

Tuolumne County LAFCO

LOCAL AGENCY FORMATION COMMISSION OF TUOLUMNE COUNTY

Commissioners

Steve Arreguin
Glen Jacobs
John Feriani
David Goldemberg
Ryan Campbell
Matt Hawkins
Mark Plummer

Alternates

Adam Artzer
Kathleen Haff
Suzanne Cruz

Executive Officer

Quincy Yaley, AICP

AGENDA

TUOLUMNE COUNTY LAFCO

January 8, 2024

BOARD OF SUPERVISORS CHAMBERS

2 SOUTH GREEN STREET, SONORA, CA, 4TH FLOOR

4:00 p.m.

You may submit written comments by U.S. Mail to 2 South Green Street, Sonora, CA 95370, or via email to cdd@tuolumnecounty.ca.gov for retention as part of the administrative record. Comments will not be read during the meeting.

COMMISSION BUSINESS:

- A. Salute the Flag
- B. Minutes of the December 11, 2023 Meeting
- C. Election of Officers
 - Chair
 - Vice Chair
- D. Reports

"Reports" are a brief oral report from a committee or commission member and/or County staff, and no committee or commission action will occur. This item is not intended to include in-depth presentations or reports, as those matters should be placed on an agenda for discussion.

PUBLIC COMMENT: 15 Minutes

The public may speak on any item not on the printed agenda. No action may be taken by the Commission.

PUBLIC HEARING:

Consideration of adopting Resolution 303 to dissolve Jupiter Subdivision Unit 1 County Service Area (CSA) No. 4, Lake Don Pedro Units 4 and 5 CSA No. 8, Curtis Creek Ranch Unit 2 CSA No. 31, Sunny Hill Subdivision CSA No. 40, Bueno Oaks Estates CSA No. 45, Mountain Ridge Estates CSA No. 46, Yosemite Estates CSA No. 50, Gina Avenue CSA No. 52, Vilas Lane CSA No. 55, and Granite Ridge Subdivision CSA No. 61 and their respective Spheres of Influence

OLD BUSINESS:

Consideration of entering into a Multi-LAFCO Share Resources Agreement with Santa Cruz LAFCO and Marin LAFCO and authorizing the Executive Officer to sign the agreement.

NEW BUSINESS:

1. Consideration of modifications to the adopted Fiscal Year 2023-24 annual workplan.
2. Consideration of releasing a Request for Proposals for an Executive Officer and LAFCO staff.

ADJOURNMENT

Disclosure of Campaign Contributions – Government Code Section 84308 requires that campaign disclosure reports provide the public with the identity of contributors and the amounts they give, and the amount that officeholders, candidates, and committees spend. A LAFCO Commissioner must disqualify herself or himself from voting on an application involving an “entitlement for use” (such as an annexation or sphere amendment) if, within 12 months, the Commissioner has received \$250.00 or more in campaign contributions from the applicant, any financially interested person who actively supports or opposes the application (such as an attorney, engineer, or planning consultant) representing the applicant or interested party. The law also requires any applicant or participant in a LAFCO proceeding to disclose the contribution amount and name of the recipient Commissioner on the official record of the proceeding. The law also prohibits an applicant from making a contribution of \$250.00, or more to a LAFCO Commissioner while a proceeding is pending or for 3 months afterward.

Disclosure of Expenses Supporting and Opposing Proposals - If a person or group contributes or expends \$1,000.00 or more in support of, or in opposition to, a proposal before LAFCO, those contributions and expenditures must be disclosed. Pursuant to Section 56100.1 of the Government Code, disclosure shall be made to the Commission’s executive officer.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Community Development Department at (209) 533-5633. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (28FR35.102-35.104 ADA Title 11).

s:\commissions\lafco\2024\agenda\1-8-2024 lafco agenda.docx



Department of Public Works

Kim MacFarlane, P.E.
Director

48 W. Yaney Avenue, Sonora
Mailing: 2 S. Green Street
Sonora, CA 95370
209.533.5601
www.tuolumnecounty.ca.gov

Date: October 27, 2021
To: Quincy Yaley, LAFCO Executive Director
From: Denise Zitnik, Engineer II
Re: Dissolution of County Service Areas 4, 8, 31, 40, 45, 46, 50, 52, 55, and 61.

REQUESTED ACTION

Consider dissolution of ten (10) County Service Areas (CSAs) as a result of discontinuance of funding and the Tuolumne Board of Supervisors' direction to spend down available funds prior to presenting the districts to LAFCO for dissolution.

BACKGROUND INFORMATION

1. On December 9, 2013, the Tuolumne County Local Agency Formation Commission (LAFCO) adopted Resolution 277 approving the study of County Service Areas. Based on that study, LAFCO recommended that County Service Areas that have no future funding, due to a majority protest under proposition 218, be dissolved as their funds became depleted.
2. One objective of the County Service Area Law is for all CSAs to have sufficient revenue to carry out its intended purposes. The Board of Supervisors mirrored this objective in Resolution 86-07, which it passed in 2007.
3. CSA #4 was created on January 21, 1969, by County of Tuolumne LAFCO Resolution 118-68/69. On September 11, 1991, the County of Tuolumne Board of Supervisors adopted Resolution 285-90 authorizing the fund balance to be expended for emergency work only. CSA #4 receives approximately \$600 of ad valorem funding annually.
4. CSA #8 was created on May 5, 1970, by County of Tuolumne LAFCO Resolution 200-70. Roads within CSA #8 were never constructed. CSA #8 receives less than \$200 of ad valorem funding annually.
5. CSA #31 was created on June 27, 1989, by County of Tuolumne LAFCO Resolution 167-89. On July 7, 1998, the County of Tuolumne Board of Supervisors adopted Resolution 142-98 reflecting the majority protest ballot of 87% against special assessment funding for the County Service Area. No assessments have been levied to fund the CSA activity since that time.
6. CSA #40 was created on August 13, 1991, by County of Tuolumne LAFCO Resolution 179-91. On December 9, 2013, LAFCO Resolution 277 approved the study of CSA #40. Since assessments were not approved through a majority protest of the property owners in accordance with Proposition 218, the funds are now depleted, and CSA #40 will be dissolved.
7. CSA #45 was created on February 16, 1993, by County of Tuolumne LAFCO Resolution 18-93. On December 9, 2013, LAFCO Resolution 277 approved the study of CSA #45. Since assessments were not approved through a majority protest of the property owners in accordance with Proposition 218, the funds are now depleted, and CSA #45 will be dissolved.

AIRPORTS
Airports Manager
Benedict Stuth
209.533.5685

BUSINESS
Senior Accountant
Janelle Kostlivy
209.533.5972

ENGINEERING
Supervising Engineer
Blossom Scott-Heim, P.E.
209.533.5904

FLEET SERVICES
Fleet Services Manager
Mike Young
209.536.1622

**GEOGRAPHIC
INFORMATION
SYSTEMS**
GIS Coordinator
Madeline Amlin
209.533.6592

ROAD OPERATIONS
Road Superintendent
Mike Cognito
209.533.5609

SOLID WASTE
Solid Waste Director
Jim McHargue, REHS
209.533.5588

SURVEYING / GIS
County Surveyor
Warren Smith, L.S.
209.533.5626

8. CSA #46 was created on April 13, 1993, by County of Tuolumne LAFCO Resolution 75-93. On June 13, 2006, and again on July 3, 2007, the County of Tuolumne Board of Supervisors adopted Resolutions 64-06 and 80-07 acknowledging a majority protest of benefit assessment and placed the CSA into inactive status. Assessments have not been collected since FY 2005-2006.
9. CSA #50 was created on August 31, 1995, by County of Tuolumne LAFCO Resolution 185. On December 9, 2013, LAFCO Resolution 277 approved the study of CSA #50. Since assessments were not approved through a majority protest of the property owners in accordance with Proposition 218, the funds are now depleted, and CSA #50 will be dissolved.
10. CSA #52 was created on June 16, 1998, by County of Tuolumne BOS Resolution 121-98. On July 10, 2007 and again on June 3, 2008, the BOS acknowledged a majority protest of benefit assessments (Resolution 94-07 and 69-08). This CSA has not collected assessments since FY 2007-2008 and is inactive.
11. CSA #55 was created on August 10, 1999, by County of Tuolumne LAFCO resolution 106-99. On August 5, 2003, the County of Tuolumne Board of Supervisors adopted Resolution 116-03 placing the CSA into inactive status since assessments were not approved through a majority protest of the property owners in accordance with Proposition 218.
12. CSA #61 was created on January 31, 2005, by County of Tuolumne LAFCO Resolution 208. On June 13, 2006, and again on July 3, 2007, the County of Tuolumne Board of Supervisors adopted Resolutions 70-06 and 85-07 acknowledging a majority protest of benefit assessment and placed the CSA into inactive status. Assessments have not been collected since FY 2006-2007.

LAFCO

13. On December 9, 2013, Resolution 277 was approved by the Local Agency Formation Commission (LAFCO) approving the Municipal Service Review (MSR) for the CSAs. LAFCO is authorized, through Section 56375 of the Government Code, to initiate a dissolution of a district if the proposal is consistent with recommendations or conclusions of studies, such as municipal service reviews or a sphere of influence study.
14. The MSR authorized the reduction or elimination of services that were no longer being funded and directed that the funds be spent on road maintenance as soon as practical. Following depletion of the funds in a CSA, a resolution of application is to be prepared and submitted to LAFCO for dissolution of the CSAs, with the roads remaining dedicated for public use, but maintained privately by the property owners with no further involvement of the County of Tuolumne. Any funds remaining in the account is to be placed in the County of Tuolumne General Fund and not be used toward further road maintenance nor returned to the property owners.
15. These ten (10) County Service Areas currently do not have sufficient revenue and their funds have been depleted. The Department of Public Works recommends the listed CSAs be dissolved, with the roads remaining dedicated for public use but maintained privately by the property owners with no further involvement of the County of Tuolumne.

FINANCIAL IMPACT

16. The CSAs have not received any funding from special assessments as a result of a majority protest when the property owners were balloted. There are not enough remaining funds in the CSA's account to conduct further road maintenance. The fund balances are as follows:

Existing Fund Balance	
CSA 4 Jupiter Subdivision	\$8,593.00
CSA 8 Lake Don Pedro #4&5	\$5,659.00
CSA 31 Curtis Creek Ranch	\$900.00
CSA 40 Sunny Hill	\$397.00
CSA 45 Buena Oaks Estates	\$3,409.00
CSA 46 Mountain Ridge Estates	\$1,934.00
CSA 50 Yosemite Estates	\$2,911.00
CSA 52 Gina Lane	\$1,769.00
CSA 55 Villa Lanes	\$1,546.00
CSA 61 Granite Ridge	\$972.00

Pursuant to County Service Area Law, any funds remaining in a CSA account should be transferred to the Tuolumne County General Fund following dissolution of the CSA.

RECOMMENDATION

Since a perpetual funding source does not exist, the property owners rejected a special assessment and the Tuolumne County Board of Supervisors have issued resolutions to do so, it is recommended that LAFCO begin the dissolution process for County Service Areas 4, 8, 31, 40, 45, 46, 50, 52, 55, and 61.

DZ:rh

Attachments: Resolutions 285-90, 200-69, 167.89, 179-91, 40-92, 18-93, 64-06, 185, 94-07, 105-99/116-03, and 208

No. 285-90



Sept 11 1990
Larry A. Rotella
Clerk of the Board of Supervisors

RESOLUTION

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE

WHEREAS, County Service Area No. 4 was established on January 21, 1969 by Tuolumne County Board of Supervisors Resolution No. 118 (1968-69) to provide Miscellaneous Extended Services associated with road maintenance and improvements, and

WHEREAS, Chapter 3.16 (commencing with Section 3.16.010) of Title 3 of the Tuolumne County Ordinance Code provides for service charges for County Service Areas after the preparation of an Annual Report and the holding of a Public Hearing, and

WHEREAS, an Annual Report regarding County Service Area No. 4 was prepared by the Tuolumne County Department of Transportation and Engineering Services, and submitted to the Board of Supervisors on July 31, 1990 and

WHEREAS, a duly noticed Public Hearing regarding said report was held,

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors does hereby find and determine that the proceedings prior to the adoption of this Resolution are valid and pursuant to County Service Area law, being Chapter 2.2 (commencing with Section 25210.1) of Part 2 of Division 2 of Title 3 of the state Government Code.

BE IT FURTHER RESOLVED that this Board of Supervisors does hereby approve and confirm said Annual Report and places County Service Area No. 4 on inactive status and authorizes the fund balance to be expended for emergency work.

ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON

Sept 11 1990

AYES: 1st Dist. Rotella

NOES: None Dist. None

2nd Dist. Quat

Dist. None

3rd Dist. Spur

ABSENT: None Dist. None

4th Dist. Sergon

Dist. None

5th Dist. Halter

ABSTAIN: None Dist. None

Larry A. Rotella
CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST:

Larry A. Rotella
Clerk of the board of Supervisors

No. 285-90



FILED MAY 5 1970 10
CARLO M. DEFERRARI, CLERK

By Carlo M. DeFerrari
DEPUTY CLERK

No. 200 19 69 70

RESOLUTION

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE

WHEREAS,

by Resolution No. 178 adopted March 31, 1970, this Board of Supervisors set May 5, 1970, at 11 o'clock a.m. as the time for a public hearing on the matter of establishing a county service area (pursuant to Sections 25210.1 et. seq. of the Government Code) to provide road maintenance, ~~water~~ ~~sanitation~~ and sewer disposal services, said county service area to include all that territory situated within the exterior boundaries of Parcel 1 and Parcel 2 as the same are described in Exhibit "A", attached hereto and by this reference made a part hereof, and are shown on the map labeled Exhibit "B", attached hereto and by this reference made a part hereof; and,

WHEREAS, said public hearing has been held as required by law;

NOW, THEREFORE, BE IT RESOLVED as follows:

(1) This Board finds and determines that the above-mentioned services are extended county services;

(2) That the county service area described herein is hereby established and the boundaries thereof are as set forth in Exhibits "A" and "B";

(3) That said county service area shall be known as "County Service Area No. 8-Lake Don Pedro Units 4 and 5".

THE FOREGOING RESOLUTION PASSED AND ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE, CALIFORNIA, ON THIS 5TH DAY OF MAY, 19 70.

Ayes: Supervisor	Noes: Supervisor
1st District	Dist. <u>None</u>
Supervisor	Supervisor
2nd Dist.	Dist.
Supervisor	Supervisor
3rd Dist.	Dist.
Supervisor	Absent: Supervisor
4th Dist.	Dist. <u>None</u>
Supervisor	Supervisor
5th Dist.	Dist.

Robert A. Stigella
CHAIRMAN OF THE BOARD OF SUPERVISORS
COUNTY OF TUOLUMNE, STATE OF CALIFORNIA

ATTEST: CARLO M. DEFERRARI, CLERK

By Carlo M. DeFerrari
DEPUTY CLERK

RESOLUTION NO. 200-69, 19 70

DESCRIPTION

All that real property situate in the County of Toulumne, State of California, described as follows:

All that portion of Sections 7, 17 and 18, Township 3 South, Range 15 East, Mount Diablo Meridian, shown upon that certain "Record of Survey Map Section 18 and a Portion of Sections 7 and 17, T.3 S., R. 15 E., M.D.M.", recorded in the office of the Recorder of Tuolumne County, in Volume 10 of Surveys, Page No. 74, described as follows:

PARCEL 1:

Beginning at the intersection of the Tuolumne-Mariposa County line with the Westerly line of said Section 18 as shown upon the hereinabove referred to Record of Survey; thence, from said point of beginning, North $00^{\circ} 08' 54''$ West 348.90 feet along said Westerly line to the Northwest corner of said Section 18; thence, along the Westerly line of Lots 12 and 13 of said Section 7, North $00^{\circ} 03' 06''$ East 2643.62 feet to the West one-quarter corner of said Section 7; thence, along the Northerly line of Lots 12 and 13 of said Section 7, North $85^{\circ} 56' 25''$ East 2771.80 feet to the corner common to Lots 6, 7, 10 and 11 of said Section 7; thence, along the Westerly line of said Lot 7, Section 7, North $00^{\circ} 09' 08''$ East 1360.16 feet to the Northwest corner of said Lot 7, Section 7; thence, along the Northerly line of Lots 7 and 8 of said Section 7, North $85^{\circ} 15' 24''$ East 2666.73 feet to the Northeast corner of said Lot 8, Section 7; thence, along the Easterly line of said Lot 8, Section 7, South $00^{\circ} 39' 10''$ East 1390.75 feet to the East one-quarter corner of said Section 7; thence, along the Easterly line of Lots 9 and 16 of said Section 7, South $00^{\circ} 02' 16''$ East 2690.68 feet to the Southeast corner of said Section 7; thence, along the easterly line of Lot 1, Section 18, South $00^{\circ} 02' 28''$ West 1099.78 feet to a point in the Northerly exterior boundary line of that certain real property granted to the State of California, by deed recorded in the office of the Recorder of Tuolumne County, California, in Volume 270, Official Records at Page 30; thence, along said exterior boundary line the following six (6) courses and distances hereby designated "A" thru "F", (A) North $74^{\circ} 06' 00''$ West 159.66 feet, (B) North $79^{\circ} 48' 38''$ West 301.50 feet, (C) South $84^{\circ} 06' 11''$ West 107.70 feet, (D) South $15^{\circ} 54' 00''$ West 100.00 feet, (E) South $52^{\circ} 18' 11''$ East 107.70 feet, and (F) South $74^{\circ} 55' 17''$ East 517.26 feet to a point in the aforementioned Easterly line of Lot 1, Section 18; thence, along said East line, South $00^{\circ} 02' 28''$ West 34.96 feet to the Southeast corner of said Lot 1, Section 18; thence, leaving said Section 18, along the North line of the Southwest one-quarter of the Northwest one-quarter of aforementioned Section 17, North $89^{\circ} 36' 36''$ East 126.60 feet to a point in the Southerly line of the aforementioned real property granted to the State of California; thence, along said

EXHIBIT "A"

Description

Southerly line, the following four (4) courses and distances hereby designated "G, H, J and K", (G) South 74° 55' 17" East 49.17 feet, (H) South 69° 14' 06" East 593.80 feet, (J) South 62° 27' 00" East 546.96 feet, and (K) South 40° 49' 33" East 196.19 feet to a point hereby designated "Point A", in the Easterly line of said Southwest one-quarter of the Northwest one-quarter of said Section 17; thence, South 00° 06' 45" West 695.22 feet along said Easterly line to the Southeast corner thereof; thence, South 00° 04' 59" East 1124.58 feet along the Easterly line of the West one-half of the Southwest one-quarter of said Section 17, to a point on the said Tuolumne-Mariposa County line; thence, along said county line the following forty-six (46) courses and distances, (1) North 43° 23' 53" West 323.67 feet, (2) North 49° 36' 02" West 271.84 feet, (3) North 70° 22' 47" West 141.95 feet, (4) North 24° 33' 44" West 333.98 feet, (5) North 51° 44' 11" West 307.25 feet, (6) North 72° 19' 03" West 194.95 feet, (7) North 65° 08' 26" West 153.16 feet, (8) North 25° 10' 56" West 307.02 feet, (9) North 58° 27' 30" West 315.26 feet, (10) North 34° 49' 27" West 167.17 feet, (11) South 89° 58' 02" West 316.33 feet, (12) South 54° 21' 21" West 159.02 feet, (13) South 32° 12' 27" West 343.84 feet, (14) South 44° 30' 54" West 298.32 feet, (15) South 69° 48' 04" West 307.89 feet, (16) South 88° 59' 08" West 109.68 feet, (17) North 45° 39' 16" West 92.04 feet, (18) South 20° 36' 21" West 77.59 feet, (19) South 65° 14' 21" West 89.32 feet, (20) South 73° 13' 54" West 705.69 feet, (21) North 89° 56' 47" West 161.51 feet, (22) South 66° 09' 15" West 151.93 feet, (23) South 51° 53' 55" West 69.06 feet, (24) North 28° 40' 49" West 41.24 feet, (25) North 15° 39' 56" East 87.36 feet, (26) North 26° 12' 45" East 232.67 feet, (27) North 08° 22' 00" East 159.33 feet, (28) North 07° 27' 34" West 192.14 feet, (29) North 07° 37' 29" West 272.85 feet, (30) North 50° 20' 18" West 234.52 feet, (31) North 50° 15' 51" West 399.54 feet, (32) North 62° 32' 31" West 334.35 feet, (33) North 26° 26' 15" West 159.94 feet, (34) North 70° 20' 20" West 336.76 feet, (35) North 34° 48' 04" West 82.19 feet, (36) North 33° 07' 14" East 602.57 feet, (37) North 51° 58' 13" West 219.65 feet, (38) North 11° 12' 31" West 169.18 feet, (39) North 33° 11' 43" West 210.41 feet, (40) South 79° 12' 45" West 133.25 feet, (41) South 59° 41' 17" West 274.60 feet, (42) South 83° 51' 46" West 170.45 feet, (43) South 78° 45' 26" West 327.99 feet, (44) South 56° 25' 54" West 197.58 feet, (45) South 78° 09' 43" West 225.62 feet, and (46) North 65° 08' 19" West 215.37 feet, to the point of beginning.

PARCEL 2:

Beginning at the point of intersection of the East line of the Southwest one-quarter of the Northwest one-quarter of said Section 17 with the Northerly line of the aforementioned property granted to the State of California, by deed recorded in the office of the Recorder of Tuolumne County, California, in Volume 270, Official Records, at Page 30, from which the hereinabove designated "Point A", bears South 00° 06' 45" West 256.52 feet distant; thence, along said Northerly line the following three (3) courses and distances hereby designated "L, M and N", (L) North 49° 36' 33" West 65.83 feet, (M) North 61° 24' 09" West

547.05 feet and (N) North $67^{\circ} 22' 25''$ West 174.92 feet to a point in the North line of said Southwest one-quarter of the Northwest one-quarter of Section 17; thence, along said North line North $89^{\circ} 36' 36''$ East 692.66 feet to the Northeast corner thereof; thence, along aforementioned East line of the Southwest one-quarter of the Northwest one-quarter of Section 17, South $00^{\circ} 08' 45''$ West 376.51 feet to the point of beginning.

The total acreage contained in Parcel one and Parcel two being 681.74 acres of land, more or less.

