



MARIPOSA COUNTY

Public Works · 209 966 5356



RESOLUTION - ACTION REQUESTED 2019-460

MEETING: August 6, 2019
TO: The Board of Supervisors
FROM: Mike Healy, Public Works Director
RE: Public Hearing: Adopt the Current Fee Structure for County Service Area (CSA) No. 3

RECOMMENDATION AND JUSTIFICATION:

Public Hearing: Adopt the Current Fee Structure for County Service Area (CSA) No. 3; Authorize the Fees to be Placed on the Property Tax Roll for Fiscal Year 2019-20. Annually a report is generated listing the Fire Assessment Fee for CSA No. 3 and staff requests Board of Supervisors approval to have these fees placed on the property tax roll.

The requested public hearing gives property owners within CSA No. 3 public notice of what the proposed fee is for FY19-20 and provides an opportunity for testimony in favor or opposition to the proposed fee. For FY19-20 there is no change to the fee from the previous year. Upon completion of the public hearing staff recommends adoption of the annual fee schedule and Board authorization to place the fee on the FY19-20 property tax roll.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On July 10, 2018 per Resolution 2018-336 the Board approved the FY2018-19 fee structure for CSA No. 3.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

The County would be unable to collect the fire assessment fees that are necessary to fund the lease/purchase of fire engines and other appropriate district services.

ATTACHMENTS:

Resolution - CSA NO. 3 (DOC)
Exhibit A - CSA No. 3 (XLS)
CEQA Form - Notice of Exemption, CSA No. 3 (PDF)
Public Hearing Notice - CSA No. 3 (DOC)

RESULT: ADOPTED [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Rosemarie Smallcombe, Marshall Long, Kevin Cann, Miles Menetrey

EXCUSED: Merlin Jones

NOTICE OF EXEMPTION

To: Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

From: Mariposa County Public Works
4639 Ben Hur Road
Mariposa, CA 95338

County Clerk
County of Mariposa County
P.O. Box 247
Mariposa, CA 95338

Project Title: County Service Area No. 3 Authorized Fees

Project Location-Specific: Mariposa County

Project Location-City: Mariposa **Project Location-County:** Mariposa County

Description of Project: Re-authorizing fees

Name of Public Agency Approving Project: COUNTY OF MARIPOSA

Name of Person or Agency Carrying Out Project: Mariposa County – Dept. Of Public Works

Exempt Status:

- Ministerial (Sec. 21080-(b) (8); 15268);
- Declared Emergency (Sec. 21080(b)(3): 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: Section 15301
- Statutory Exemptions. State code number:

Reasons why project is exempt: Operation of existing facilities

Lead Agency

Contact Person: Mike Healy **Area Code/Telephone:** (209) 966-5356

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a notice of exemption been filed by the public agency approving the project:
X Yes No

Signature: 
Title: Director Public Works

Date: 6-19-19

Signed by Lead Agency Date received for filing at OPR:

Signed by Applicant

MARIPOSA COUNTY

RESOLUTION NO. 19-460

RESOLUTION TO ESTABLISH THE CURRENT FEE STRUCTURE FOR MARIPOSA COUNTY SERVICE AREA NO. 3

SECTION 1. WHEREAS,

(a) This Board has enacted ordinances relative to certain County Service Areas declaring that service charges shall be collected on the tax roll in the same manner and at the same time as the County's general ad valorem property taxes are collected as provided by Government Code Section 25215.4; and

(b) This Board desires to proceed in accordance with the provisions of Government Code Section 54985 and 54986 and Articles XIII C and XIII D of the California Constitution in order to carry said ordinances into effect; and

(c) This Board ordered the preparation of a written report containing a description of each parcel of real property receiving services and the amount of the charge for each parcel for the fiscal year 2019-2020, and further requiring the Clerk of the Board to select a date and time for a hearing on said report, and to cause a notice of hearing thereon to be published in a newspaper of general circulation in the County pursuant to the provisions of Section 6061 of the Government Code; and

(d) The Public Works Department has investigated possible environmental impacts of the proposed assessments and found this action to be categorically exempt from the requirements for preparation of environmental documents pursuant to Public Resources Code Section 21080(b)(8) and Section 15273 of the State CEQA Guidelines; and

(e) The Director of Public Works having duly prepared said written report and filed the same with the Clerk of the Board, whereupon said Clerk duly selected the date and time for hearing on said report, caused a notice of the filing of said report and the time and place of hearing thereon to be published pursuant to the provisions of Section 6061 of the Government Code, and caused said report to be available for public inspection for a period of not less than ten (10) days prior to the date of said hearing; and

(f) In accordance therewith, a public hearing has been held before this Board today at which time the Board considered said report and heard and considered all objections and protests to said report; and

SECTION 2. NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Mariposa County, State of California, as follows:

1. This Board finds and determines that each of the facts recited herein above is true, and that this Board has jurisdiction to proceed and make the determination set forth below.

2. This Board further finds that because the proposed action is for the reaffirming of rates and charges necessary to meet operating expenses, for the purchase or lease of supplies, equipment and materials, to meet financial reserve needs and requirements and to obtain funds for capital projects necessary to maintain service within existing County Service Areas it is, therefore, categorically exempt from the provisions of the California Environmental Quality Act (CEQA) of 1970 pursuant to Public Resources Code Section 21080(b)(8) and Section 15273 of the State CEQA Guidelines.

3. The Clerk of the Board will file with the County Clerk a Notice of Exemption, pursuant to CEQA and said Guidelines, if requested.

4. The public hearing upon the levying of assessments and fees within each County Service Area is hereby concluded and closed.

5. This Board does hereby confirm that these assessments and fees comply with the applicable provisions of Article XIID of the California Constitution and that no balloting will be required except to increase the assessments or fees beyond the approved level.

6. This Board hereby approves all assessments and fees described in Exhibit "A" which have remained unchanged since the last fiscal year and adopts this resolution recommended by the Public Works Department prepared for consideration of this Board setting County Service Area fees that are to be placed on the tax roll for fiscal year 2019-2020.

7. The Clerk of the Board shall send a certified copy of this resolution to each of the following:

Public Works Department
County Counsel
County Auditor
County Administrative Officer


PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 6th day of August, 2019, by the following vote:

AYES: SMALLCOMBE, LONG, CANN, MENETREY

NOES: NONE

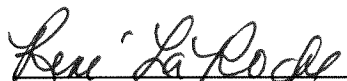
ABSENT: JONES

ABSTAINED: NONE



Miles Menetrey, Chair
Mariposa County Board of Supervisors

ATTEST:



René LaRoche, Clerk of the Board

APPROVED AS TO FORM:



Steven W. Dahlem, County Counsel