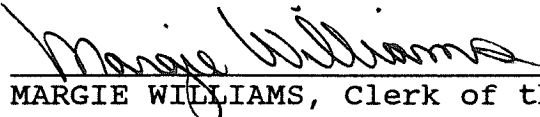
ABSENT: NONE

ABSTAINED: NONE




Arthur G. Baggett, Jr., Chairman
Mariposa County Board of Supervisor

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.

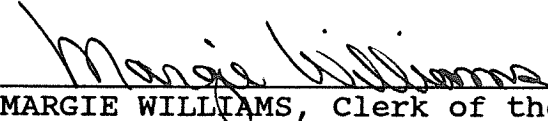
1. A certified copy of the resolution approving the creation of the **GRANITE DOME ROAD MAINTENANCE ZONE OF BENEFIT** is attached hereto and titled "**MARIPOSA COUNTY RESOLUTION NO. 94-358 -- A RESOLUTION APPROVING THE GRANITE DOME ROAD MAINTENANCE ZONE OF BENEFIT FOR THE PARCEL MAP FOR CHARLES COUNTZ**", 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: September, 16, 19 94.



Arthur G. Baggett, Jr., Chairman
Mariposa County Board of Supervisor

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

EXHIBIT "A"

CHARLES COUNTZ

GRANITE DOME ROAD
ZONE of BENEFIT

All that portion of the southwest one-quarter (1/4) of Section 6, T.6 S.R. 19 E. M.D.B.&M. Mariposa County California described as follows:

Beginning at the west one-quarter (1/4) corner of said Section 6; thence S. 88°46'25"E. along the north line of the N.W. 1/4 of the said S.W. 1/4 of Section 6 1311.67 feet to the northeast corner of said N.W. 1/4 of the S.W. 1/4; thence S. 00°53'08"W. along the east line of said N.W. 1/4 of the S.W. 1/4 1345.48 feet to a point on the centerline of a 60 foot Public Road & Utility Easement; thence along said centerline N. 51°08'32"W. 130.45 feet; thence along a curve to the right having a radius of 450 feet through a delta of 12°58'43" an arc distance of 101.93 feet; thence N. 38°09'49"W. 50.00 feet; thence leaving said centerline S. 51°50'11"W. 297.38 feet; thence N. 88°43'23"W. 184.40 feet; thence S. 85°28'23"W. 700.83 feet to a point on the west line of said N.W. 1/4 of Section 6; thence N. 1°13'23"E. along said west line 1415.16 feet to the point of beginning.

Containing 40.28 acres more or less



EXHIBIT "B"

Point of Beginning

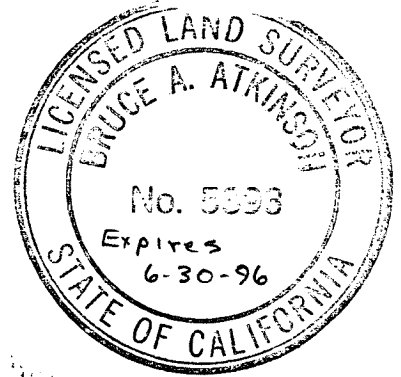
N 88° 46' 25" W 1311.67'

W 1/4 Corner
Section 6

Parcel C
10.00 acres

Parcel D
20.28 acres

Zone
Boundary



N 01° 13' 23" E 1415.16'

Granite Dome Road

N 00° 53' 08" E 1345.48'

Parcel B
5.00 acres

Parcel A
5.00 acres

S38°09'49"E
50.00'

Station 23+30.93

S88°43'23"E

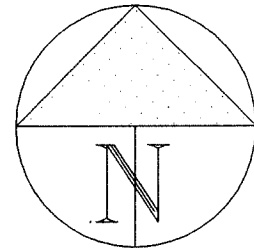
N51°50'11"E
297.98'

N 85° 28' 23" E 700.83'

184.40'

R=450'
D=12°58'43"
L=101.93'

S51°08'32"E
130.45'



Scale: 1" = 300'

Silver Bar Road
(County Road)

Granite Dome Road Zone of Benefit

Being a portion of the SW 1/4 of Section 6
T.6 S., R.19 E., M.D.B. & M.
Mariposa County, California

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. 017-120-018-0

NOTICE OF ZONE FORMATION

This notice is being recorded as a matter of constructive notice to any potential buyers of Parcels A, B, C, or D as shown on the Parcel Map for Charles Countz, recorded in Book ____ of Parcel Maps at Page ____, Mariposa County Records, that these parcels are subject to yearly assessments for the maintenance of Granite Dome Road.

On August 23, 1994, the Board of Supervisors of the County of Mariposa held a duly noticed public hearing on the questions of forming the Granite Dome Road Maintenance Zone of Benefit for the Parcel Map for Charles Countz, and did pass and adopt "MARIPOSA COUNTY RESOLUTION NO. 94-358 -- A RESOLUTION APPROVING THE GRANITE DOME ROAD MAINTENANCE ZONE OF BENEFIT FOR THE PARCEL MAP FOR CHARLES COUNTZ. A legal description and map of the boundaries are attached hereto and marked Exhibits "A" and Exhibit "B", and by reference are incorporated herein.

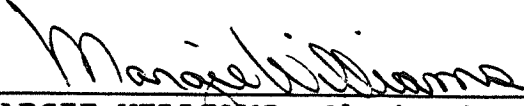
Pursuant to Section 54902 of the California Government Code, assessments for this Zone of Benefit shall begin for the Fiscal Year 1995-1996, or the period July 1, 1995 to June 30, 1996.

DATED: September, 16, 1994.



ARTHUR G. BAGGETT, JR., CHAIRMAN
Mariposa County Board of Supervisors

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

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Containing 40.28 acres more or less



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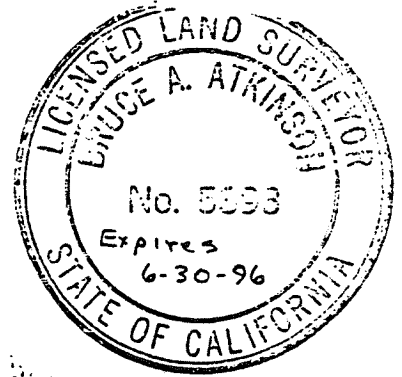
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Station 23+30.93

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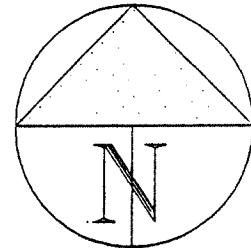
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