Prepared by:

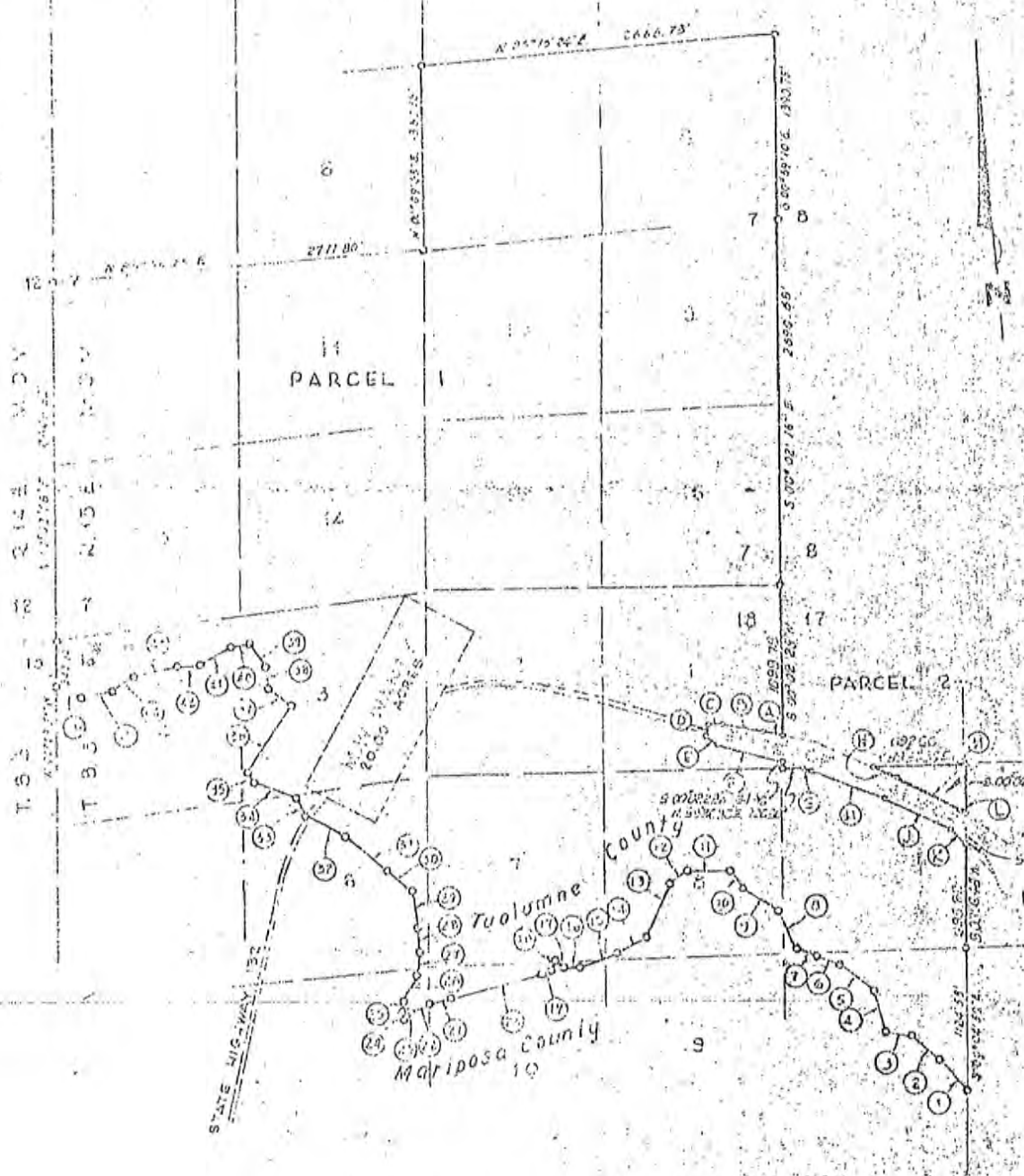

Jan E. Howard
L.S. 3342



JEH/am

W.O. 6909-13-23
January 12, 1970

Refer this description to your title
company before incorporating it in
any document.



BOUNDARY OF SERVICE AREA
 LYING WITHIN SECTIONS 7, 17, 18, T. 3 S., R. 15 E., M. 10 N.
 IN THE UNINCORPORATED TERRITORY OF
 TUOLUMNE COUNTY, CALIFORNIA
 JANUARY, 1970 SCALE: 1" = 1000'

DEVELOPER: MOISE CASCADE PROPERTIES INC. OF DELAWARE
 ENGINEER: DWT ASSOCIATES A DIVISION OF TEVCO INC.
 1400 ... CALIF.

EXHIBIT "B"

TABULATION OF MARIPOSA-TUOLUMNE COUNTY LINE

1	N. 43° 23' 53" W.	323.67	24	N. 28° 20' 49" W.	41.24
2	N. 49° 36' 02" W.	271.84	25	N. 15° 29' 53" E.	117.35
3	N. 10° 22' 46" W.	141.95	26	N. 25° 12' 45" E.	232.67
4	N. 24° 33' 44" W.	333.46	27	N. 08° 22' 00" E.	159.33
5	N. 51° 44' 11" W.	507.25	28	N. 07° 27' 34" W.	192.14
6	N. 72° 19' 02" W.	174.95	29	N. 07° 31' 29" W.	272.85
7	N. 85° 08' 25" W.	153.16	30	N. 40° 20' 18" W.	234.52
8	N. 25° 10' 56" W.	307.02	31	N. 50° 15' 51" W.	299.54
9	N. 58° 27' 30" W.	315.26	32	N. 62° 32' 31" W.	334.35
10	N. 34° 49' 27" W.	167.17	33	N. 26° 26' 15" W.	159.94
11	S. 89° 58' 02" W.	316.33	34	N. 70° 20' 20" W.	330.76
12	S. 54° 21' 21" W.	159.22	35	N. 34° 48' 04" W.	82.19
13	S. 32° 12' 27" W.	343.84	36	N. 33° 07' 14" E.	602.57
14	S. 44° 30' 54" W.	248.32	37	N. 51° 58' 13" W.	219.65
15	S. 69° 48' 04" W.	301.89	38	N. 11° 12' 31" W.	169.18
16	S. 28° 59' 08" W.	109.68	39	N. 33° 11' 43" W.	212.41
17	N. 45° 39' 16" W.	92.04	40	S. 19° 12' 45" W.	133.25
18	S. 20° 36' 21" W.	77.59	41	S. 59° 41' 17" W.	214.60
19	S. 65° 14' 21" W.	80.32	42	S. 13° 51' 46" W.	170.45
20	S. 73° 13' 54" W.	705.69	43	S. 78° 45' 26" W.	327.99
21	N. 89° 56' 47" W.	161.51	44	S. 56° 25' 54" W.	197.58
22	S. 66° 09' 15" W.	151.93	45	S. 78° 09' 43" W.	225.62
23	S. 51° 53' 55" W.	69.06	46	N. 65° 08' 19" W.	215.37

TABULATION OF STATE OF CALIFORNIA R/W LINE

A	N. 74° 06' 00" W.	169.06	G	S. 74° 55' 17" E.	49.17
B	N. 79° 48' 38" W.	301.50	H	S. 69° 14' 06" E.	533.80
C	S. 84° 06' 11" W.	107.70	J	S. 62° 27' 00" E.	546.96
D	S. 15° 54' 00" W.	100.00	K	S. 40° 49' 33" E.	196.19
E	S. 59° 18' 11" E.	107.70	L	N. 49° 36' 33" W.	65.83
F	S. 74° 55' 17" E.	317.25	M	N. 61° 24' 09" W.	512.65
			N	N. 67° 22' 25" W.	174.92

No. 167-89



Filed

June 27 1989
By [Signature]
Clerk of the Board of Supervisors

RESOLUTION

WHEREAS, OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE a proposal was made to the Local Agency Formation Commission to consider the formation of a County Service Area to provide road maintenance and snow removal services to Curtis Creek Ranch Unit 2; and

WHEREAS, by Resolution No. 133 adopted May 31, 1989, the Local Agency Formation Commission approved said proposal; and

WHEREAS, this Board wishes to proceed with the formation of a County Service Area to provide such services.

NOW, THEREFORE, BE IT RESOLVED by this Board of Supervisors, as follows:

1. That proceedings are hereby instituted for the establishing of a County Service Area, pursuant to the provisions of the County Service Area Law, beginning with Section 25210.1 of the Government Code.
2. The boundary of the County Service Area is described in Attachment A, and shown in Attachment B, incorporated herein by this reference.
3. The name proposed for this area is COUNTY SERVICE AREA NO. 31.
4. Road improvements and maintenance services are the types of extended County services which are proposed to be provided within said area.
5. That, except for funds otherwise available from service charges collected pursuant to Section 25210.77 (a) of the Government Code, a tax sufficient to pay for all services which are furnished on an extended basis, if allowed by law and if approved by the voters, are required, will be annually levied upon all taxable property within said area, subject to a maximum rate as may hereafter be established by the voters.
6. That a hearing on the establishment of said County Service Area is hereby set for August 1, 1989, at 11:00 a.m. in the Board Room, County Administration Center, Sonora, California, at which time and place all interested parties may appear and be heard.

BE IT FURTHER RESOLVED that the Clerk of this Board shall publish a notice of said hearing, pursuant to Section 6061 of the Government Code, at least fifteen (15) days prior to the date of the hearing.

ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON June 27, 1989

AYES: 1st Dist. <u>Repelli</u>	NOES: _____ Dist. <u>None</u>
2nd Dist. <u>Quist</u>	_____ Dist. _____
3rd Dist. <u>Jess</u>	ABSENT: _____ Dist. <u>None</u>
4th Dist. <u>Jerguson</u>	_____ Dist. _____
5th Dist. <u>Helter</u>	ABSTAIN: _____ Dist. <u>None</u>

[Signature]
CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST: [Signature]
Clerk of the board of Supervisors

No. 167-89

EXHIBIT A

DESCRIPTION OF SERVICE AREA FOR CURTIS CREEK RANCH UNIT 2

Parcel A

A parcel of land in the State of California, County of Tuolumne in the West 1/2 of Section 1 and in the East 1/2 of Section 2, Township 1 North, Range 15 East, M.D.M., and being a portion of the Residual as shown in Volume 10 of Subdivisions at Pages 71 and 72 in the office of the Tuolumne County Recorder, and more particularly described as follows:

Beginning at an angle point on the Easterly boundary of said Residual, said point also being the Southwest corner of Lot 10 as shown in Volume 8 of Subdivisions at Page 88 in the office of the Tuolumne County Recorder,

thence N. 3° 43' 48" E., 213.00 feet, along the Easterly boundary of said Residual,

thence N. 31° 17' 22" W., 885.01 feet,

thence N. 49° 34' 08" W., 192.75 feet,

thence N. 24° 20' 02" W., 316.75 feet,

thence N. 40° 42' 16" E., 245.66 feet,

thence from a radial line bearing S. 26° 57' 12" W., Westerly along a curve concave to the South having a radius of 332.00 feet, a central angle of 66° 25' 50", and an arc length of 384.94 feet, along the Southerly Right-of-Way line of the old Sierra Railroad,

thence S. 50° 31' 22" W., 236.30 feet,

thence Southerly along a tangent curve concave to the East having a radius of 522.92 feet, a central angle of 93° 40' 00", and an arc length of 854.87 feet,

thence S. 43° 08' 38" E., 374.40 feet,

thence Southeasterly along a tangent curve concave to the Southwest having a radius of 1005.30 feet, a central angle of 17° 20' 00", and an arc length of 304.13 feet,

thence S. 25° 48' 38" E., 91.00 feet,
thence leaving said Railroad Right-of-Way, N. 77° 00' 31" E., 219.85
feet,
thence S. 33° 11' 59" E., 143.01 feet,
thence S. 13° 11' 00" E., 134.67 feet,
thence N. 59° 39' 44" E., 366.06 feet,
thence N. 85° 46' 10" E., 49.71 feet to the POINT OF BEGINNING,
Contains 27.14 acres of land, more or less.

Parcel B

A parcel of land in the State of California, County of Tuolumne in the West 1/2 of Section 1, Township 1 North, Range 15 East, M.D.M., and being a portion of the Residual as shown in Volume 10 of Subdivisions at Page 71 in the office of the Tuolumne County Recorder, and more particularly described as follows:

Beginning at an angle point on the Easterly boundary of said Residual, said point also being the Southwest corner of Lot 10 as shown in Volume 8 of Subdivisions at Page 88 in the office of the Tuolumne County Recorder,

thence S. 4° 55' 47" E., 70.96 feet, along the Easterly boundary of said residual,

thence S. 11° 11' 48" E., 58.81 feet,

thence S. 19° 16' 04" E., 149.77 feet,

thence Southerly along a tangent curve concave to the West having a radius of 375.00 feet, a central angle of 7° 25' 23" and an arc length of 48.58 feet, to the Northerly line of Barron Ranch Road as shown in said Volume 10 of Subdivisions at Page 71 in the office of the Tuolumne County Recorder,

thence S. 78° 09' 19" W., 50.00 feet, along the Northerly line of Barron Ranch Road per said subdivision map,

thence Northerly along a curve concave to the West having a radius of 325.00 feet, a central angle of 7° 25' 23" and an arc length of 42.11 feet,

thence N. 19° 16' 04" W., 149.77 feet,

thence Northerly along a tangent curve concave to the East having a radius of 275.00 feet, a central angle of 15° 02' 14", and an arc length of 72.17 feet,

thence N. 4° 13' 50" W., 70.95 feet,

thence N. 85° 46' 10" E., 49.71 feet to the POINT OF BEGINNING.

Contains 0.383 acres of land, more or less.

Parcel C

A parcel of land in the State of California, County of Tuolumne, in the East 1/2 of Section 2, Township 1 North, Range 15 East, M.D.M., and being those portions of Lot 36 and Lot 37 cross-hatched as access easements as shown in Volume 10 of Subdivisions at Page 68 in the office of the Tuolumne County Recorder, and more particularly described as follows:

Beginning at the Southeast corner of said Lot 36, also being the Northeast corner of said Lot 37,

thence Northerly along a curve concave to the East having a radius of 522.92 feet, a central angle of $3^{\circ} 21' 48''$, and an arc length of 30.70 feet, along the Easterly Right-of-Way line of the old Sierra Railroad,

thence S. $83^{\circ} 27' 19''$ W., 467.76 feet,

thence Northwesterly along a tangent curve concave to the Northeast having a radius of 25.00 feet, a central angle of $98^{\circ} 44' 40''$, and an arc length of 43.08 feet,

thence S. $2^{\circ} 11' 59''$ W., 111.29 feet, along the Easterly Right-of-Way line of Curtis Circle,

thence Northeasterly along a tangent curve concave to the Southeast having a radius of 25.00 feet, a central angle of $81^{\circ} 15' 20''$, and an arc length of 35.46 feet,

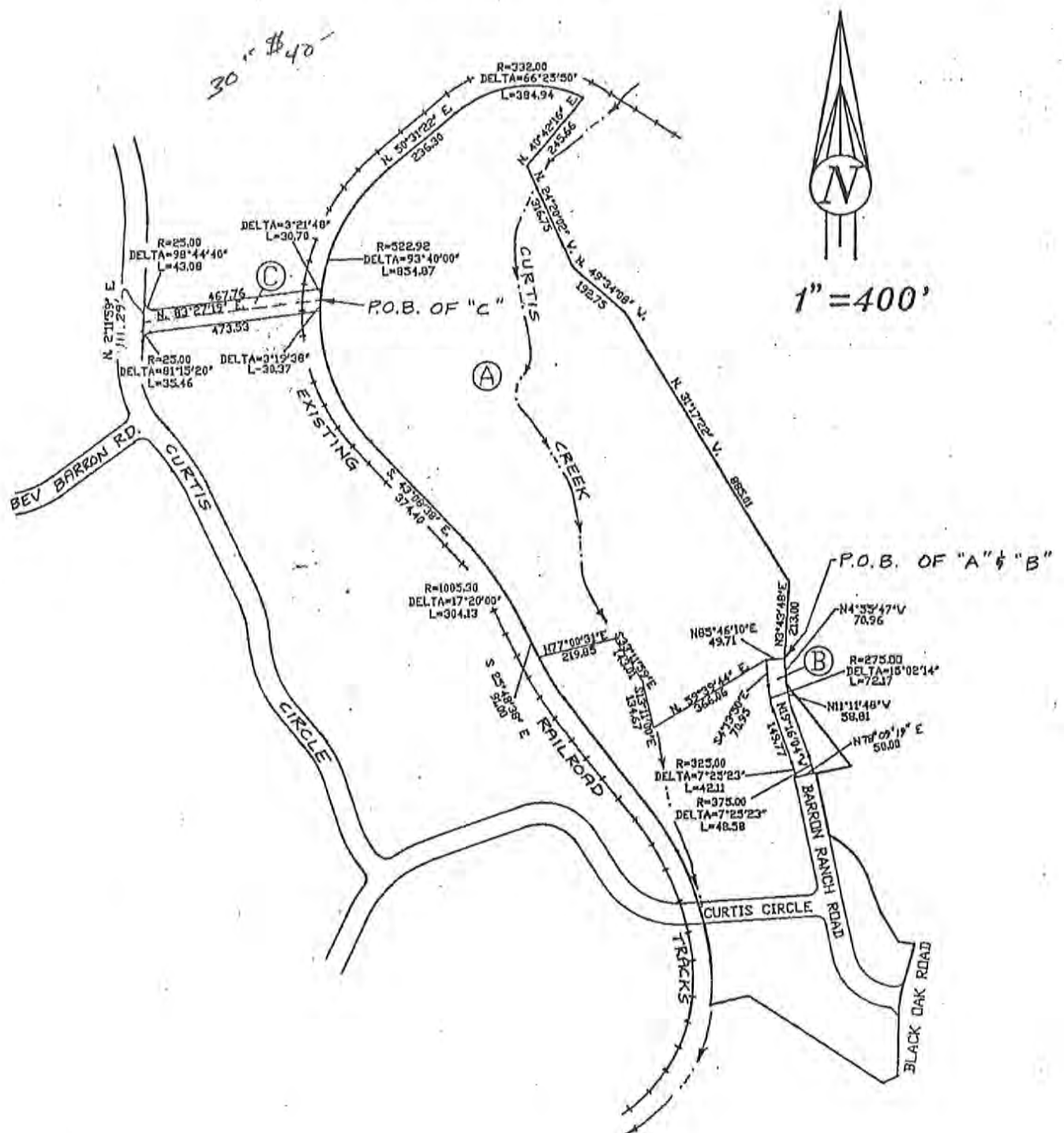
thence N. $83^{\circ} 27' 19''$ E., 474.53 feet,

thence Northerly along a curve concave to the East having a radius of 522.92 feet, a central angle of $3^{\circ} 19' 38''$, and an arc length of 30.37 feet, along the Easterly Right-of-Way line of the Old Sierra Railroad, to the POINT OF BEGINNING.

Contains 0.689 acres of land, more or less.

SERVICE AREAS FOR CURTIS CREEK RANCH UNIT 2

EXHIBIT B



No. 179-91



Filed

By

August 13, 1991
Leopoldo
Clerk of the Board of Supervisors

APPROVED

RESOLUTION

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE

WHEREAS, on the 24th day of June, 1991, the Tuolumne County Local Agency Formation commission did duly pass and adopt its Resolution No. 155 declaring its conditional approval for the establishment of County Service Area No. 40 in the unincorporated area of the County of Tuolumne under and pursuant to the provisions of the County Service Area Law, being Chapter 2.2 (commencing with Section 25210.1) of part 2 of Division 2 of Title 3 of the Government Code; and

WHEREAS, The Local Agency Formation Commission authorized the Board of Supervisors to complete the proceedings for the establishment of said County Service Area without notice, hearing or an election as permitted per Section 56837 of the Government Code; and

WHEREAS, all evidence, oral and documentary, in favor or opposition to the establishment of said County Service Area was considered.

NOW, THEREFORE, BE IT RESOLVED that this Board hereby establishes County Service Area No. 40 without an election, the boundaries of which are hereby determined and established as set forth in Exhibit "A", and shown in Exhibit "B", said Exhibits being attached hereto and by this reference made a part hereof and the services to be performed herein are hereby designated as road maintenance as herein found and determined as extended County services.

BE IT FURTHER RESOLVED that prior to recording the final subdivision map for Sunny Hill Subdivision and the establishment of an assessment fee, the developer's engineer shall submit the Engineer's Report and Maintenance Plan to the Department of Transportation and Engineering Services. The Engineer's Report shall include the final condition of the roads constructed, an inventory of the length, widths and appurtenances, a 20-year preventative maintenance plan which includes routine annual maintenance, long term preventative maintenance and administrative costs and a copy of a reproducible subdivision map showing the service area.

BE IT FURTHER RESOLVED that the assessment fee shall be established and funds deposited in the service area account for the purpose of meeting emergency needs during the first year, prior to recording the final subdivision map.

BE IT FURTHER RESOLVED that the County Service Area shall be governed by the provisions stated in the County Service Area Law.

BE IT FURTHER RESOLVED that, no property tax revenue shall be exchanged by reason of this formation.

BE IT FURTHER RESOLVED that, except where funds are otherwise available from service charges collected pursuant to Section 25210.77(a) of the Government Code, a tax sufficient to pay for all such services which are furnished on an extended basis, if allowed by law, will be annually levied upon all taxable property within the County Service Area.

ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON

August 13, 1991

AYES: 1st Dist.

Latelli

NOES: _____ Dist. _____

None

2nd Dist.

Compane

_____ Dist. _____

3rd Dist.

Marks

ABSENT: _____ Dist. _____

None

4th Dist.

Sergerson

_____ Dist. _____

5th Dist.

Halter

ABSTAIN: _____ Dist. _____

None

Thomas Ferguson
CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST: _____

G. J. Schwartz
Clerk of the board of Supervisors

VOL 1075 PAGE 131

No. 179-91



RATZLAFF & ASSOCIATES
229 S. SHEPHERD ST.
SCOTLAND, CA 95370
209-533-0344

Becker
Job # 90-43

March 22, 1991
Prepared by:
Don Ratzlaff, P.L.S. 4634
Lic. Exp.: 9/30/94

Page 1 of 2

EXHIBIT 'A'

All that real property located in the County of Tuolumne, State of California, being a portion of the N.E. 1/4 of Section 31, and a portion of the N.W. 1/4 of Section 32, T. 2N., R. 15E., M.D.M., and more particularly described as follows:

Beginning at a point which bears S 10' 43' 42" E, a distance of 669.19 feet, from the N.W. section corner of Section 32, being the S.E. property corner of Parcel 5B-2 as shown on that Parcel Map filed for record in the Office of the Tuolumne County Recorder on August 29, 1978 in Book 12 of Parcel Maps, page 75; thence along the following eight courses:

1st, N 35' 08' 52" W, a distance of 636.95 feet; thence

2nd, S 35' 00' 00" W, a distance of 376.75 feet; thence

3rd, S 20' 45' 00" E, a distance of 396.67 feet; thence

4th, along the arc of a curve to the right, tangent to the preceding course having a radius of 380.00 feet, and a central angle of 3' 48' 22", a distance of 25.24 feet; thence

5th, N 79' 50' 00" E, a distance of 184.66 feet; thence

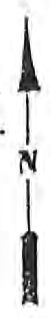
6th, N 64' 51' 21" E, a distance of 227.83 feet; thence

7th, N 19' 11' 31" E, a distance of 35.05 feet; thence

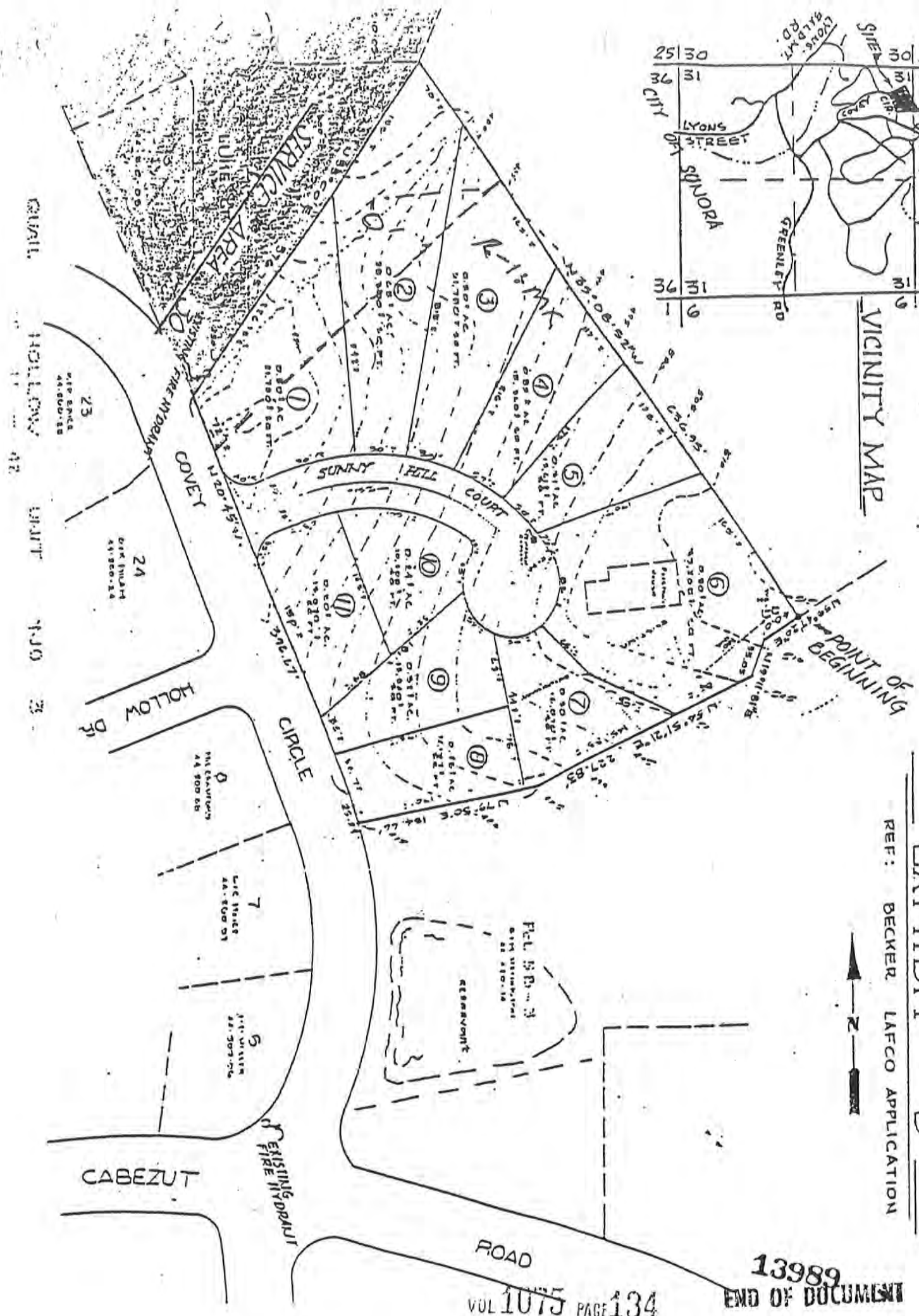
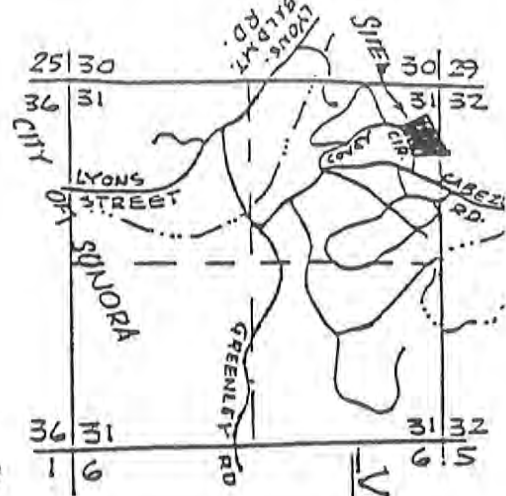
8th, N 59' 47' 20" E, a distance of 40.00 feet, to The Point of Beginning, containing 5.12 acres of land, more or less.

