

MARIPOSA COUNTY
BOARD OF SUPERVISORS

AGENDA
ACTION FORM

AGENDA DATE: 09-17-91
AGENDA ITEM NO.: ~~4#~~ RA-9

DEPARTMENT: Public Works

By: Bruce A. Atkinson

Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION:

Adopt the attached Ordinance Establishing Assessment Fees For El Toro Road Maintenance Association Zone Of Benefit

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On April 24, 1990, the Board adopted Resolution 90-206 approving the Zone of Benefit for El Toro Road Maintenance Association. Previously, the Board had approved two other zones of benefit and had directed the Public Works Director and County Counsel to formulate the documentation necessary to adopt the zone of benefit. Subsequent zones have been processed within, and by the Public Works Department. It has come to our attention that the Fee Ordinance for this zone had inadvertently been omitted from the Board package. The action being recommended at this time completes the process for this zone.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

- 1. Do not adopt this ordinance and develop other means to collect the fees required to insure the maintenance of the subdivision road.

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:
Ordinance establishing fees
Copy of fee discussion
(dated April 6, 1990)
Copy of Resolution 90-206
(adopted April 24, 1990)

CLERK'S USE ONLY

Res. No.: _____
Ord. No.: 812
Vote - Ayes: 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: [Signature]

MARIPOSA COUNTY ORDINANCE NO. 812

**AN ORDINANCE ESTABLISHING ASSESSMENT FEES FOR
EL TORO ROAD MAINTENANCE ASSOCIATION
ZONE OF BENEFIT
(Not to be codified)**

WHEREAS, Zones of Benefit created prior to January 1, 1991 are to be assessed fees during the calendar year of 1991, 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 **EL TORO ROAD MAINTENANCE ASSOCIATION ZONE OF BENEFIT**; during the public hearing on April 24, 1990, the total fees established were: (1) the up-front costs to initiate this zone, an amount of two thousand dollars (\$2,000.00); and (2) for the first year (1991), an amount of seven hundred sixty dollars (\$760.00). Said fees shall be apportioned equally among lots that exist within the boundaries of the zone. In 1991, the five (5) parcels that exist at the time of formation, shall be assessed a yearly sum of one hundred fifty two dollars (\$152.00) each. Said fees shall be reviewed annually, and adjusted by Board of Supervisors. Said zone of benefit was approved and adopted by Board Resolution 90-206. 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.

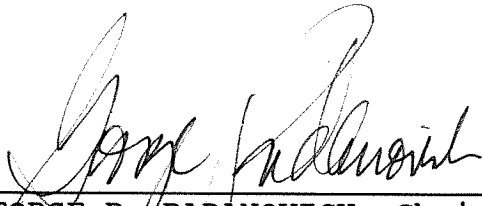
PASSED AND ADOPTED this 24 day of September, 1991
by the Mariposa County Board of Supervisors by the following
vote:

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