EXHIBIT B

REF: BECKER LAFCO APPLICATION



VICINITY MAP



13989
END OF DOCUMENT

APPROVED



Filed

January 25, 1992

By

L. J. Schwartz
Clerk of the Board of Supervisors

No.

40-92

RESOLUTION

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE

WHEREAS,

on the 27th day of January, 1992, the Tuolumne County Local Agency Formation commission did duly pass and adopt its Resolution No. 167 declaring its conditional approval for the establishment of County Service Area No. 42 in the unincorporated area of the County of Tuolumne under and pursuant to the provisions of the County Service Area Law, being Chapter 2.2 (commencing with Section 25210.1) of part 2 of Division 2 of Title 3 of the Government Code; and

WHEREAS, The Local Agency Formation Commission authorized the Board of Supervisors to complete the proceedings for the establishment of said County Service Area without notice, hearing or an election as permitted per Section 56837 of the Government Code; and

WHEREAS, all evidence, oral and documentary, in favor or opposition to the establishment of said County Service Area was considered.

NOW, THEREFORE, BE IT RESOLVED that this Board hereby establishes Meadow Oak Subdivision-County Service Area No. 42 without an election, the boundaries of which are hereby determined and established as set forth in Exhibit "A", and shown in Exhibit "B", said Exhibits being attached hereto and by this reference made a part hereof.

BE IT FURTHER RESOLVED that County Service Area No. 42 shall be for the purposes of providing routine annual maintenance and long term preventative maintenance of the road and administration of this County Service Area.

BE IT FURTHER RESOLVED that maintenance of the road is herein found and determined to be an Extended County Service.

BE IT FURTHER RESOLVED that prior to recording the final subdivision map and the establishment of an assessment fee, the developer's engineer shall submit the Engineer's Report and Maintenance Plan to the Department of Transportation and Engineering Services. The Engineer's Report shall include the final condition of the road constructed, an inventory of the length, widths and appurtenances, a 20-year preventative maintenance plan which includes routine annual maintenance, long term preventative maintenance and administrative costs and a copy of a reproducible subdivision map showing the service area.

BE IT FURTHER RESOLVED that the assessment fee shall be established and funds deposited in the service area account for the purpose of meeting emergency needs during the first year, prior to recording the final subdivision map.

BE IT FURTHER RESOLVED that the County Service Area shall be governed by the provisions stated in the County Service Area Law.

BE IT FURTHER RESOLVED that, no property tax revenue shall be exchanged by reason of this formation.

BE IT FURTHER RESOLVED that, except where funds are otherwise available from service charges collected pursuant to Section 25210.77(a) of the Government Code, a tax sufficient to pay for all such services which are furnished on an extended basis, if allowed by law, will be annually levied upon all taxable property within the County Service Area.

ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON February 15, 1992
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF
THE ORIGINAL ON FILE IN THIS OFFICE.

AYES: 1st Dist. [Signature]



2nd Dist. [Signature]

3rd Dist. [Signature]

4th Dist. [Signature]

5th Dist. [Signature]

[Signature]
Clerk of the Board of
Supervisors,
County of
Tuolumne

NOES: _____ Dist. None

ABSENT: _____ Dist. None

ABSTAIN: _____ Dist. None

[Signature]
CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST: [Signature]
Clerk of the board of Supervisors

EXHIBIT 'A'



RATZLAFF & ASSOCIATES
229 S. SHEPHERD ST.
SONORA, CA 95370
209-533-0344

Job # 91-29
Walker

September 27, 1991
Prepared by:
Don Ratzlaff, P.L.S. 4634
Lic. Exp.: 9/30/94

Page 1 of 2

All that real property located in the County of Tuolumne, State of California, described with reference to the United States Public Lands Surveys as a portion of the SW 1/4 of Section 26, Township 2 North, Range 14 East, M.D.M.; and more particularly described as Parcel A as shown on that Parcel Map filed for record in the Office of the Tuolumne County Recorder on September 6, 1983, in Book 19 of Parcel Maps at page 88. Said Parcel A is further described as follows:

BEGINNING at the most Northerly corner of said Parcel A and running, thence around the exterior boundary, the following 8 courses:

1st, S 23° 37' 27" E, a distance of 293.50 feet, to a point of cusp;

2nd, Westerly along the arc of a curve to the left, concave to the Southwest, tangent to a line which bears N 47° 06' 16" W, having a radius of 60.00 feet and a central angle of 66° 26' 42", a distance of 69.58 feet;

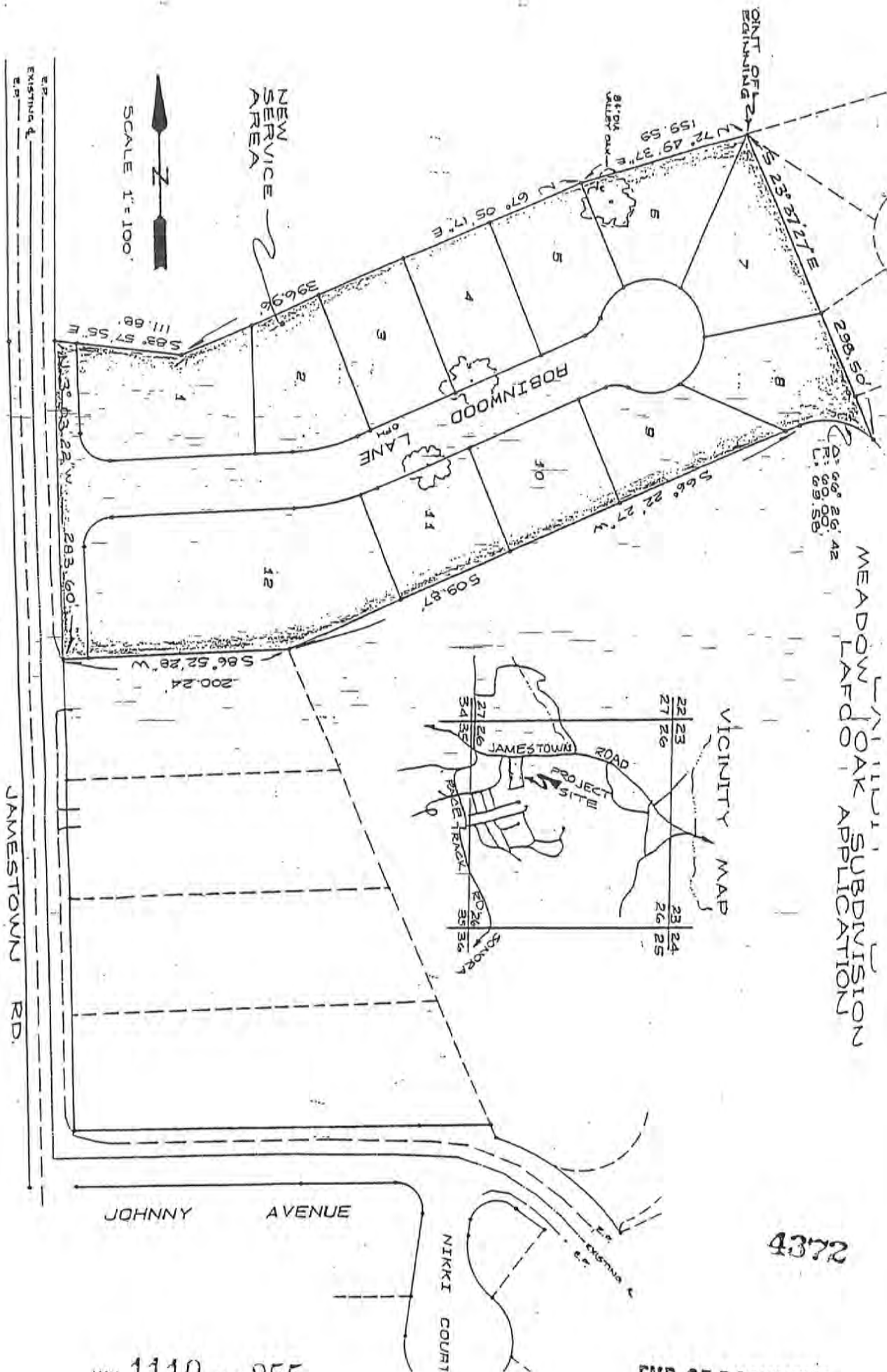
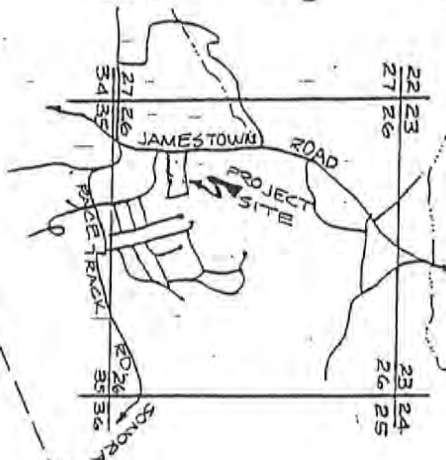
3rd, S 66° 22' 27" W, non-tangent to the preceding curve, a distance of 509.85 feet;

4th, S 86° 52' 28" W, a distance of 200.24 feet;

MEADOW LANE SUBDIVISION LAFD APPLICATION

4372

VICINITY MAP





Filed January 16, 1993
By [Signature]
Clerk of the Board of Supervisors

No. 18-93

RESOLUTION

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE

WHEREAS,

on the 25 day of January, 1993, the Tuolumne County Local Agency Formation commission did duly pass and adopt its Resolution No. 178 declaring its conditional approval for the establishment of County Service Area No. 45 in the unincorporated area of the County of Tuolumne under and pursuant to Section 25210.3a of the County Service Area Law, being Chapter 2.2 of part 2 of Division 2 of Title 3 of the Government Code; and

WHEREAS, The Local Agency Formation Commission authorized the Board of Supervisors to complete the proceedings for the establishment of said County Service Area without notice, hearing or an election as permitted per Section 56837(a) of the Government Code; and

WHEREAS, all evidence, oral and documentary, in favor or opposition to the establishment of said County Service Area was considered.

NOW, THEREFORE, BE IT RESOLVED that this Board hereby establishes County Service Area No. 45 without an election, the boundaries of which are hereby determined and established as set forth in Exhibit "A", and shown in Exhibit "B", said Exhibits being attached hereto and by this reference made a part hereof and the services to be performed herein are hereby designated as road maintenance and administration as herein found and determined as extended County services.

BE IT FURTHER RESOLVED that prior to recording the final subdivision map for Buena Oaks Estates and the establishment of an assessment fee, the developer's engineer shall submit the Engineer's Report and Maintenance Plan to the Department of Transportation and Engineering Services. The Engineer's Report shall include the final condition of the roads constructed, an inventory of the length, widths and appurtenances; a 20-year preventative maintenance plan which includes routine annual maintenance, long term preventative maintenance and administrative costs and a copy of a reproducible subdivision map showing the service area.

BE IT FURTHER RESOLVED that the assessment fee shall be established and funds deposited in the service area account for the purpose of meeting emergency needs during the first year, prior to recording the final subdivision map.

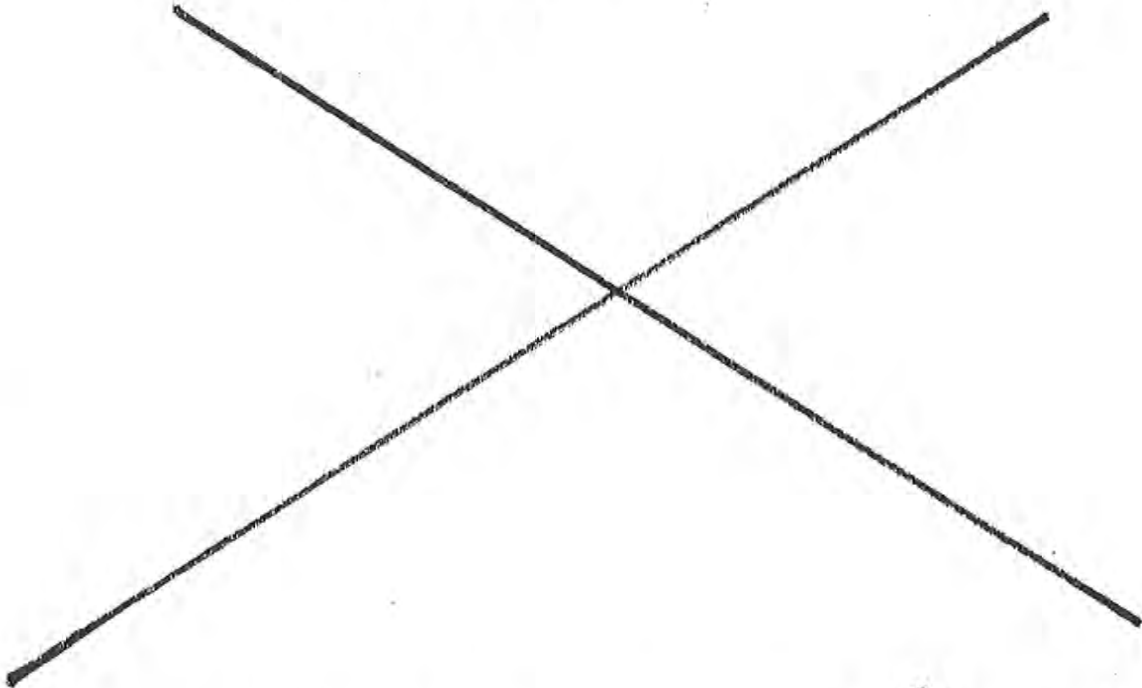
BE IT FURTHER RESOLVED that the effective date of this formation is

the date the Certificate of Completion is executed.

BE IT FURTHER RESOLVED that the County Service Area shall be governed by the provisions stated in the County Service Area Law.

BE IT FURTHER RESOLVED that, no property tax revenue shall be exchanged by reason of this formation.

BE IT FURTHER RESOLVED that, except where funds are otherwise available from service charges collected pursuant to Section 25210.77(a) of the Government Code, a tax sufficient to pay for all such services which are furnished on an extended basis, if allowed by law, will be annually levied upon all taxable property within the County Service Area.



ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON

February 16, 1993

AYES: 1st Dist. Rotelli

NOES: _____ Dist. None

2nd Dist. Campese

_____ Dist. _____

3rd Dist. Marks

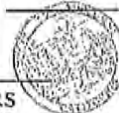
ABSENT: _____ Dist. None

4th Dist. DeBernardis

5th Dist. Johnson

ABSTAIN: _____ Dist. _____

Larry A. Rotelli
CHAIRMAN OF THE BOARD OF SUPERVISORS



ATTEST: 2/17/93
Ray Skuranta
Clerk of the Board of
Supervisors, County of
Tuolumne

ATTEST:

Ray Skuranta
Clerk of the board of Supervisors

No. 1893

EXHIBIT 'A'

A portion of the lands of Peterson, described in Volume 483, Page 204, Tuolumne County Official Records, being a portion of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 35, T 2 N, R 14 E, MDB & M, lying in an unincorporated area of the County of Tuolumne, State of California, more particularly described as follows:

Beginning at the northwesterly corner of said lands, which is marked by a 3/4" rebar, tagged LS 3159 and shown in Volume 5 of Parcel Maps, at Page 89, Tuolumne County records; thence S 89°48'18" E, 384.90 feet; thence S 00°09'32" E, 203.75 feet; thence N 89°36'03" W, 14.84 feet; thence S 00°20'19" W, 4.00 feet; thence N 88°46'38" W, 485.22 feet; thence N 29°58'00" E, 229.24 feet to the Point of Beginning, containing 2.071 Acres, more or less.

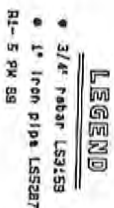


Prepared by:

Robert Graubeger
ROBERT GRAUBERGER, LS 5287

Date Prepared:

11-16-92



Client:	Scala
Peterson	1"
Date:	Sept
Nov. 1992	1

No.

64-06



Filed

By

June 13, 2006
Alicia L. Jamar
Clerk of the Board of Supervisors

RESOLUTION

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE

- WHEREAS, County Service Area No. 46 was established on April 13, 1993 by Tuolumne County Board of Supervisors Resolution No. 75-93 to provide Miscellaneous Extended Services associated with road maintenance and improvements, and
- WHEREAS, Chapter 3.16 (commencing with Section 3.16.010) of Title 3 of the Tuolumne County Ordinance Code provides for service charges for County Service Areas after the preparation of an Annual Report and the holding of a Public Hearing, and
- WHEREAS, Proposition 218 requires that an assessment ballot proceeding be held to determine whether such charges shall be assessed, and
- WHEREAS, a 2005/06 Annual Report regarding County Service Area No. 46 was prepared by the Tuolumne County Department of Public Works and submitted together with assessment ballots to the property owners within the district in accordance with the procedures set forth in Proposition 218, and
- WHEREAS, this report includes an estimate of the cost of providing the Extended Services determined upon by Resolution No. 75-93, and
- WHEREAS, said annual report has been submitted to the Board of Supervisors together with the results of the assessment ballot tabulation, and a duly noticed Public Hearing regarding said report was held on June 6, 2006, and
- WHEREAS, the Board of Supervisors, in accordance with the requirements of Proposition 218, has certified the tabulation of assessment ballots and determined that the property owners have rejected the parcel charges,
- NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors does hereby find and determine that the proceedings prior to the adoption of this Resolution are valid and pursuant to Proposition 218 and County Service Area law, being Chapter 2.2 (commencing with Section 25210.1) of Part 2 of Division 2 of Title 3 of the state Government Code.
- BE IT FURTHER RESOLVED that this Board of Supervisors does hereby approve and confirm said Annual Report and certifies said assessment ballot tabulation, and hereby authorizes the Director of Public Works to expend the budgeted amounts for emergency and scheduled work as needed.
- BE IT FURTHER RESOLVED that in Fiscal Year 2006/07 no parcels within County Service Area No. 46 shall be assessed a service charge.

ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON June 13, 2006.

AYES: 1st District

Bass

NOES:

District

2nd District

Maggi

District

3rd District

Vacant

ABSENT:

District

4th District

ThomsonVacant3rd

District

5th District

Pard

ABSTAIN:

District

Mark V. Jamar

Vice.

CHAIR OF THE BOARD OF SUPERVISORS

ATTEST:

Alicia L. Jamar, Clerk of the Board of Supervisors

No.

104-06

NO

**Benefit Apportionment Schedule
CSA #46 Mountain Ridge Estates**

Benefit Assessment Methodology

This paper presents the apportionment of costs for road maintenance services for individual parcels in County Service Area #46 based on benefit the parcel receives. The apportionment has been calculated in accordance with the Benefit Assessment Methodology approved by the Tuolumne Board of Supervisors.

Annual Revenue

The annual revenue required to fund road maintenance in CSA #46 is based on the Long-term Maintenance Plan as developed for this service area by a Professional Engineer.

Annual Revenue Requirement=	\$7,045
Number of Assessable Parcel=	13

Benefit Components

The revenue requirement is apportioned between three benefit components as shown below:

<u>Benefit Component</u>	<u>Type of Benefit</u>
1. Community	Common benefit
2. Zone	Road type and location
3. Road Usage	Distance and traffic

Community Component

The community component reflects the common benefits shared by the service area community as a whole. These common benefits are estimated as a fixed percentage of total benefit as shown below:

Community Component=	25.0%	\$7,045	=	\$1,761
----------------------	-------	---------	---	---------

The community component is apportioned uniformly and results in a uniform base charge as shown below:

<u>Community Component</u>	=	Uniform Base Charge	<u>\$1,761</u>	=	\$135
<u>Number of Parcels</u>			13		

Zone Component

The Zone component is determined as follows:

Annual Revenue Requirement	=	\$7,045
-Community Component	=	\$1,761
Zone Component	=	\$5,284

One road system currently exists in this service area. The zone component is the same for all parcels within the service area. Maintenance cost for the zone can be estimated according to the total length of road in the zone as shown below:

<u>Zone of Benefit</u>	<u>CSA Road Length</u>	<u>Percentage of CSA Total</u>	<u>Allocation to Zone</u>
Zone A	370 L.F.	100.00%	\$5,284
Total	370 L.F.	100.00%	\$5,284

Road Usage Component

Estimated road usage for each parcel is determined according to traffic and distance factors calculated for that parcel. These factors may change from year to year as the property is developed. Traffic and distance factors are shown on the Apportionment Schedule.

Apportionment Schedule

The attached Apportionment Schedule shows how the individual parcel assessments are calculated.

**County Service Area # 46
Mountain Ridge Estates
Apportionment Schedule 2006-07**

Lot No.	A.P. Number	Distance Factor*	Traffic Factor**	Road Use Factor	Parcel Allocation	Zone Cost	Road Use Component	Community Component	Parcel Assessment
1	56-660-01	0.072 x	10 =	0.72	0.72 / 24.20 x	\$5,284.00 =	\$157.11 +	\$135.00 =	\$292
2	56-660-02	0.053 x	10 =	0.53	0.53 / 24.20 x	\$5,284.00 =	\$115.77 +	\$135.00 =	\$251
3	56-660-03	0.121 x	10 =	1.21	1.21 / 24.20 x	\$5,284.00 =	\$264.61 +	\$135.00 =	\$400
4	56-660-04	0.229 x	10 =	2.29	2.29 / 24.20 x	\$5,284.00 =	\$500.28 +	\$135.00 =	\$635
5	56-660-05	0.229 x	10 =	2.29	2.29 / 24.20 x	\$5,284.00 =	\$500.28 +	\$135.00 =	\$635
6	56-660-06	0.222 x	10 =	2.22	2.22 / 24.20 x	\$5,284.00 =	\$483.75 +	\$135.00 =	\$619
7	56-660-07	0.229 x	10 =	2.29	2.29 / 24.20 x	\$5,284.00 =	\$500.28 +	\$135.00 =	\$635
8	56-660-08	0.229 x	10 =	2.29	2.29 / 24.20 x	\$5,284.00 =	\$500.28 +	\$135.00 =	\$635
9	56-660-09	0.229 x	10 =	2.29	2.29 / 24.20 x	\$5,284.00 =	\$500.28 +	\$135.00 =	\$635
10	56-660-10	0.229 x	10 =	2.29	2.29 / 24.20 x	\$5,284.00 =	\$500.28 +	\$135.00 =	\$635
11	56-660-11	0.229 x	10 =	2.29	2.29 / 24.20 x	\$5,284.00 =	\$500.28 +	\$135.00 =	\$635
22	56-660-12	0.136 x	10 =	1.36	1.36 / 24.20 x	\$5,284.00 =	\$297.69 +	\$135.00 =	\$433
23	56-660-13	0.212 x	10 =	2.12	2.12 / 24.20 x	\$5,284.00 =	\$463.07 +	\$135.00 =	\$598
13 Parcels		Total road use:		24.20	Zone Totals:		\$5,283.96	\$1,755.00	\$7,038

TRA 71-013

*Distance Factor is determined by distance between County road and farthest point of parcel by 5280 (1 mile).
 **Traffic Factor is based on zoning and parcel use.



County of Tuolumne
Local Agency Formation Commission

BEV SHANE, AICP
EXECUTIVE OFFICER

LARRY HOUSEBERG
Assistant Executive Officer
A. N. Francisco Building
48 West Yaney Street

MAILING:
2 South Green Street
Sonora, CA 95370
(209) 533-5611

1396/0253

RESOLUTION NO. 185

OF THE LOCAL AGENCY FORMATION COMMISSION

OF THE COUNTY OF TUOLUMNE, STATE OF CALIFORNIA

SPHERE OF INFLUENCE AND COUNTY SERVICE AREA NO. 50 FORMATION

RESOLUTION MAKING THE DETERMINATIONS TO)
RESCIND RESOLUTION NO.184, AND)
APPROVE THE FORMATION OF A SPHERE OF)
INFLUENCE AND COUNTY SERVICE AREA NO. 50)

WHEREAS, on the 24th day of April, 1995 the Tuolumne County Local Agency Formation Commission did duly pass and adopt its Resolution No. 184 declaring its conditional approval for the formation of a Sphere of Influence and County Service Area No 50, to provide road maintenance to the roads within Tentative Subdivision Map 91TSM-017 and/or to serve Tentative Parcel Map 84T-64; and

WHEREAS, Pursuant to Section 56857 of the Government Code, the Sierra Club, Tuolumne Group submitted a written request asking the Local Agency Formation Commission to reconsider Resolution No. 184 at their June 26, 1995 meeting, for the purpose of rescinding the Resolution until full Compliance with the California Environmental Quality Act (CEQA) has been attained; a new application is submitted correcting errors and inconsistencies; and the applicant and LAFCO Comply with the County of Tuolumne Policies for Formation of County Service Areas Created to Maintain and Improve Roads; and

WHEREAS, the Local Agency Formation Commission acknowledges that the Formation of County Service Area 50 is not exempt from the California Environmental Quality Act (CEQA), and that adoption of Resolution No. 184 was partly based upon the exemption; and

WHEREAS, the original application reviewed by Staff contained errors and inconsistencies; and

WHEREAS, the Local Agency Formation Commission has determined that the applicant and the Local Agency Formation Commission have substantially complied with the policies of the Board of Supervisors in regards to the preparation of the Engineers Report as a condition of approval of the formation of the County Service Area; and

WHEREAS, Section 56425 of the Government Code requires the commission to develop and determine the sphere of influence of each local government agency; and

WHEREAS, the proposal to create a sphere of influence and form County Service Area No. 50 was presented to this commission in the manner provided by law; and

WHEREAS, in accordance with State of California Environmental Quality Act, the Commission as a Responsible Agency has considered the Environmental Impact Report for the Yosemite Estates Development and has determined that the formation of County Service Area No. 50 will not have a significant adverse impact on the environment; and

WHEREAS, the proposal is consistent with the Cortese/Knox Local Government Reorganization Act of 1985 and the County Service Area law; and

WHEREAS, the present and planned land uses are consistent with the General Plan and zoning ordinance; and

WHEREAS, there is a probable need for road maintenance in the area; and

WHEREAS, the roads could provide adequate capacity and service in the area; and

WHEREAS, there are no conflicting special districts and the Sphere of Influence will overlap the Sphere of Influence of the Tuolumne Utilities District; and

WHEREAS, Assessor's Parcel No. 63-150-28 will not be served by a land division road; and

WHEREAS, Assessor's Parcel No. 63-150-39 is owned by the Bureau of Land Management and is not part of the land division; and

WHEREAS, the subject area is uninhabited; and

WHEREAS, the application to form the CSA was signed by all of the property owners; and

WHEREAS, there are no agencies to secure consent from for waiving the conducting authority proceedings for the formation of the CSA.

NOW, THEREFORE, the Tuolumne County Local Agency Formation Commission DOES HEREBY RESOLVE, DETERMINE, AND ORDER as follows:

1. This action rescinds and supersedes LAFCO Resolution 184.
2. As a condition of the grant of approval of the formation of County Service Area No. 50, and as a continuing condition of approval of the County Service Area (as applicable), Subdivider shall defend, indemnify (including attorney's fee and cost awards), and hold harmless the County of Tuolumne, Local Agency Formation Commission, its officers, agents, and employees from any and all claims, actions, proceedings arising out of the acts or omissions of subdivider or seeking to attack, set aside, void, or annul, a County approval concerning the formation. With respect to the Local Agency Formation Commission's approval, these obligations apply only to actions which are brought within the time period provided for in Government Code section 66499.37, and shall be conditioned on the County promptly notifying the subdivider of any such claim, action or proceeding and cooperate fully in the defense.
3. The Local Agency Formation Commission waives the conducting authority proceedings for the formation.
4. Said spheres is assigned the distinct designation of COUNTY SERVICE AREA NO. 50 SPHERES.
5. Said formation of County Service Area No 50 is approved.
6. Said formation is assigned the distinct designation of COUNTY SERVICE AREA NO. 50.
7. County Service Area No. 50 shall be for the purposes of providing routine annual maintenance and long term preventative maintenance of the access roads, and administration of this County Service Area.
8. The territory herein referred to is shown on Exhibit A.
9. No property revenue shall be exchanged as a result of this formation.
10. Prior to recordation of the Tentative Parcel Map 84T-64 and Tentative Subdivision Map 91TSM-17, the following shall be submitted to the Department of Public Works:
 - A. An Engineer's Report which includes, a 20-year preventative maintenance plan, cashflow analysis, and facilities inventory.
 - B. Reproducible mylar maps of the service area that include the boundary of the CSA, and the lots and roads within the CSA.
 - C. A non-refundable deposit to the service area in accordance with Policies for Formation of Service

Areas as adopted by the Board of Supervisors.

11. County Service Area No. 50 shall be governed by the provisions stated in the County Service Area Law.
12. A legal description describing the exterior boundary, excluding the areas of Assessor's Parcel Nos. 63-150-28 and 63-150-39 shall be submitted to the Executive Officer of the Local Agency Formation Commission prior to recording the Certificate of Completion.
13. The effective date of this formation of CSA NO. 50 shall be the date the Certificate of Completion is recorded.
14. The Executive Officer is hereby authorized to distribute copies of this resolution as provided in Section 56853 of the Government Code.

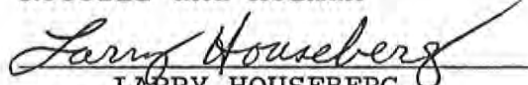
The foregoing resolution was duly passed and adopted by the LOCAL AGENCY FORMATION COMMISSION at the County of Tuolumne, State of California, at a regular meeting held on the 28th of August, 1995 by the following vote:

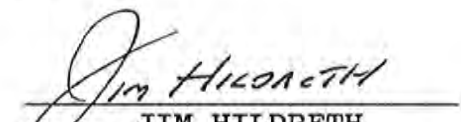
AYES: Sauls, Gerber and Hildreth

NOES: None ABSTAIN: None

ABSENT: Rotelli and Holman

ATTEST:


LARRY HOUSEBERG
Assistant Executive
Officer


JIM HILDRETH
Chairman
Local Agency Formation
Commission of the County
of Tuolumne

exclusive of
Assessor's Parcel Nos. 63-150-28
and 63-150-39

Larry Houseberg
Assistant Executive Officer
of the County of Tuolumne
Local Agency Formation Commission

Exhibit A
Benefit Apportionment Schedule
CSA #50, YOSEMITE ESTATES

24-May-99

Benefit Assessment Methodology

This paper presents the apportionment of costs for road maintenance services for individual parcels in County Service Area #50 based on benefit the parcel receives. The apportionment has been calculated in accordance with the Benefit Assessment Methodology approved by the Tuolumne Board of Supervisors.

Annual Revenue

The annual revenue required to fund road maintenance in CSA #50 is based on the Long-term Maintenance Plan as developed for this service area by a Professional Engineer.

Annual Revenue Requirement	=	\$22,992
Number of Assessable Parcels	=	22

Benefit Components

The revenue requirement is apportioned between three benefit components as shown below:

<u>Benefit Component</u>	<u>Type of Benefit</u>
1. Community	Common benefit
2. Zone	Road type and location
3. Road Usage	Distance and traffic

Community Component

The community component reflects the common benefits shared by the service area community as a whole. These common benefits are estimated as a fixed percentage of total benefit as shown below:

Community Component	=	25.0%	X	\$22,991.70	=	\$5,747.93
---------------------	---	-------	---	-------------	---	------------

The community component is apportioned uniformly and results in a uniform base charge as shown below:

<u>Community Component</u>	=	Uniform Base Charge	<u>\$5,747.93</u>	=	\$261.27
Number of Parcels			22		

Zone Component

The Zone component is determined as follows:

Annual Revenue Requirement	=	\$22,991.70
-Community Component	=	\$5,747.93
Zone Component	=	\$17,243.77

One road system currently exists in this service area. The zone component is the same for all parcels within the service area. Maintenance cost for the zone can be estimated according to the total length of road in the zone as shown below:

Zone of Benefit	CSA Road Length	Percentage of CSA Total	Allocation to Zone
Zone A	18,632 L.F.	100.00%	\$17,243.77
Total	18,632 L.F.	100.00%	\$17,243.77

Road Usage Component

Estimated road usage for each parcel is determined according to traffic and distance factors calculated for that parcel. These factors may change from year to year as the property is developed. Traffic and distance factors are shown on the Apportionment Schedule.

Apportionment Schedule

The attached Apportionment Schedule shows how the individual parcel assessments are calculated.

Monday, May 24, 1999 8:35 AM

APPORTIONMENT SCHEDULE FOR 1999/00 CSA #50 YOSEMITE ESTATES

Lot No.	A.P. Number	Distance Factor	Traffic Factor*	Road Use Factor	Parcel Allocation	Zone Cost	Road Use Component	Community Component	Parcel Assessment
1	63-150-24&26	0.498 x	10 =	4.98	4.98 / 390.99 x	\$17,243.77 =	\$219.68	+ \$261.27 =	\$480.95
2	63-150-24	0.498 x	10 =	4.98	4.98 / 390.99 x	\$17,243.77 =	\$219.68	+ \$261.27 =	\$480.95
3	63-150-24	0.355 x	10 =	3.55	3.55 / 390.99 x	\$17,243.77 =	\$156.61	+ \$261.27 =	\$417.88
4	63-150-24	1.042 x	10 =	10.42	10.42 / 390.99 x	\$17,243.77 =	\$459.40	+ \$261.27 =	\$720.67
5	63-150-24	0.928 x	10 =	9.28	9.28 / 390.99 x	\$17,243.77 =	\$409.28	+ \$261.27 =	\$670.55
6	63-150-24	1.250 x	10 =	12.50	12.50 / 390.99 x	\$17,243.77 =	\$551.28	+ \$261.27 =	\$812.55
7	63-150-24&26	1.525 x	10 =	15.25	15.25 / 390.99 x	\$17,243.77 =	\$672.39	+ \$261.27 =	\$933.66
8	63-150-26	2.591 x	10 =	25.91	25.91 / 390.99 x	\$17,243.77 =	\$1,142.65	+ \$261.27 =	\$1,403.92
9	63-150-24&26	2.576 x	10 =	25.76	25.76 / 390.99 x	\$17,243.77 =	\$1,135.97	+ \$261.27 =	\$1,397.24
10	63-150-26	2.591 x	10 =	25.91	25.91 / 390.99 x	\$17,243.77 =	\$1,142.65	+ \$261.27 =	\$1,403.92
11	63-150-26	2.462 x	10 =	24.62	24.62 / 390.99 x	\$17,243.77 =	\$1,085.85	+ \$261.27 =	\$1,347.12
12	63-150-26	2.652 x	10 =	26.52	26.52 / 390.99 x	\$17,243.77 =	\$1,169.38	+ \$261.27 =	\$1,430.65
13	63-150-26	2.652 x	10 =	26.52	26.52 / 390.99 x	\$17,243.77 =	\$1,169.38	+ \$261.27 =	\$1,430.65
14	63-150-04	2.652 x	10 =	26.52	26.52 / 390.99 x	\$17,243.77 =	\$1,169.38	+ \$261.27 =	\$1,430.65
15	63-150-04	2.652 x	10 =	26.52	26.52 / 390.99 x	\$17,243.77 =	\$1,169.38	+ \$261.27 =	\$1,430.65
16	63-150-24	1.913 x	10 =	19.13	19.13 / 390.99 x	\$17,243.77 =	\$843.62	+ \$261.27 =	\$1,104.89
17	63-150-24	2.083 x	10 =	20.83	20.83 / 390.99 x	\$17,243.77 =	\$918.80	+ \$261.27 =	\$1,180.07
18	63-150-24&26	2.121 x	10 =	21.21	21.21 / 390.99 x	\$17,243.77 =	\$935.50	+ \$261.27 =	\$1,196.77
19	63-150-24	1.705 x	10 =	17.05	17.05 / 390.99 x	\$17,243.77 =	\$751.74	+ \$261.27 =	\$1,013.01
20	63-150-24	1.780 x	10 =	17.80	17.80 / 390.99 x	\$17,243.77 =	\$785.15	+ \$261.27 =	\$1,046.42
21	63-150-24	1.288 x	10 =	12.88	12.88 / 390.99 x	\$17,243.77 =	\$567.98	+ \$261.27 =	\$829.25
22	63-150-24	1.288 x	10 =	12.88	12.88 / 390.99 x	\$17,243.77 =	\$567.98	+ \$261.27 =	\$829.25
22 Parcels		Total road use:		390.99	trip-miles	Zone Totals:	\$17,243.73	\$5,747.94	\$22,991.67

**Traffic Factor is based on zoning and parcel use.

No.

94-07



Filed

By

 July 10 2007
 Alicia L. Jamar
 Clerk of the Board of Supervisors

RESOLUTION

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE

- WHEREAS, County Service Area No. 52 was established on June 24, 1996 by Tuolumne County Board of Supervisors Resolution No. LAFCo 188 to provide Miscellaneous Extended Services associated with road maintenance and improvements, and
- WHEREAS, Chapter 3.16 (commencing with Section 3.16.010) of Title 3 of the Tuolumne County Ordinance Code provides for service charges for County Service Areas after the preparation of an Annual Report and the holding of a Public Hearing, and
- WHEREAS, Proposition 218 requires that an assessment ballot proceeding be held to determine whether such charges shall be assessed, and
- WHEREAS, a 2006/2007 Annual Report regarding County Service Area No. 52 was prepared by the Tuolumne County Department of Public Works and submitted together with assessment ballots to the property owners within the district in accordance with the procedures set forth in Proposition 218, and
- WHEREAS, this report includes an estimate of the cost of providing the Extended Services determined upon by Resolution No. LAFCo 188, and
- WHEREAS, said annual report has been submitted to the Board of Supervisors together with the results of the assessment ballot tabulation, and a duly noticed Public Hearing regarding said report was held on July 3, 2007, and
- WHEREAS, the Board of Supervisors, in accordance with the requirements of Proposition 218, has certified the tabulation of assessment ballots and determined that the property owners have rejected the parcel charges,
- NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors does hereby find and determine that the proceedings prior to the adoption of this Resolution are valid and pursuant to Proposition 218 and County Service Area law, being Chapter 2.2 (commencing with Section 25210.1) of Part 2 of Division 2 of Title 3 of the state Government Code.
- BE IT FURTHER RESOLVED that this Board of Supervisors does hereby approve and confirm said Annual Report and certifies said assessment ballot tabulation, and hereby authorizes the Director of Public Works to expend the budgeted amounts for emergency and scheduled work as needed.
- BE IT FURTHER RESOLVED that in Fiscal Year 2007/2008 no parcels within County Service Area No. 52 shall be assessed a service charge.

ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON July 10, 2007.

AYES: 1st District

Bass

NOES:

District

2nd District

Maffei

District

3rd District

Morrison

ABSENT:

District

4th District

Thornton

District

5th District

Rand

ABSTAIN:

District

 Mark V. Feltz
 CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST:

 Alicia L. Jamar
 Alicia L. Jamar, Clerk of the Board of Supervisors

No.

 94-07
 NO

Recorded at request of and return to
Tuolumne County
Local Agency Formation Commission
2 South Green Street
Sonora, CA 95370

DOCUMENT # BOOK PAGE
014957 1622 0149
TUOLUMNE COUNTY OFFICIAL RECORDS

RECORDED AT THE REQUEST OF
TUOLUMNE CO, LAFCO

AUG 27, 1999 1:31:53 PM
DAVID W WYNNE, RECORDER
OF PAGES: 4
FEE REC'D : \$0.00

CONFIRMED COPY



County of Tuolumne
Local Agency Formation Commission

BEV SHANE, AICP
EXECUTIVE OFFICER

LARRY HOUSEBERG
Assistant Executive Officer

A. N. Francisco Building
48 West Yancy Street
MAILING:
2 South Green Street
Sonora, CA 95370
(209) 533-5633
Fax (209) 533-5616

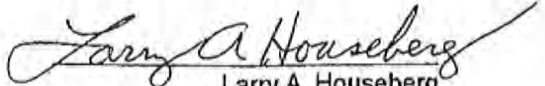
CERTIFICATE OF COMPLETION

I, Larry A. Houseberg, Assistant Executive Officer of the Tuolumne County Local Agency Formation Commission, hereby certify to the completion of the establishment of County Service Area No. 55 for the purposes of:

1. Providing routine annual maintenance and long term preventative maintenance of Vilas Lane from Lyons Bald Mountain Road, including the bridge crossing Sullivan Creek, to the south end of the turning bulb at the intersection of Vilas Lane with Hedy Lane and administration of the County Service Area; and
2. Providing routine annual maintenance and long term preventative maintenance of additional roads within County Service Area No. 55 and administration of this County Service Area, subject to approval of the Department of Public Works.

Reference is hereby made to the attached Tuolumne County Board of Supervisors Resolution No. 105-99 for a description of the territory involved, for the terms and conditions of approval, including the transfer of property tax revenue, and for other particulars regarding this action.

Dated: August 27, 1999


Larry A. Houseberg
LAFCO Assistant Executive Officer



No. 105-99

Filed

Aug 10, 1999

By

Edna M. Boush
Clerk of the Board of Supervisors

RESOLUTION

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE

WHEREAS, on the 3rd day of June, 1999, the Tuolumne County Local Agency Formation Commission did duly pass and adopt its Resolution No. 191 declaring its conditional approval for the establishment of County Service Area No. 55 in the unincorporated area of the County of Tuolumne under and pursuant to Section 25210.3a of the County Service Area Law, being Chapter 2.2 of part 2 of Division 2 of Title 3 of the Government Code; and

WHEREAS, on the 6th day of July, 1999, the Board of Supervisors did duly pass and adopt its Resolution No. 77-99 instituting the proceedings to establish County Service Area No. 55; and

WHEREAS, notice was given pursuant to Section 25210.16, of the Government Code; and

WHEREAS, all evidence, oral and documentary, in favor or opposition to the establishment of said County Service Area was considered.

NOW, THEREFORE, BE IT RESOLVED that, this Board hereby establishes County Service Area No. 55 without an election, the boundaries of which are hereby determined and established as shown in Exhibit "A", said Exhibit being attached hereto and by this reference made a part hereof and for the purposes of:

1. Providing routine annual maintenance and long term preventative maintenance of Vilas Lane from Lyons Bald Mountain Road, including the bridge crossing Sullivan Creek, to the south end of the turning bulb at the intersection of Vilas Lane with Hedy Lane and administration of the County Service Area; and
2. Providing routine annual maintenance and long term preventative maintenance of additional roads within County Service Area No. 55 and administration of this County Service Area, subject to approval of the Department of Public Works.

BE IT FURTHER RESOLVED that, as a condition of the grant of approval of County Service Area No. 55, and as continuing condition of approval of the County Service Area (as applicable), Applicant shall defend, indemnify, and hold harmless the County of Tuolumne, Local Agency Formation Commission, its officers, agents, and employees from any and all claims, actions, proceedings, or liability (including any attorney's fees and costs awards) arising out of the acts or omissions of the Applicant, its agents, employees, or contractors, or seeking to attack, set aside, void or annul, a Local Agency Formation Commission or County approval concerning the formation. With respect to the Local Agency Formation Commission's approval, acts or omissions of the Applicant, its agents, employees, or contractors, its obligation hereunder shall apply regardless of whether the Local Agency Formation Commission or County prepared, supplied, or approved plans, specifications or both. If the defense right is exercised, the County Counsel shall have the absolute right to approve any and all counsel employed to defend the County. To the extent the County uses any of its resources to respond to such claim, action or proceeding, or to assist the

defense, the Applicant will reimburse County upon demand. Such resources include, but are not limited to, staff time, court costs, County Counsel's time at its regular rate for non-County agencies, or any other direct or indirect cost associated with responding to, or assisting in defense of, the claim, action, or proceedings.

BE IT FURTHER RESOLVED that, prior to execution and recording the certificate of completion, the following shall be submitted to the Department of Public Works:

- A. An Engineer's Report which includes a 20-year preventative maintenance plan, cashflow analysis, and facilities inventory.
- B. Reproducible mylar maps of the service area that include the boundary of the CSA, and the lots and roads within the CSA.
- C. A non-refundable deposit to the service area in accordance with Policies for Formation of Service Areas as adopted by the Board of Supervisors.

BE IT FURTHER RESOLVED that the effective date of this formation is the date the Certificate of Completion is recorded.

BE IT FURTHER RESOLVED that County Service Area No.55 shall be governed by the provisions stated in the County Service Area Law.

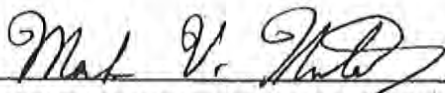
BE IT FURTHER RESOLVED that no property tax revenue shall be exchanged by reason of this formation.

BE IT FURTHER RESOLVED that except where funds are otherwise available from service charges collected pursuant to Section 25210.77(a) of the Government Code, a tax sufficient to pay for all such services which are furnished on an extended basis, if allowed by law, will be annually levied upon all taxable property within the County Service Area.

ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON

Aug 10, 1999.

AYES:	1st Dist <u>Rotelli</u>	NOES:	Dist <u>none</u>
	2nd Dist <u>Ratzlaff</u>		Dist _____
	3rd Dist <u>Sylvester</u>	ABSENT:	Dist <u>none</u>
	4th Dist <u>Thornton</u>	ABSTAIN:	Dist _____
	5th Dist <u>Pland</u>		Dist <u>none</u>

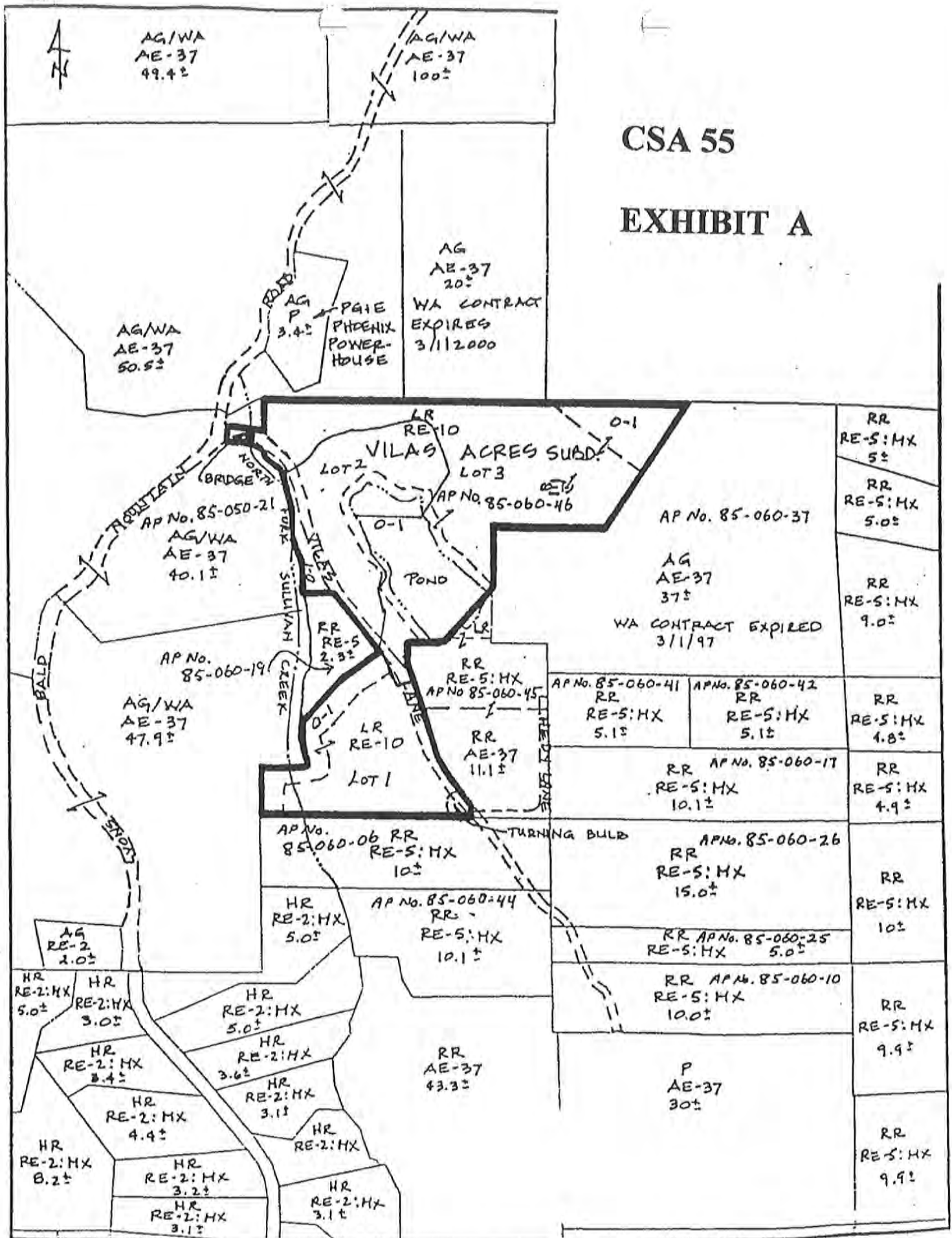


CHAIRMAN OF THE BOARD OF SUPERVISORS

Attest: Edna M. Bowcutt
Clerk of the Board

No. 105-99

EXHIBIT A



No. 116-03



Filed 8/5 2003
By Alicia L. Jamar
Clerk of the Board of Supervisors

RESOLUTION

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE

WHEREAS, County Service Area No. 55 was established on June 3, 1999 by Tuolumne County Board of Supervisors Resolution No. 105-99 to provide Miscellaneous Extended Services associated with road maintenance and improvements, and

WHEREAS, Chapter 3.16 (commencing with Section 3.16.010) of Title 3 of the Tuolumne County Ordinance Code provides for service charges for County Service Areas after the preparation of an Annual Report and the holding of a Public Hearing, and

WHEREAS, Proposition 218 requires that an assessment ballot proceeding be held to determine whether such charges shall be assessed, and

WHEREAS, a 2002/03 Annual Report regarding County Service Area No. 55 was prepared by the Tuolumne County Department of Public Works and submitted together with assessment ballots to the property owners within the district in accordance with the procedures set forth in Proposition 218, and

WHEREAS, this report includes an estimate of the cost of providing the Extended Services determined upon by Resolution No. 105-99, and

WHEREAS, said annual report has been submitted to the Board of Supervisors together with the results of the assessment ballot tabulation, and a duly noticed Public Hearing regarding said report was held on July 15, 2003, and

WHEREAS, the Board of Supervisors, in accordance with the requirements of Proposition 218, has certified the tabulation of assessment ballots and determined that the property owners have rejected the parcel charges,

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors does hereby find and determine that the proceedings prior to the adoption of this Resolution are valid and pursuant to Proposition 218 and County Service Area law, being Chapter 2.2 (commencing with Section 25210.1) of Part 2 of Division 2 of Title 3 of the state Government Code.

BE IT FURTHER RESOLVED that this Board of Supervisors does hereby approve and confirm said Annual Report and certifies said assessment ballot tabulation, and hereby authorizes the Director of Public Works to expend the budgeted amounts for emergency and scheduled work as needed.

BE IT FURTHER RESOLVED that in Fiscal Year 2003/04 no parcels within County Service Area No. 55 shall be assessed a service charge.

ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON 8/5 2003.

AYES: 1st District	<u>Rotelli</u>	NOES:	_____	District	_____
2nd District	<u>Maffei</u>		_____	District	_____
3rd District	<u>Petersen</u>	ABSENT:	_____	District	_____
4th District	<u>Morton</u>		_____	District	_____
5th District	<u>Hand</u>	ABSTAIN:	_____	District	_____

Mark V. Jamar
CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST: Alicia L. Jamar
Alicia L. Jamar, Clerk of the Board of Supervisors

No. 116-03
NO

Exhibit A
Benefit Apportionment Schedule
CSA #55 Vilas Lane

5/29/2003

Benefit Assessment Methodology

This paper presents the apportionment of costs for road maintenance services for individual parcels in County Service Area #55 based on benefit the parcel receives. The apportionment has been calculated in accordance with the Benefit Assessment Methodology approved by the Tuolumne Board of Supervisors.

Annual Revenue

The annual revenue required to fund road maintenance in CSA #55 is based on the Long-term Maintenance Plan as revised for this service area by a Professional Engineer.

$$\begin{array}{rcl} \text{Annual Revenue Requirement} & = & \$5,052 \\ \text{Number of Assessable Parcels} & = & 3 \end{array}$$

Benefit Components

The revenue requirement is apportioned between three benefit components as shown below:

<u>Benefit Component</u>	<u>Type of Benefit</u>
1. Community	Common benefit
2. Zone	Road type and location
3. Road Usage	Distance and traffic

Community Component

The community component reflects the common benefits shared by the service area community as a whole. These common benefits are estimated as a fixed percentage of total benefit as shown below:

$$\text{Community Component} = 25.0\% \times \$5,052 = \$1,263$$

The community component is apportioned uniformly and results in a uniform base charge as shown below:

$$\frac{\text{Community Component}}{\text{Number of Parcels}} = \text{Uniform Base Charge} \quad \frac{\$1,263}{3} = \$421$$

Zone Component

The Zone component is determined as follows:

$$\begin{array}{rcl} \text{Annual Revenue Requirement} & = & \$5,052 \\ - \text{Community Component} & = & \$1,263 \\ \hline \text{Zone Component} & = & \$3,789 \end{array}$$

One road system currently exists in this service area. The zone component is the same for all parcels within the service area. Maintenance cost for the zone can be estimated according to the total length of road in the zone as shown below:

Zone of Benefit	CSA Road Length	Percentage of CSA Total	Allocation to Zone
Zone A	2,260 L.F.	100%	\$3,789
Total	2,260 L.F.	100%	\$3,789

Road Usage Component

Estimated road usage for each parcel is determined according to traffic and distance factors calculated for that parcel. These factors may change from year to year as the property is developed. Traffic and distance factors are shown on the Apportionment Schedule.

Apportionment Schedule

The attached Apportionment Schedule shows how the individual parcel assessments are calculated.

BENEFIT APPORTIONMENT SCHEDULE

CSA #55 VILAS LANE

Zone A

Lot No.	A.P. No.	Distance from Co. Rd.	Distance Factor	Traffic Factor	Road Use Factor	Parcel Allocation	Zone Cost	Road Use Component	Community Component	Parcel Charge
1	85-060-47	2100	0.398	x 10 =	3.977	3.977 / 9.2	x \$3,789 =	\$1,640.53	+ \$421.00 =	\$2,061.53
2	85-060-48	1300	0.246	x 10 =	2.462	2.462 / 9.2	x \$3,789 =	\$1,015.56	+ \$421.00 =	\$1,436.56
3	85-060-49	1450	0.275	x 10 =	2.746	2.746 / 9.2	x \$3,789 =	\$1,132.75	+ \$421.00 =	\$1,553.75
Parcels:		3	Total road use:			9.186 trip-miles	Zone Totals:	\$3,788.84	\$1,263.00	\$5,051.84

Traffic factor based on zoning and usage.

Distance factor determined by dividing distance from County Road by 5280 (1 mile).

RESOLUTION NO. 208
OF THE LOCAL AGENCY FORMATION COMMISSION
OF THE COUNTY OF TUOLUMNE, STATE OF CALIFORNIA
DAVID TURNER
FORMATION OF GRANITE RIDGE COUNTY SERVICE AREA NO. 61

**RESOLUTION MAKING THE DETERMINATIONS AND APPROVING THE FORMATION OF
GRANITE RIDGE COUNTY SERVICE AREA NO. 61**

- WHEREAS, in accordance with Section 15096 of the State CEQA Guidelines, as a Responsible Agency in considering Negative Declarations, the Commission has reviewed the Negative Declaration prepared for Tentative Subdivision Map 03TSM-141(1) and found that it does not identify any adverse environmental impacts associated with the formation of Granite Ridge County Service Area No. 61 and its Sphere of Influence. Therefore, the formation of Granite Ridge County Service Area No. 61 and its Sphere of Influence will not have an adverse impact on the environment; and
- WHEREAS, all of the affected owners of land signed the application that allows the waiving of the protest hearing proceedings; and
- WHEREAS, the County Service Area Coordinator consented to the waiver of the protest proceedings; and
- WHEREAS, the County Service Area Coordinator recommended that Lot 6 be removed from the proposal, because this lot will not use the interior subdivision road; and
- WHEREAS, the information provided on the application form has been considered by the Commission; and
- WHEREAS, the Commission has determined that the applicant and the Local Agency Formation Commission have substantially complied with the policies of the Board of Supervisors in regards to the preparation of the Engineer's Report as a condition of approval of the formation of the Granite Ridge County Service Area No. 61; and
- WHEREAS, the proposal is consistent with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 and the County Service Area law; and
- WHEREAS, the present and planned land uses are consistent with the General Plan and zoning ordinance; and
- WHEREAS, there is a probable need for maintenance of the interior road within Granite Ridge Subdivision; and
- WHEREAS, the formation of Granite Ridge County Service Area No. 61 will provide a mechanism for the interior road within Granite Ridge Subdivision to be maintained to provide adequate capacity and service in the area; and
- WHEREAS, there are no conflicting special districts and the Sphere of Influence will overlap the Sphere of Influence of the Tuolumne Utilities District and County Service Area No. 21; and
- WHEREAS, this site is deemed uninhabited pursuant to Section 56146 of the California Government Code; and

WHEREAS, the parcels do not have prime agricultural land pursuant to Section 56146 of the California Government Code; and

WHEREAS, formation of the Granite Ridge County Service Area No. 61 will assist the County with its fair share housing needs; and

WHEREAS, the Local Agency Formation Commission waves the protest proceedings pursuant to Section 56663 of the Government Code for the aforementioned formation;

NOW, THEREFORE, IT IS RESOLVED that this Tuolumne County Local Agency Formation Commission does hereby approve the formation of Granite Ridge County Service Area No. 61, excluding Lot 6, subject to the following conditions:

1. As a condition of the grant of approval of Granite Ridge County Service Area No. 61, and as continuing condition of approval of the County Service Area (as applicable), Subdivider shall defend, indemnify, and hold harmless the County of Tuolumne, Local Agency Formation Commission, its officers, agents, and employees from any and all claims, actions, proceedings, or liability (including any attorney's fees and costs awards) arising out of the acts or omissions of Subdivider, its agents, employees, or contractors, or seeking to attack, set aside, void or annul, a Local Agency Formation Commission or County approval concerning the formation. With respect to the Local Agency Formation Commission's approval, acts or omissions of the Subdivider, its agents, employees, or contractors, its obligation hereunder shall apply regardless of whether the Local Agency Formation Commission or County prepared, supplied, or approved plans, specifications or both. With respect to the Local Agency Formation Commission's approval of Granite Ridge County Service Area No. 61, this obligation shall also extend to any contention the subdivision approval is defective because a county ordinance, resolution, policy, standard, or plan is not in compliance with local, state or federal law. If the defense right is exercised, the County Counsel shall have the absolute right to approve any and all counsel employed to defend the County. To the extent the County uses any of its resources to respond to such claim, action or proceeding, or to assist the defense, the Subdivider will reimburse County upon demand. Such resources include, but are not limited to, staff time, court costs, County Counsel's time at its regular rate for non-County agencies, or any other direct or indirect cost associated with responding to, or assisting in defense of, the claim, action, or proceedings. With respect to the County's approval, this obligation applies only to actions or proceedings brought within the time period provided for in Government Code Section 66499.37, and is conditioned on the County promptly notifying the Subdivider of any claim, action, or proceeding and cooperating fully in the defense.
2. The County Service Area shall be called Granite Ridge County Service Area No. 61.
3. Granite Ridge County Service Area No. 61 shall be for the purposes of providing routine annual maintenance and long term preventative maintenance of the interior road within Granite Ridge Subdivision and administration of this County Service Area. No new or different function or class of service shall be provided, except upon approval by the Local Agency Formation Commission.
4. Prior to execution and recording the certificate of completion, the following shall be submitted to the Department of Public Works:
 - A. An Engineer's Report, which includes a 20-year preventative maintenance plan, cash flow analysis, and facilities inventory for the interior roads within Granite Ridge Subdivision.
 - B. Reproducible mylar maps of the service area that include the boundary of the CSA, all lots except lot 6, and road within the CSA.
 - C. A non-refundable deposit to the service area in accordance with Policies for Formation of Service Areas as adopted by the Board of Supervisors.

5. The Granite Ridge County Service Area No. 61 shall be governed by the provisions stated in the County Service Area Law.
6. The territory herein referred to is shown on Exhibit A.
7. No property tax allocation shall be transferred as a result of this annexation.
8. Except where funds are otherwise available from service charges collected pursuant to Section 25210.77(a) of the Government Code, a tax sufficient to pay for all maintenance of the interior roads and street lighting within Granite Ridge Subdivision which is furnished on an extended basis, if allowed by law, will be annually levied upon all taxable property within the boundaries of Granite Ridge Subdivision.
9. Prior to signing the Certificate of Completion, the owner of the property subject to the County Service Area shall submit to the Local Agency Formation Commission, the State Board of Equalization fees, and a boundary map and legal description meeting the requirements of the State Board of Equalization, prepared and stamped by a Licensed Land Surveyor or Civil Engineer.
10. The effective date of this formation of Granite Ridge CSA No. 61 shall be the date the Certificate of Completion is recorded.

The foregoing resolution was duly passed and adopted by the Local Agency Formation Commission at the County of Tuolumne, State of California, at a regular meeting held on the 31st of January, 2005, by the following vote:

Resolution No. 208

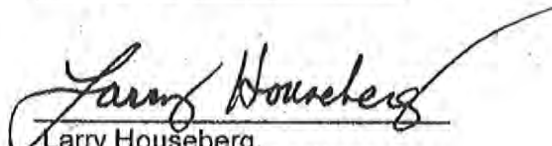
AYES: Commissioners Chairman Sauls, Vice Chair Bass, Anderson, Russell and Thornton

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

ATTEST:


Larry Houseberg,
Assistant Executive Officer

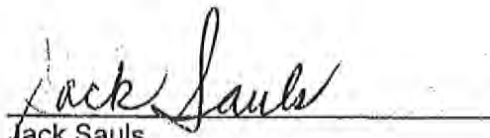
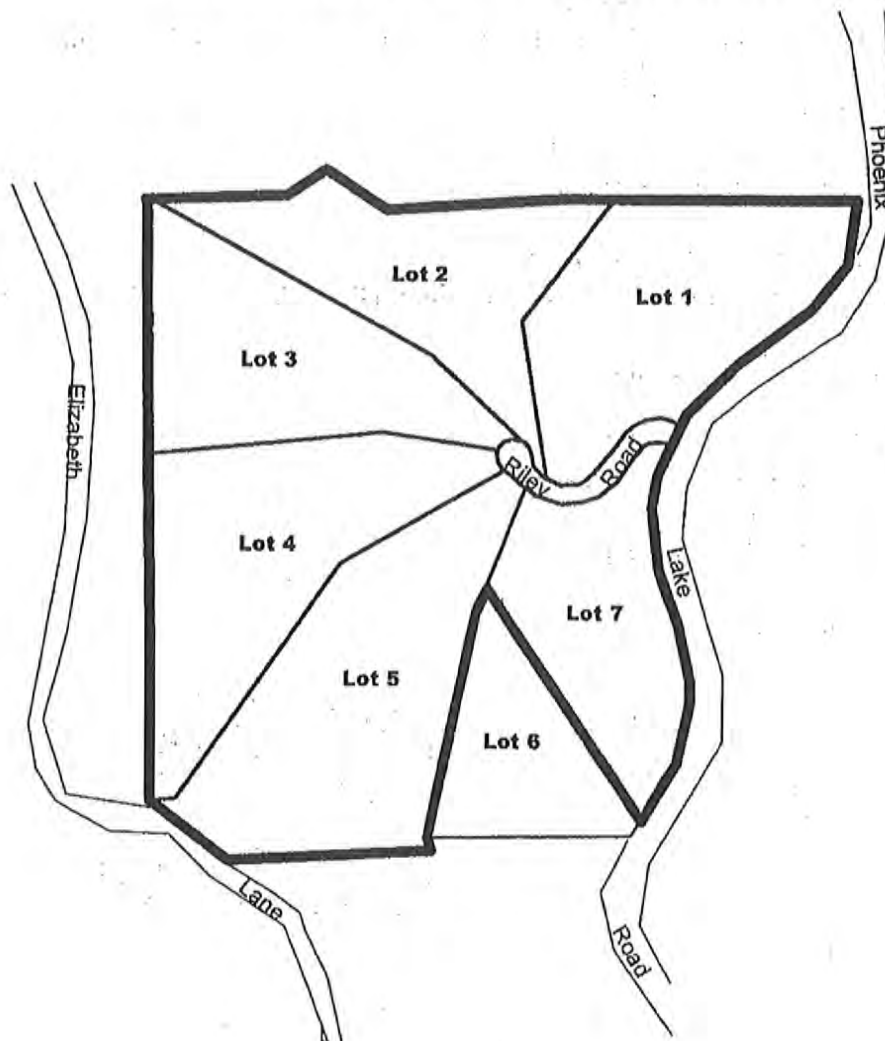

Jack Sauls,
Chairman



Exhibit 'A'

CSA NO.61
GRANITE RIDGE SUBDIVISION



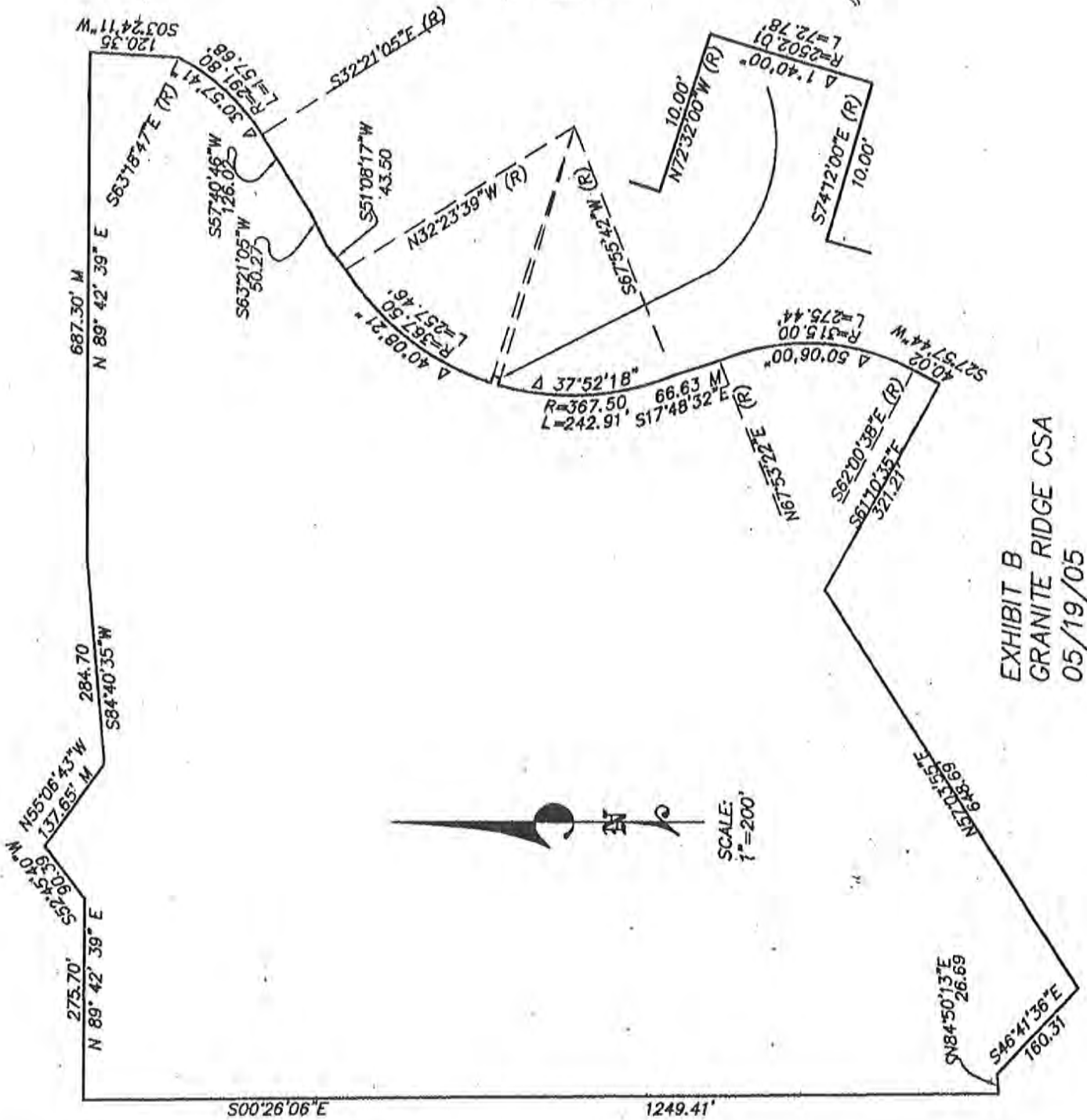


Exhibit A, Page 2,
Legal Description
Granite Ridge CSA
May 19, 2005

NORTH 74°12' 00" WEST a distance of 10.00 feet;
from a tangent bearing NORTH 15°48' 00" EAST along a curve to the left of radius 367.50 feet through a
central angle of 37°52' 18" an arc distance of 242.91 feet;
SOUTH 17°48' 32" EAST a distance of 66.63 feet;
from a tangent bearing SOUTH 22°06' 38" EAST along a curve to the right of radius 315.00 feet through a
central angle of 50°06' 00" an arc distance of 275.44 feet;
SOUTH 27°57' 44" WEST a distance of 40.02 feet;

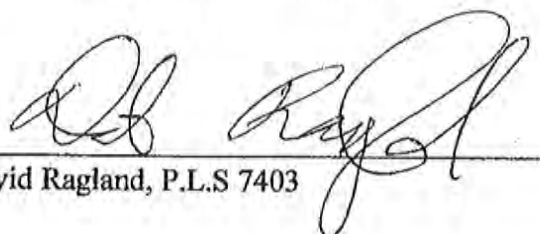
thence leaving the boundary of said 30 RS 43;

NORTH 61°10' 35" WEST a distance of 321.21 feet;
SOUTH 57°03' 55" WEST a distance of 648.69 feet to a point on the boundary of said 14 PM 83;

thence along the boundary of said 14 PM 83;

NORTH 46°41' 36" WEST a distance of 160.31 feet;
SOUTH 84°50' 13" WEST a distance of 26.69 feet;
NORTH 00°26' 06" WEST a distance of 1249.41 feet;
to THE TRUE POINT OF BEGINNING of this description;

Containing 29.6979 acres more or less.


David Ragland, P.L.S 7403



RESOLUTION NO. 304
OF THE LOCAL AGENCY FORMATION COMMISSION
OF THE COUNTY OF TUOLUMNE, STATE OF CALIFORNIA
TO DISSOLVE THE

JUPITER SUBDIVISION UNIT 1 COUNTY SERVICE AREA (CSA) NO. 4, LAKE DON PEDRO UNITS 4 AND 5 CSA NO. 8, CURTIS CREEK RANCH UNIT 2 CSA NO. 31, SUNNY HILL SUBDIVISION CSA NO. 40, BUENA OAKS ESTATES CSA NO. 45, MOUNRAIN RIDGE ESTATES CSA NO. 46, YOSEMITE ESTATES CSA NO. 50, GINA AVENUE CSA NO. 52, VILAS LANE CSA NO. 55 AND GRANITE RIDGE SUBDIVISION CSA NO. 61 AND ASSOCIATED SPHERES OF INFLUENCE

WHEREAS, dissolving the Jupiter Subdivision Unit 1 County Service Area (CSA) No. 4, Lake Don Pedro Units 4 and 5 CSA No. 8, Curtis Creek Ranch Unit 2 CSA No. 31, Sunny Hill Subdivision CSA No. 40, Buena Oaks Estates CSA No. 45, Mountain Ridge Estates CSA No. 46, Yosemite Estates CSA No. 50, Gina Avenue CSA No. 52, Vilas Lane CSA No. 55, and Granite Ridge Subdivision CSA No. 61 and their respective Spheres of Influence is categorically exempt from review under the California Environmental Quality Act (CSQA) pursuant to Section 15320 of the State CEQA Guidelines because that the proposal consists of changes in the organization of local governmental agencies where the changes do not alter the geographical area in which previously existing powers are exercised; and

WHEREAS, this resolution is a proposal for change of organization pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, Division 3 of Title 3 of the Government Code of California (commencing with Section 56000), and

WHEREAS, On July 19, 2005, LAFCo adopted Resolution No. 100-05, approving the 2004/2005 Annual Report for Yosemite Estates CSA No. 50, confirming the report's determination that CSA No. 50 was inactive, and authorized the Director of Public Works to expend the remaining budget of the CSA for emergency and scheduled work as needed; and

WHEREAS, On December 9, 2013, the Local Agency Formation Commission (LAFCo) adopted Resolution No. 277, approving the 2013 Municipal Service Review (MSR) study of numerous CSAs, including CSA 4, CSA 8, CSA 31, CSA 40, CSA 45, CSA 46, CSA 52, CSA 55, and CSA 61, and determined that these districts should be considered for dissolution pursuant to Government Code Section 56375; and

WHEREAS, the territory herein referred to and shown as the attached "Exhibits," include:

- Jupiter Subdivision Unit 1 CSA No. 4, shown as Exhibit A.
- Lake Don Pedro Units 4 and 5 CSA No. 8, shown as Exhibit B.
- Curtis Creek Ranch Unit 2 CSA No. 31, shown as Exhibit C.
- Sunny Hill Subdivision CSA No. 40, shown as Exhibit D.
- Buena Oaks CSA No. 45, shown as Exhibit E.
- Mountain Ridge Estates CSA No. 46, shown as Exhibit F.
- Yosemite Estates CSA No. 50, shown as Exhibit G.
- Gina Avenue CSA No. 52, shown as Exhibit H.
- Vilas Lane CSA No. 55, shown as Exhibit I.
- Granite Ridge Subdivision CSA No. 61, shown as Exhibit J.

WHEREAS, pursuant to Government Code Section 56375, LAFCO has the authority to dissolve these county service areas, finding that these county service areas are non-functioning; and

WHEREAS, the purpose of dissolution is to remove entities that have been inactive for many years; and

WHEREAS, the sphere of influence of each of the aforementioned districts is the same as the district; and

WHEREAS, an insufficient number of written protests signed by property owners and registered voters was submitted prior to the closing of the hearing to require an election or to terminate the dissolution process.

NOW, THEREFORE, BE IT RESOLVED that the County of Tuolumne Local Agency Formation Commission does hereby resolve, determine and order as follows:

County Service Area Nos. 4, 8, 31, 40, 45, 46, 50, 52, 55, 61, and their associated spheres of influence are hereby dissolved, pursuant to Government Code Section 56375.

* * * * *

The foregoing resolution was duly passed and adopted by the Local Agency Formation Commission at the County of Tuolumne, State of California, at a regular meeting held on January 8, 2024, by the following vote:

AYES: Commissioners _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

ATTEST: _____
Quincy Yaley, AICP,
Executive Officer

Steve Arreguin,
Chairperson

Exhibit A

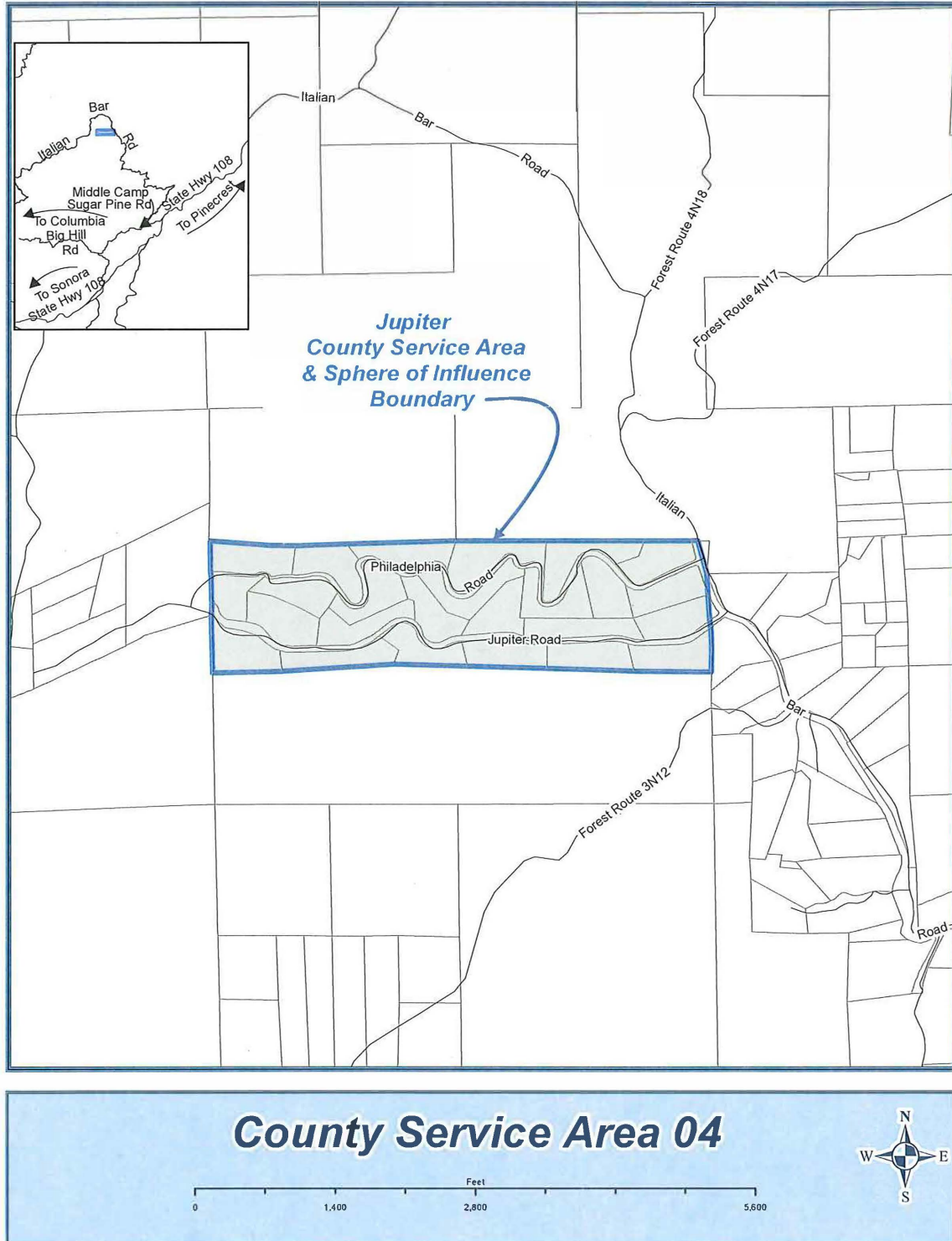


Exhibit B

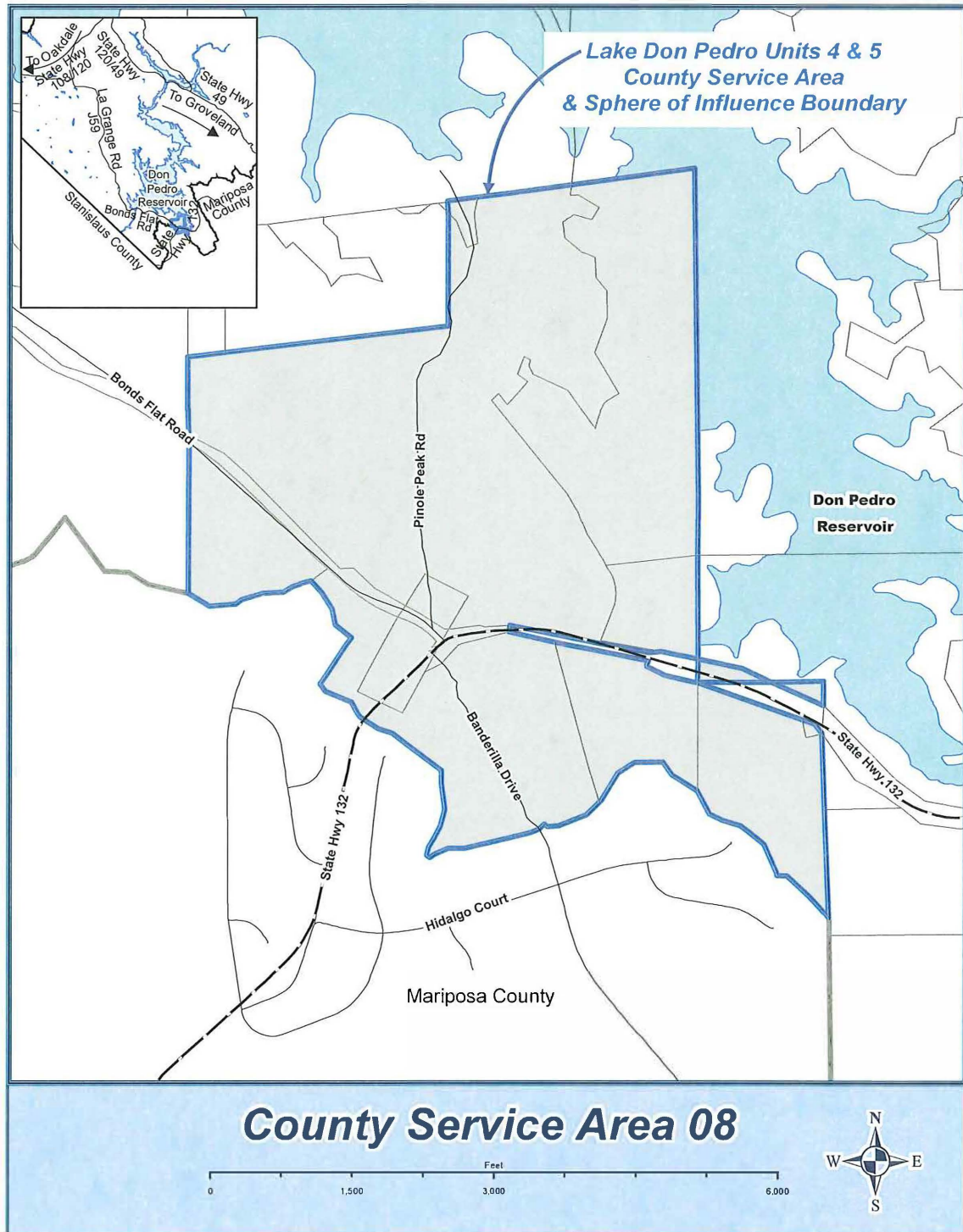


Exhibit C

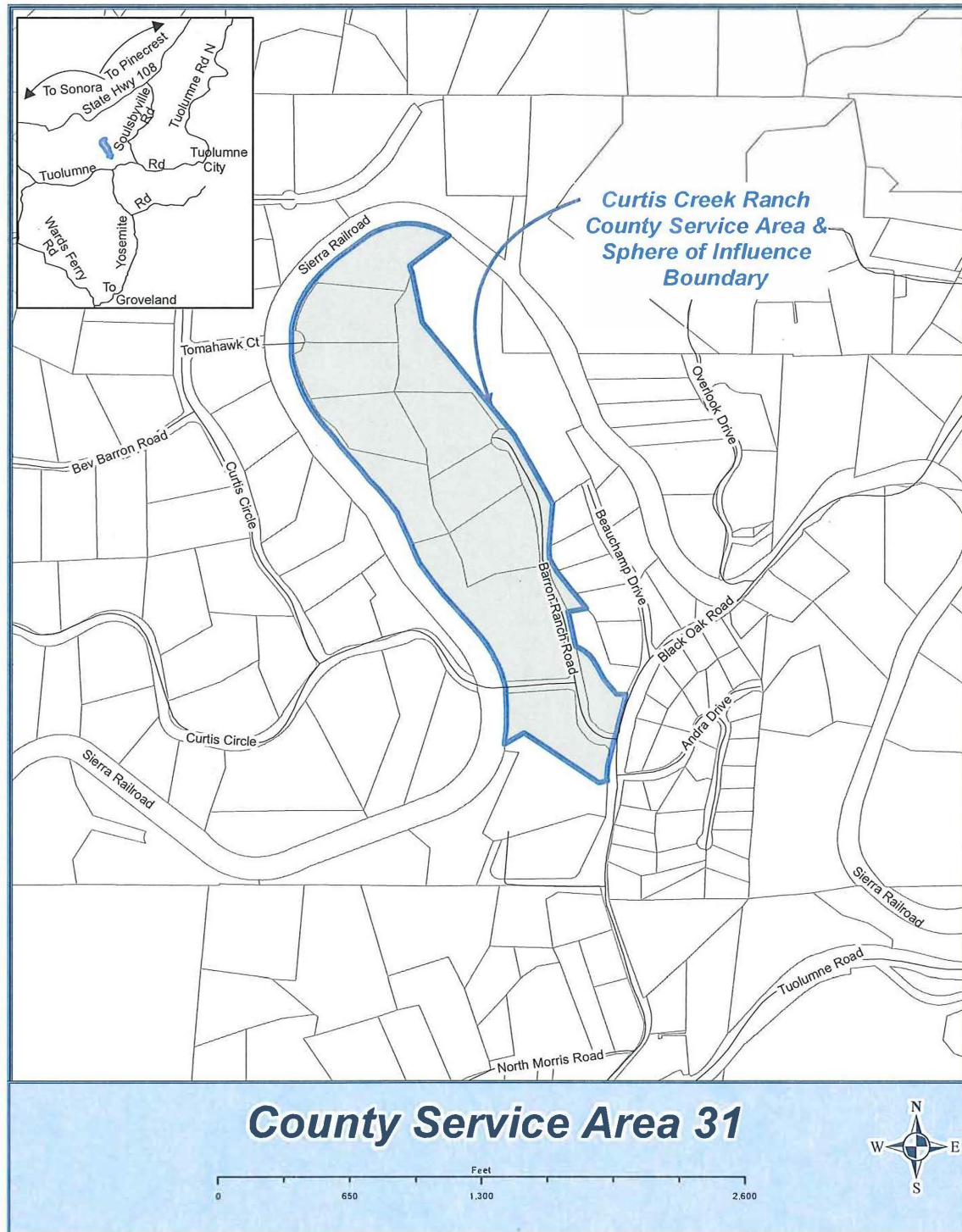


Exhibit D



Exhibit E

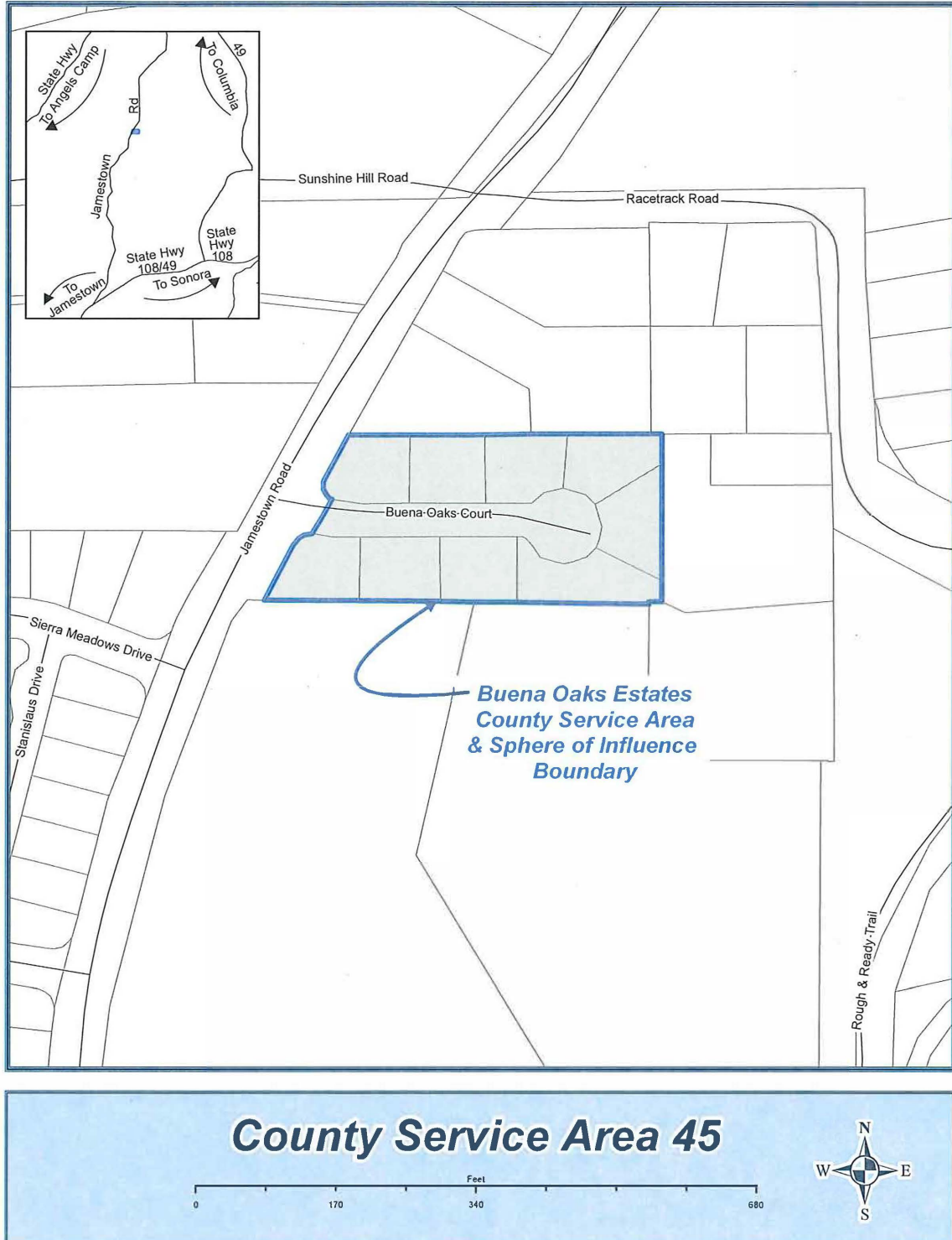


Exhibit F

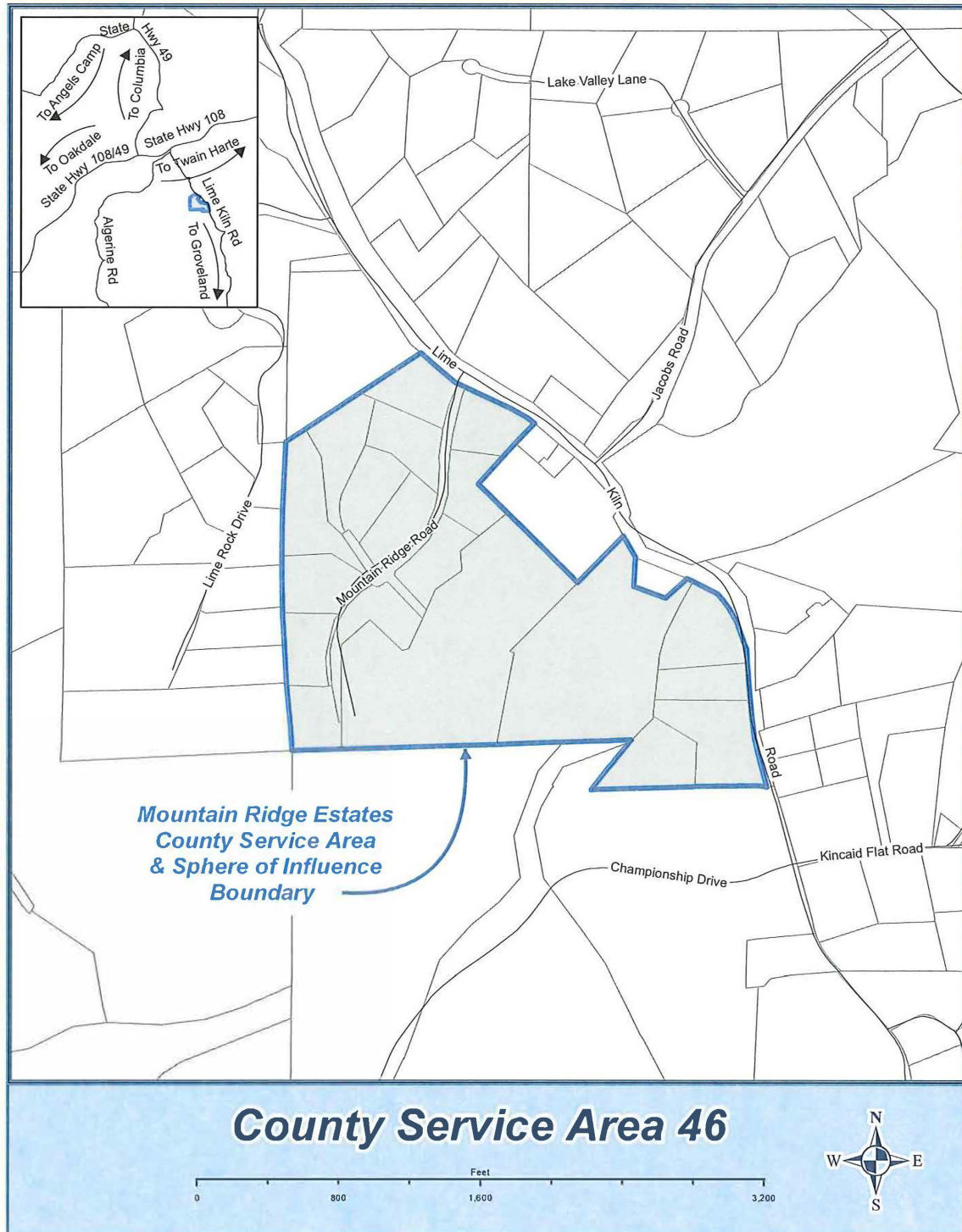


Exhibit G

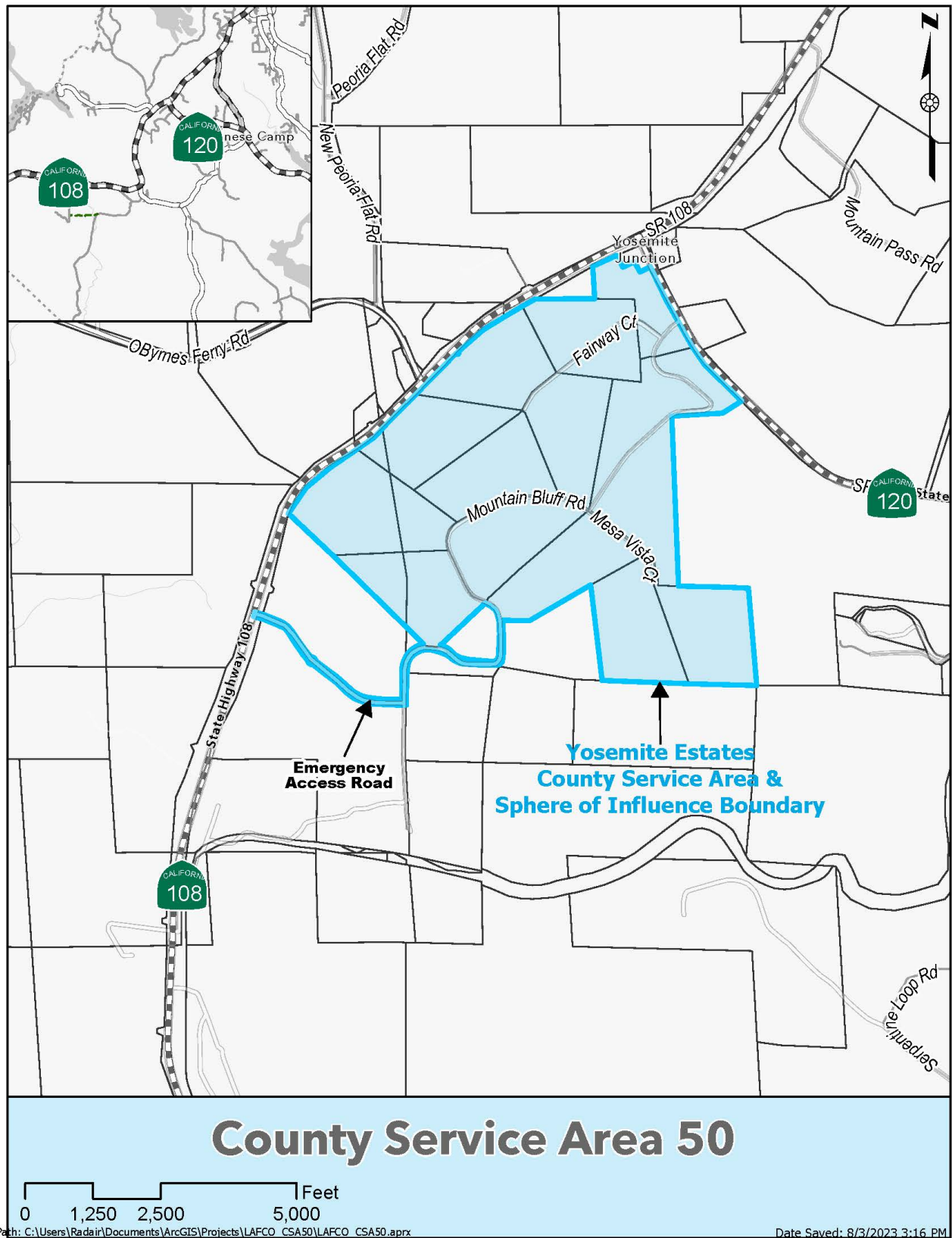


Exhibit H

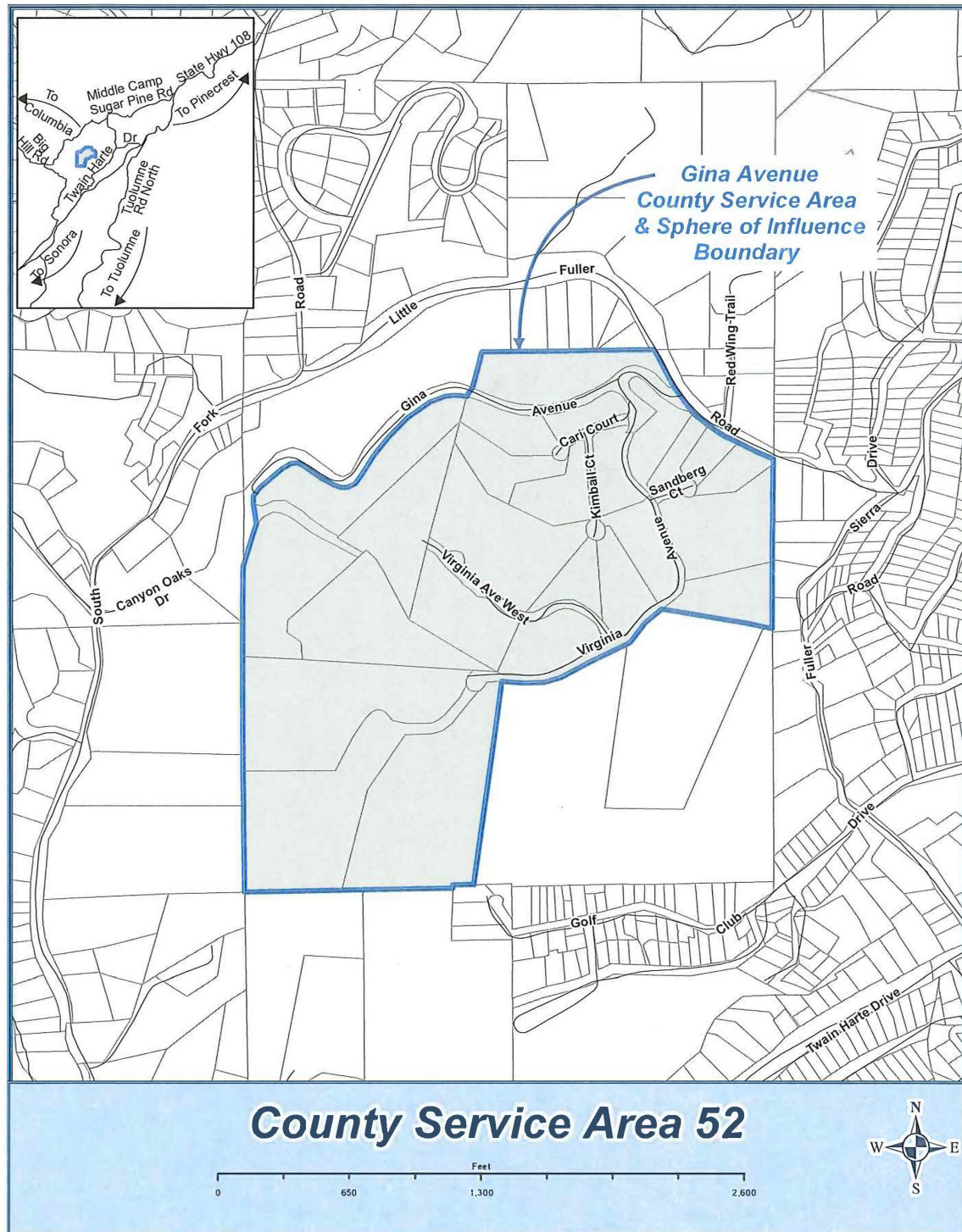


Exhibit I

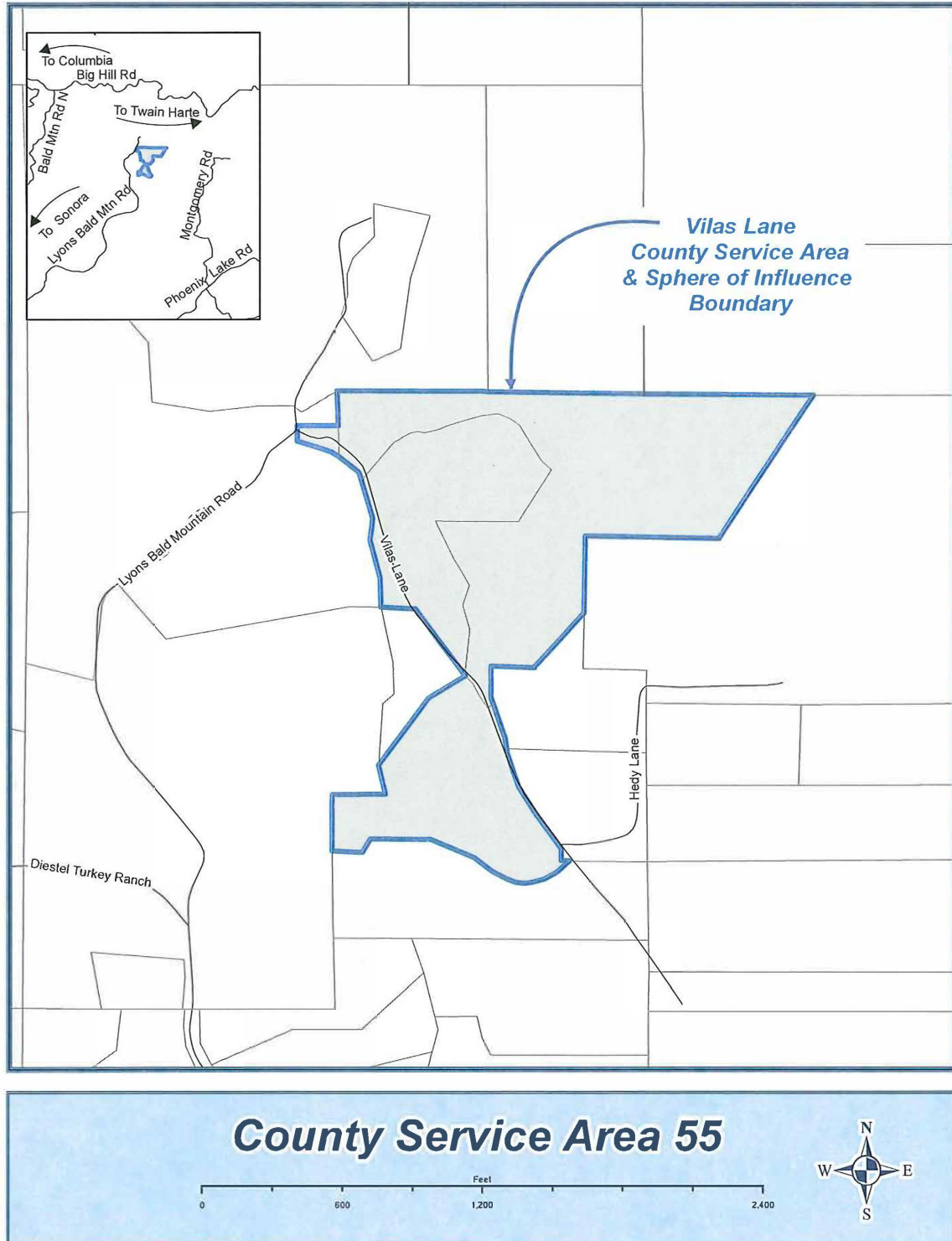
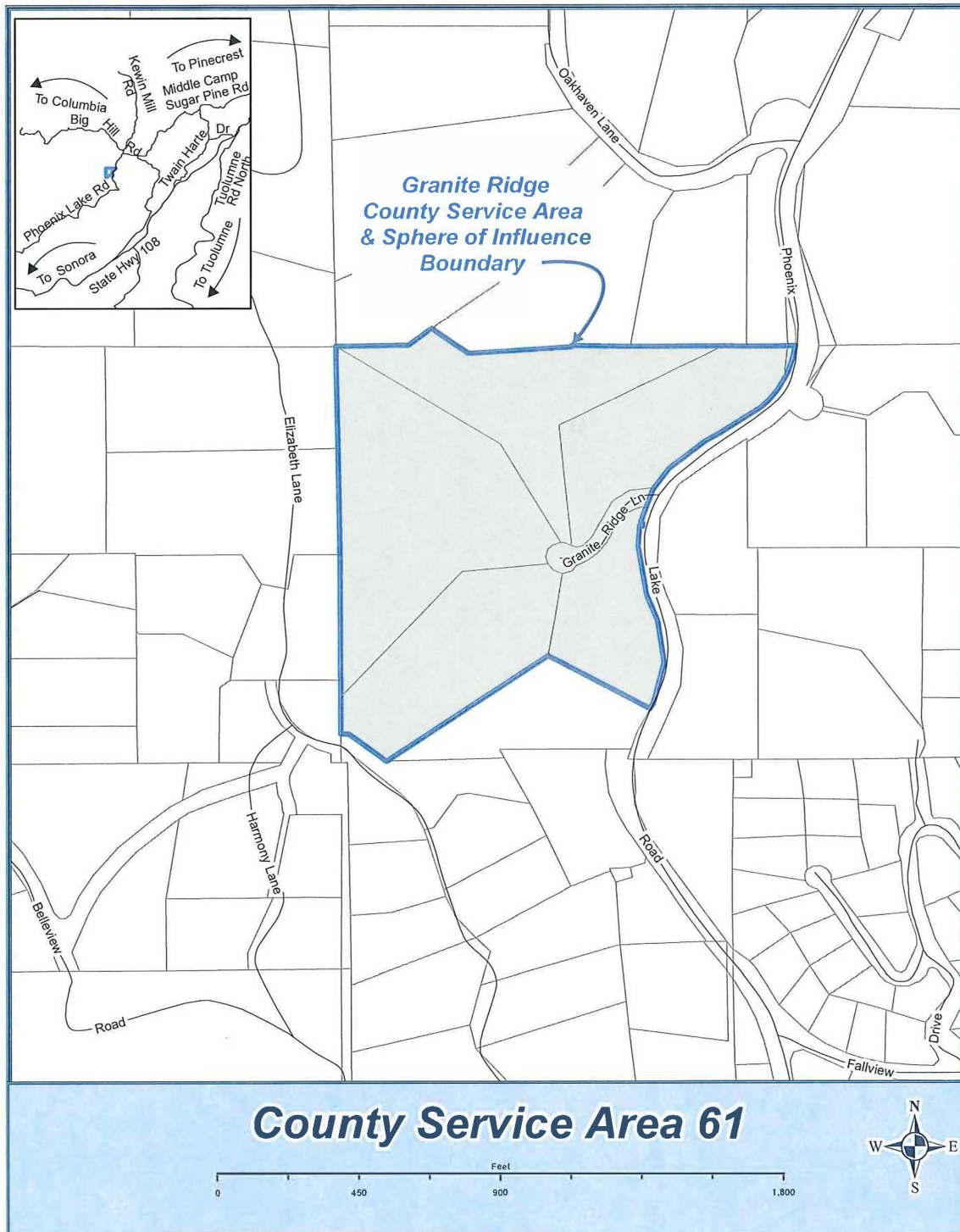


Exhibit J





OFFICE OF ENVIRONMENTAL COORDINATOR

Quincy Yaley, AICP
Environmental Coordinator

NOTICE OF EXEMPTION

48 Yaney Avenue, Sonora
Mailing: 2 S. Green Street
Sonora, CA 95370
209 533-5633
209 533-5616 (fax)
209 533-5909 (fax – EHD)
www.tuolumnecounty.ca.gov

**PROJECT
PROPOSER:** Tuolumne County LAFCO

LOCATION: Jupiter Subdivision Unit 1 County Service Area (CSA) No. 4, Lake Don Pedro Units 4 and 5 CSA No. 8, Curtis Creek Ranch Unit 2 CSA No. 31, Sunny Hill Subdivision CSA No. 40, Buena Oaks Estates CSA No. 45, Mountain Ridge Estates CSA No. 46, Yosemite Estates CSA No. 50, Gina Avenue CSA No. 52, Vilas Lane CSA No. 55, and Granite Ridge Subdivision CSA No. 61

COUNTY: Tuolumne

**PROJECT
DESCRIPTION:** Dissolution of Jupiter Subdivision Unit 1 County Service Area (CSA) No. 4, Lake Don Pedro Units 4 and 5 CSA No. 8, Curtis Creek Ranch Unit 2 CSA No. 31, Sunny Hill Subdivision CSA No. 40, Buena Oaks Estates CSA No. 45, Mountain Ridge Estates CSA No. 46, Yosemite Estates CSA No. 50, Gina Avenue CSA No. 52, Vilas Lane CSA No. 55, and Granite Ridge Subdivision CSA No. 61 and their respective Spheres of Influence.

**APPROVING
AGENCY:** Tuolumne County

EXEMPT STATUS (check one)

- ☐ Ministerial (Sec. 21080(b)(1); 15268)
☐ Declared Emergency (Sec. 21080(b)(3); 15269(a))
☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c))
☒ Categorical Exemption (Sec. 15320)

RATIONALE FOR EXEMPTION: The proceeding to dissolve CSA No. 4, CSA No. 8, CSA No. 31, CSA No. 40, CSA No. 45, CSA No. 46, CSA No. 50, CSA No. 52, CSA No. 55, and CSA No. 61, and their associated spheres of influence is categorically exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 15320 of the State CEQA Guidelines because the proposal consists of changes in the organization of local governmental agencies where the changes do not alter the geographical area in which previously existing powers are exercised. None of the exceptions to the categorical exemptions provided in Section 15300.2 of the State CEQA Guidelines apply to the proposed project.

LEAD AGENCY CONTACT:

TELEPHONE NUMBER: (209) 533-5633

Signature: _____
Quincy Yaley
Environmental Coordinator

Date: _____

QY:dr

Tuolumne County LAFCO

LOCAL AGENCY FORMATION COMMISSION OF TUOLUMNE COUNTY

Commissioners

Steve Arreguin
Glen Jacobs
John Feriani
David Goldemberg
Kathleen Haff
Matt Hawkins
Mark Plummer

Alternates

Adam Artzer
Ryan Campbell
Suzanne Cruz

Executive Officer

Quincy Yaley, AICP

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT the Local Agency Formation Commission (LAFCO) of Tuolumne County, California will conduct a public hearing on **Monday, January 8, 2023, at 4:00 p.m.**, in the Board of Supervisors Chambers, County Administration Center, 4th Floor, 2 South Green Street, Sonora, to consider the following:

Resolution No. 303 making the finding that a study has been prepared and determining that Jupiter Subdivision Unit 1 County Service Area (CSA) No. 4, Lake Don Pedro Units 4 and 5 CSA No. 8, Curtis Creek Ranch Unit 2 CSA No. 31, Sunny Hill Subdivision CSA No. 40, Buena Oaks Estates CSA No. 45, Mountain Ridge Estates CSA No. 46, Yosemite Estates CSA No. 50, Gina Avenue CSA No. 52, Vilas Lane CSA No. 55, and Granite Ridge Subdivision CSA No. 61 and their respective Spheres of Influence, encompassing that property should be dissolved.

1. **Jupiter Subdivision Unit 1 CSA No. 4** was established on January 21, 1969, by adoption of LAFCo Resolution 199. CSA No. 4 was created to provide road maintenance on Jupiter Drive (1.3 miles) and Philadelphia Road (1.2 miles), both of which are dirt roads.
2. **Lake Don Pedro Units 4 and 5 CSA No. 8** was established on February 17, 1970, by adoption of LAFCo Resolution 40. CSA No. 8 was formed to provide road maintenance, public water, and public sewer services.
3. **Curtis Creek Ranch Unit 2 CSA No. 31** was established on May 31, 1989, by adoption of LAFCo Resolution 133. CSA No. 31 was created to provide road improvements and maintenance, including snow removal on 0.3 miles of roads in the subdivision, including Barron Ranch Road (0.18 mile in length) and Tomahawk Court (0.12 Mile length).
4. **Sunny Hill Subdivision CSA No. 40** was established on June 24, 1991, by adoption of LAFCo Resolution 155. CSA No. 40 was formed to provide road maintenance for interior roads in the Sunny Hill Subdivision, including Sunny Hill Court, to the northeast of Covey Circle and Cabezut Road.
5. **Buena Oaks CSA No. 45** was established on January 25, 1993, by adoption of LAFCo Resolution No. 178. CSA No. 45 was created to provide road maintenance on Buena Oaks Court (0.07 mile in length) within the Buena Oaks subdivision.

-
6. **Mountain Ridge Estates** CSA no. 46 was established on March 29, 1993, by adoption of LAFCo Resolution No. 179. CSA No. 46 was formed to provide road maintenance on the interior road of the subdivision, Mountain Ridge Road (0.25 Mile in length).
 7. **Yosemite Estates** CSA No. 50 was established on August 31, 1995, by adoption of LAFCo Resolution No. 185. CSA No. 50 was formed to provide annual maintenance and long-term preventative maintenance of the access roads within the proposed subdivision, and administration of the maintenance. CSA No. 50 encompasses road maintenance of Mountain Bluff Road (1.66 miles in length), Fairway Court (0.5 mile in length), Mesa Vista Road (0.25 mile in length), and an emergency access road (0.88 mile in length).
 8. **Gina Avenue** CSA No. 52 was established on April 27, 1988, by adoption of LAFCo Resolution No. 188b. CSA No. 52 was created to provide road maintenance services within the Cedarview subdivision, Units 1 and 2, on Gina Avenue (0.07 mile in length), Cari Court (0.09 mile in length), Virginia Avenue (0.04 mile in length), Sandberg Court (0.06 mile in length), and Kimball Court (0.10 mile in length).
 9. **Vilas Lane** CSA no. 55 was established on June 3, 1999, by adoption of LAFCo Resolution No. 191. CSA No. 55 was formed to provide road maintenance on Vilas Lane, from Lyons Bald Mountain Road to the south end of the turning bulb at the intersection of Vilas Lane and Hedy Lane, as well as the bridge crossing over Power Creek.
 10. **Granite Ridge Subdivision** CSA No. 61 was established on January 31, 2005, by adoption of LAFCo Resolution No. 208. CSA No. 61 was created to provide road maintenance on Granite Ridge Lane, (0.08 mile in length).

Maps of all existing Sphere of Influences and boundaries for the above-mentioned CSA's can be found on the webpage listed below.

On December 9, 2013, the Local Agency Formation Commission (LAFCO) adopted Resolution No. 277 approving the Municipal Service Review of thirty-eight County Service Areas, including Jupiter Subdivision Unit 1 County Service Area (CSA) No. 4, Lake Don Pedro Units 4 and 5 CSA No. 8, Curtis Creek Ranch Unit 2 CSA No. 31, Sunny Hill Subdivision CSA No. 40, Buena Oaks Estates CSA No. 45, Mountain Ridge Estates CSA No. 46, Yosemite Estates CSA No. 50, Gina Avenue CSA No. 52, Vilas Lane CSA No. 55, and Granite Ridge Subdivision CSA No. 61 and their respective Spheres of Influence. Per LAFCo Resolution 277, the Municipal Service Review confirmed that these county service areas and their respective Sphere of Influences should be considered for dissolution, because they are inactive and do not provide any services, and any funds collected be placed into the County General Fund.

The dissolution of these districts and the Spheres of Influence is being proposed because they are non-functioning districts. The dissolution of these districts would reduce the number of districts for the County to govern, which will result in financial savings for LAFCO, the County Auditor and the Special Districts Administration Division of the Community Development Department, because they

would no longer be required to study and/or provide information about non-functioning districts.

The Executive Officer's Report and other relevant information for the proposed dissolutions will be available in the LAFCO Office Monday through Thursday, 8:00 a.m. to 3:00 p.m., Fourth Floor, A. N. Francisco Building, 48 Yaney Avenue, Sonoma, (209) 533-5633, or at the link and QR Code provided below no later than December 8, 2023.

<https://www.tuolumnecounty.ca.gov/AgendaCenter/Local-Agency-Formation-Commission-7>



Property owners and registered voters within the boundaries of the CSAs are being notified about this proposed dissolution. All interested persons are invited to attend the hearing and present testimony on the proposed dissolution. Should LAFCO approve the proposal, a subsequent protest hearing for landowners and registered voters within the affected territory will be separately noticed, if such hearing is required. Court challenges to decisions on the above proposal may be limited to issues raised at the Commission hearing described herein or in correspondence submitted to the Commission at, or prior to, the Commission hearing.

Respectfully,

Quincy Yaley, AICP
LAFCo Executive Officer

QY:tv

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Department of Public Works

Kim MacFarlane, P.E.
Director
Blossom Scott-Heim, P.E.
Assistant Director

48 Yaney Avenue, Sonora
Mailing: 2 S. Green Street
Sonora, CA 95370
209.533.5601
www.tuolumnecounty.ca.gov

ADMINISTRATION

Assistant to the
Department Head
Emma Hawks
209.694.2718

AIRPORTS

Assistant Director
Blossom Scott-Heim
209.533.5685

BUSINESS

Business Manager
Janelle Kostlivy
209.533.5972

ENGINEERING

Assistant Director
Blossom Scott-Heim, P.E.
209.533.5904

FLEET SERVICES

Fleet Services Manager
Mike Young
209.536.1622

GEOGRAPHIC INFORMATION SYSTEMS

GIS Coordinator
Madeline Amlin
209.533.6592

ROAD OPERATIONS

Superintendent of
Roads and Fleet
Mike Cagnetti
209.533.5609

SOLID WASTE

Solid Waste Manager
Deborah Reagan
209.533.5588

SURVEYING

County Surveyor
Warren Smith, L.S.
209.533.5626

County Service Area Dissolution Frequently Asked Questions

What is a County Service Area (CSA)?

A County Service Area (CSA) is a type of special district that is governed by the County Board of Supervisors. In Tuolumne County most CSAs are created for road maintenance purposes and are managed by the Department of Public Works. The fund balance of a CSA is held in a separate account for use only within the boundary of the County Service Area.

Why is my parcel / neighborhood road in a CSA?

Tuolumne County has not taken new subdivision roads into the County maintained system since 1989. It is likely that a condition of approval to build your neighborhood required a County Service Area to be formed as a mechanism to fund road maintenance services.

If your subdivision was created prior to 1989, CSAs were required for maintenance of any road not built to County Standards.

Why has my road not been receiving maintenance services?

The property owners in your CSA have not approved a funding source such as a special assessment or tax. As a result, maintenance and repair work can only be completed with the remainder of funds in the CSA fund balance. The California County Service Area law requires CSAs to be perpetually funded, and CSAs with no source of income may be considered for dissolution.

How can we start funding the CSA and road maintenance again?

Check with your neighbors to see if they feel the same way. If a 2/3 majority are in favor, begin to circulate a petition to property owners. After receiving a petition Public Works can prepare some preliminary estimates of services and costs. A special vote will be required to approve any new assessments or taxes.

What will happen if my CSA is dissolved?

The owners of parcels sharing use of the easement should proportionally share the cost of maintenance per California Civil Code 845. A neighborhood may consider creating a maintenance agreement or seeking another maintenance entity like a homeowner's association.

Can the residents receive the remainder of the CSA funding to perform improvements?

All public work performed using public funds must meet Federal, State, and local regulation, which prohibits the gift of public funds. As part of the dissolution process LAFCO will determine what will happen to any remainder of CSA funds.

Can I put up a gate on my road after the CSA is dissolved?

All CSA roads are public and will remain public after dissolution. To inquire about converting a public road into a private road contact the County Surveyor.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN THAT the Local Agency Formation Commission (LAFCO) of Tuolumne County, California will consider the following item at the public hearing referenced below:

Consideration of adopting Resolution 303 to dissolve Jupiter Subdivision Unit 1 County Service Area (CSA) No. 4, Lake Don Pedro Units 4 and 5 CSA No. 8, Curtis Creek Ranch Unit 2 CSA No. 31, Sunny Hill Subdivision CSA No. 40, Bueno Oaks Estates CSA No. 45, Mountain Ridge Estates CSA No. 46, Yosemite Estates CSA No. 50, Gina Avenue CSA No. 52, Vilas Lane CSA No. 55, and Granite Ridge Subdivision CSA No. 61 and their respective Spheres of Influence.

**LOCAL AGENCY FORMATION COMMISSION
Monday, January 8, 2024, at 4:00 p.m.
Tuolumne County Administration Center
4th Floor, 2 South Green Street, Sonora, California**

Information on the above proposal is available in the LAFCO Office, Fourth Floor, A.N. Francisco Building, 48 Yaney Avenue, Sonora, (209) 533-5633, Monday through Thursday 8:00 am to 3:00 pm.

Interested persons are invited to be heard. Court challenges to any decisions on the above proposals may be limited to issues raised at the public hearing described herein or in correspondence submitted at, or prior to, said hearing.

s/Quincy Yaley
LAFCO Executive Officer

DO NOT PRINT TEXT BELOW THIS LINE

To Be Published

Saturday, December 16, 2023,

Contact Person:

Submitted to the Union Democrat on Thursday, December 14, 2023 by Taryn Vanderpan, 533-5635, 533-5571, 533-5633

Bill To:

Tuolumne County Community Development Department

Tuolumne County LAFCO

LOCAL AGENCY FORMATION COMMISSION OF TUOLUMNE COUNTY

Commissioners

Steve Arreguin
Glenn Jacobs
John Feriani
David Goldemberg
Kathleen Haff
Matt Hawkins
Mark Plummer

Alternates

Adam Artzer
Ryan Campbell
Suzanne Cruz

Executive Officer

Quincy Yaley, AICP

December 18, 2023

TO: LAFCO Commissioners

FROM: Quincy Yaley, Executive Officer

REQUESTED ACTION

Consideration of adopting modifications to the adopted Fiscal Year 2023-24 annual workplan.

A. Background

Pursuant to Section 56381 of the California Government Code, LAFCO is required to adopt a final budget by June 15th of each year for the next fiscal year which begins on July 1st. This budget is based on the workplan approved by the LAFCO commissioners, as different projects/staff efforts would have different financial costs.

The adopted budget provides LAFCO with the funds needed to implement the FY 23-24 Work Plan which includes completing Municipal Service Reviews and other LAFCO projects. The adopted budget expenditures are as follows:

LAFCO BUDGET

Description	FY 22-23	FY 23-24
Dues and Memberships	\$1,745	\$1,965
Office Expenses	\$1,000	\$500
Publications/Legal Notices	\$1,000	\$1,000
Travel and Training	\$7,500	\$16,350
Personnel & Consultants	\$51,539	\$58,000
Total	\$62,784	\$75,815

B. Work Program for Fiscal Year 2023-2024

For the FY 23-24, staff will be working on the Tuolumne Sanitary District Municipal Service Review (MSR), the Tuolumne Park and Recreation District MSR, and the TUD MSR. LAFCO also approved adding to the Work Plan the discussion and investigation of modifications to the current staffing model. The work plan also includes updating the current LAFCO procedures.

Groveland CSD may pursue a proposal to dissolve the Groveland Lighting District and merge its functions with the CSD and has an annexation pending that is waiting on a complete application prior to initiating processing. Additional projects may also be submitted during FY 23-24 that would be added to the Work Plan.

D. Conclusion

LAFCO may approve modifications to the Work Plan however Commissioners should discuss with staff if increases to the adopted annual budget will be necessary as a result of any changes. Increases to the annual budget will result in increases to LAFCO members annual contributions. Changes to the budget must go through a two-step process, which includes notification of each LAFCO member prior to adoption of a final budget.

Additionally, LAFCO has discussed expanding the scope of review for municipal service reviews, which will increase the cost of processing each MSR even if the Work Plan is not modified. This will also require increases to the approved budget should the Commission desire to have additional information included for review in these reports.

Tuolumne County LAFCO

LOCAL AGENCY FORMATION COMMISSION OF TUOLUMNE COUNTY

November 28, 2023

Commissioners

Steve Arreguin
John Feriani
David Goldemberg
Glen Jacobs
Kathleen Haff
Matt Hawkins
Mark Plummer

Alternates

Adam Artzer
Ryan Campbell
Suzanne Cruz

Executive Officer

Quincy Yaley, AICP

TO: LAFCO Commissioners

FROM: Quincy Yaley, AICP, Executive Officer

RE: Consideration of entering into a Multi-LAFCO Shared Resources Agreement with Santa Cruz LAFCO and Marin LAFCO and authorizing the Executive Officer to sign the agreement.

1. Tuolumne LAFCO Commissioners have requesting information about staffing models. In the process of gathering information from other LAFCO Executive Officers across the state, Marin LAFCO offered to include Tuolumne LAFCO in an existing Shared Resources Agreement they have with Santa Cruz LAFCO (Attachment A).
2. A Shared Resources Agreement could provide clerical support, website content support, and other administrative work including but not limited to developing maps for MSRs and other applications, support during LAFCO meetings, consultation for appropriate processing and review standards, and report preparation. If support reaches more than five hours in a given month, the LAFCO providing the services may consider charging the LAFCO receiving services based on an hourly rate.
3. If Tuolumne LAFCO entered into the agreement, funding for the agreement would come from the approved 2023-24 LAFCO budget. Funds have been allocated towards consultants and staff this fiscal year, therefore any costs associated with the shared resource agreement would be paid from those expense line items. No additional costs beyond the approved 23-24 budget would result if the agreement was executed and in exchange, LAFCO would gain additional staffing resources.
4. The Executive Officer believes that entering into this agreement would benefit Tuolumne LAFCO by increasing staff knowledge and capacity at an affordable cost compared to hiring a consultant for these types of tasks. With an executed Shared Resources Agreement, Marin LAFCO could immediately support Tuolumne LAFCO's evaluation of staffing models and help plan and facilitate future discussions and workshops on the matter. Other assistance would be requested as needed.
5. The agreement has been reviewed by LAFCO counsel, who suggested minor revisions to the agreement in the event Tuolumne was included in the contract. Prior to signing onto the agreement, the Executive Officer will ensure that LAFCO counsel's modifications have been addressed.
6. Staff is requesting that Tuolumne LAFCO direct the Executive Officer to enter into a Shared Resources Agreement with Santa Cruz LAFCO and Marin LAFCO, and authorize the Executive Officer to sign the agreement.

S:\Commissions\LAFCO\shared services agreement\shared services agreement.docx

MULTI-LAFCO SHARED RESOURCES AGREEMENT

By and Among

**LOCAL AGENCY FORMATION COMMISSION
OF MARIN COUNTY,**

And

**LOCAL AGENCY FORMATION COMMISSION
OF SANTA CRUZ COUNTY**

Dated as of January 4, 2023

ARTICLE 1. PARTIES AND EFFECTIVE DATE

1.1 Parties. This Multi-LAFCO Shared Resources Agreement (“Agreement”) is entered into by and among the Local Agency Formation Commission of Marin County (“Marin LAFCO”) and the Local Agency Formation Commission of Santa Cruz County (“Santa Cruz LAFCO”). The LAFCOs are sometimes referred to herein as an “Interested LAFCO” and collectively as the “Supporting LAFCOs” or “LAFCOs.” This Agreement is dated as of January 4, 2023, for references purposes only and will become effective until the “Effective Date” defined in Section 1.2 below. A local agency formation commission may be referred to as a “LAFCO.”

1.2 Effective Date. This Agreement will become effective on the date (“Effective Date”) signed by the Supporting LAFCOs. Signatures may be made by the Interested LAFCO’s Chair or Executive Officer.

ARTICLE 2. RECITALS

2.1 Santa Cruz LAFCO Background. At present, Santa Cruz LAFCO has one employee (Executive Officer). In the event that the Executive Officer requires a leave of absence, due to medical or personal reasons (ex. vacation or paternity/maternity leave), it may be beneficial to have administrative services covered during their extended time away from the office. Rather than hiring temporary assistance, coupled with the fact that a learning curve about LAFCO would most likely be required, it may be beneficial to implement a shared services/resources agreement with neighboring LAFCOs for temporary administrative/operational assistance. For these reasons, Santa Cruz LAFCO reached out to neighboring LAFCOs to solicit interest in sharing resources.

2.2 Marin LAFCO Background. At present, Marin LAFCO has three employees (Executive Officer, Deputy Executive Officer, and Clerk/Jr. Analyst). Additionally, Marin LAFCO. In certain instances, Marin LAFCO may not be able to provide mapping support promptly in which causes delays for Marin LAFCO. Rather than waiting for the third party providers to provide the requested mapping services, it may be beneficial to implement a shared services/resources agreement with a neighboring LAFCO for mapping support. Santa Cruz LAFCO has expressed interest in providing mapping services on an as-needed basis and Marin LAFCO has also indicated that they can provide administrative services.

2.3 Other LAFCOs. At present, other Coastal Region LAFCOs are equipped with multiple staff members and do not need administrative assistance at this time. However, they may have the opportunity to join the Agreement in the future as set forth below.

NOW, THEREFORE, in consideration for the mutual covenants set forth herein, the receipt and adequacy of which is hereby acknowledged, the Interested LAFCOs agree as follows:

ARTICLE 3. TERMS

3.1 Administrative Services.

3.1.1 Clerical Support. An Interested LAFCO may reach out to any of the Supporting LAFCO for clerical support, including but not limited to, agenda packet preparation, public noticing, protest hearing noticing, record retention, scanning archives, etc. If support reaches more than five (5) total hours in any given month, the LAFCO providing services may charge the

LAFCO receiving services based on their regular hourly rate or rate determined by the affected LAFCOs, which may include the salary and benefits of the staff member and reasonable overhead charges.

3.1.2 Website Support. An Interested LAFCO may reach out to any of the Supporting LAFCOs for website support, including but not limited to, uploading agenda packets, revising outdated language, correcting broken links, etc. If support reaches more than five (5) hours in any given month, the LAFCO providing services may consider charging the LAFCO receiving services based on their regular hourly rate or rate determined by the affected LAFCOs, which may include the salary and benefits of the staff member and reasonable overhead charges.

3.1.3 Other Administrative Support. An Interested LAFCO may reach out to any of the Supporting LAFCOs for other administrative support, including but not limited to, developing maps for services reviews and/or applications, providing assistance during a LAFCO meeting, receiving/answering voicemails/emails during leave of absence, operating the LAFCO office if out on leave, etc. If support reaches more than five (5) hours in any given month, the LAFCO providing services may consider charging the LAFCO receiving services based on their regular hourly rate or rate determined by the affected LAFCOs, which may include the salary and benefits of the staff member and reasonable overhead charges. Travel time and costs can be factored into the amount being charged as long as basic cost estimates are provided and approved by interested LAFCO prior to work being performed.

ARTICLE 4. GENERAL PROVISIONS

4.1 Duration. This Agreement shall remain in effect until terminated by the Supporting LAFCOs or if by withdrawal, there is only a single Supporting LAFCO. Any one of the Supporting LAFCOs may withdraw from the Agreement with notice by that Interested LAFCO following the submittal of a written request to be removed in accordance with Section 4.3. Any Interested LAFCO that has withdrawn may become a party to the Agreement by executing the Agreement and providing written notice to the Supporting LAFCOs in accordance with Section 4.3.

4.2 No Third Party Beneficiaries. The Supporting LAFCOs expressly acknowledge that they do not intend, by their execution of this Agreement, to benefit any person or entities not signatory to this Agreement. No person or entity not a signatory to this Agreement will have any rights or causes of action against the Supporting LAFCOs, or any combination thereof, arising out of or due to the Interested LAFCOs' entry into this Agreement.

4.3 Notice. All notices to be given shall be in writing and may be made by personal delivery, via email, certified mail, postage prepaid or return receipt requested. Mailed notices shall be addressed to the Supporting LAFCOs at the addresses listed below, but each Interested LAFCO may change the address by written notice in accordance with this paragraph. Receipt will be deemed made as follows: notices delivered personally will be deemed communicated as of actual receipt; mailed notices will be deemed communicated on receipt or region.

Marin LAFCO
1401 Los Gatos Drive, Suite 220
San Rafael, CA 94903

Santa Cruz LAFCO
701 Ocean Street, Room 318-D
Santa Cruz, CA 95060

4.4 Counterparts. This Agreement may be executed in two (2) or more counterparts, each of which shall constitute an original.

4.5 Entire Agreement. This Agreement contains the entire Agreement of the Supporting LAFCOs with respect to the subject matter hereof, and supersedes all prior negotiations, understandings or agreements, either written or oral, express or implied.

4.6 Further Acts. The Parties agree to execute such additional documents and to take such further actions as are reasonably necessary to accomplish the objectives and intent of this Agreement.

4.7 Addition of LAFCOs. LAFCOs may become parties to this Agreement by executing this Agreement and with the written request of an existing Interested LAFCO and the written consent of the other Interested LAFCOs. The Executive Officer of each Interested LAFCO may request or consent to the addition of a new Interested LAFCO.

4.8 Authorization to Execute. The signatories to this Agreement warrant that they have been lawfully authorized by their respective Supporting LAFCOs to execute this Agreement on their behalf. Upon request, the Supporting LAFCOs shall deliver all applicable bylaws, resolutions, or other documents evidencing the signatories' legal authority to execute this Agreement on behalf of the respective Supporting LAFCOs.

4.9 Severability. If any provision or clause of this Agreement or any application of it to any person, firm, organization, partnership or corporation is held invalid, such invalidity shall not affect other provisions of this Agreement which can be given effect without the invalid provision or application. To this end, the provisions of this Agreement are declared to be severable.

4.10 Employee Responsibility. The employees of the Supporting LAFCOs providing services to any Interested LAFCO under this Agreement shall remain solely employees of the applicable one of the Supporting LAFCOs and shall have no claim to wages, benefits, pensions, civil service or any other rights provided by Interested LAFCO to its own employees. The Supporting LAFCOs shall secure and maintain workers' compensation insurance that will cover its own employees who may provide services under this Agreement. Each of the Supporting LAFCOs will indemnify and hold each other harmless from and against claims by their employees injured while performing services under this Agreement.

The Supporting LAFCOs expressly agree that none of them have, nor are assuming, any liability for the payment of wages or any other compensation or benefits to the others' employees performing services pursuant to this Agreement, nor shall any Interested LAFCO be liable for compensation to the employees of the other Supporting LAFCOs for injury or sickness arising out of performance of services pursuant to this Agreement. All such liabilities are the exclusive responsibility of the party employing such employees. Each of the Supporting LAFCOs will indemnify and hold each other harmless from and against claims by their employees.

4.11 Indemnification. Each of the Supporting LAFCOs shall defend, indemnify and hold the other Supporting LAFCOs and their officers, agents and employees harmless from any claim or action arising out of any willful misconduct or negligence in the performance of this

Agreement. This section is not intended to and does not abrogate or otherwise limit any immunity with which any of the Supporting LAFCOs may assert against any third party claim under the Government Code or otherwise.

4.12 Insurance. Each party shall provide and maintain insurance in the form and amounts prescribed below or provide a statement to the other parties that the entity is self-insured up to the amounts specified below:

4.12(a) Commercial General Liability Insurance / Automobile Liability Insurance. Coverage will be based on the subject LAFCO's adopted policies. At present, Marin and Santa Cruz LAFCOs do not own any vehicles and staff members get reimbursement in accordance with their respective policies.

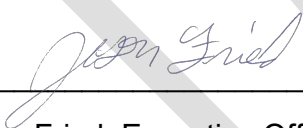
4.12(b) Workers' Compensation. In at least the minimum statutory limits. With respect to Workers Compensation coverage, the Parties shall provide Workers' Compensation Coverage for its employees for all injuries sustained in the normal course and scope of the performance of the services rendered pursuant to this Agreement.

4.12(c) General provisions for all insurance. All insurance shall:

- Be endorsed to include the other parties, their elected and appointed directors, officials, officers, employees, volunteers and agents, as additional insureds with respect to this Agreement and the performance of this Agreement. The coverage shall contain no special limitations on the scope of its protection to the above-designated insureds.
- Be primary with respect to any insurance or self-insurance programs of that party, its elected and appointed directors, officials, officers, employees, volunteers and agents.

"Marin LAFCO"

"Santa Cruz LAFCO"

By: 
Jason Fried, Executive Officer
Date: 1/4/23

By: _____
Joe Serrano, Executive Officer
Date: 1/4/23

Tuolumne County LAFCO

LOCAL AGENCY FORMATION COMMISSION OF TUOLUMNE COUNTY

Unapproved

TUOLUMNE COUNTY LOCAL AGENCY FORMATION COMMISSION

MINUTES

December 11, 2023

Commissioners

Steve Arreguin
Glen Jacobs
John Feriani
David Goldemberg
Kathleen Haff
Matt Hawkins
Mark Plummer

Alternates

Adam Artzer
Ryan Campbell
Suzanne Cruz

Executive Officer

Quincy Yaley, AICP

PRESENT: Vice-Chair Mark Plummer, Supervisor Kathleen Haff, Supervisor Jaron Brandon (Alternate) and Commissioners John Feriani, Matt Hawkins, and Glen Jacobs

ABSENT: Chair Arreguin

STAFF: Quincy Yaley, LAFCO Executive Officer and Taryn Vanderpan, Administrative Technician II

CALL TO ORDER: The meeting began at 4:06 p.m.

Vice-Chair Plummer opened the Local Agency Formation Commission meeting.

COMMISSION BUSINESS:

A. Vice-Chair Plummer led the Commission and audience in the Pledge of Allegiance.

B. Minutes of November 13, 2023, meeting.

Quincy Yaley, LAFCO Executive Officer, informed the Commission that the minutes from the November 13, 2023, meeting would be addressed at the next scheduled meeting.

C. Reports : “Reports” are a brief oral report from a committee or commission member and/or County staff, and no committee or commission action will occur. This item is not intended to include in depth presentations or reports, as those matters should be placed on an agenda for discussion.

There were no reports.

PUBLIC COMMENT

Vice-Chair Plummer opened the public comment period and asked for those who would like to address the Commission on any item that was not on the agenda. Seeing no one, he closed the public comment period.

PUBLIC HEARING:

None

NEW BUISNESS:

1. Presentation on the organization of the Tuolumne County LAFCO and discussion on LAFCO staffing.

Ms. Yaley reported that per the adopted annual workplan for LAFCO, the Commission wanted to review the organization and staffing of the Commission. She noted that LAFCO is currently staffed by the Tuolumne County Community Development Department, which their time is tracked and billed quarterly.

Jason Fried, Marin County LAFCO Executive Officer, introduced himself to the Commission and gave them background on his experience as an independent LAFCO Executive Officer for Marine County. He explained that Marine County's LAFCO is completely independent from the County. He expressed the importance of the Commission knowing the "why" of them wanting to be come an independent LAFCO to better understand how independent they want to become.

The Commission discussed with Mr. Fried on how and why Marine County chose to become an independent LAFCO. They discussed the workload needed to allow for a full-time LAFCO staff person, if hiring a consultant would be feasible, and other available options for the Commission.

Mr. Fried stated that for a LAFCO the become fully independent, they would need enough workload to sustain a full-time staff person.

Vice-Chair Plummer opened the public comment period and asked if there was anyone who wished to speak.

There were three members of the public who spoke on the organization of the Tuolumne County LAFCO. They reported that the Municipal Service Reviews were outdated, which negatively affects

emergency services in Special Districts. They advocated for LAFCO to review the costs associated with moving to an independent LAFCO.

Vice-Chair Plummer asked if there was anyone else who wished to speak. Seeing no one, he closed the public comment period and referred the item back to the Commission.

A discussion ensued on reviewing and updating the adopted annual LAFCO workplan, the cost of hiring an outside Executive Officer, and releasing a Request for Proposals for an Executive Officer and LAFCO staff.

The Commission, by consensus, requested that two items be added to the next LAFCO agenda.

- Consideration of modifications to the adopted Fiscal Year 2023-24 annual workplan.
- Consideration of releasing a Request for Proposals for an Executive Officer and LAFCO staff.

2. Consideration of entering into a Multi-LAFCO Share Agreement with Santa Cruz LAFCO and Marin LAFCO and authorizing the Executive Officer to sign the agreement.

Ms. Yaley gave a presentation on the multi-LAFCO sharing Agreement with Santa Cruz LAFCO and Marin LAFCO. She reported that this agreement could provide support to staff. She noted that if support reaches for more than five hours in a given month, the LAFCO providing the services may consider charging the LAFCO receiving services based on an hourly rate.

A discussion ensued on utilizing the shared agreement as a resource to fill any LAFCO staffing gaps.

Vice-Chair Plummer opened the public comment period and asked if there was anyone who wished to speak. Seeing no one, he closed the public comment period and referred the item back to the Commission.

It was moved by Commissioner Jacobs and seconded by Supervisor Haff to approve entering into a Multi-LAFCO Share Agreement with Santa Cruz LAFCO and Marin LAFCO and authorizing the Executive Officer to sign the agreement.

Vice-Chair Plummer called for the vote.

Chair Arreguin: Absent

Vice-Chair Plummer: No

Supervisor Haff: Aye

Supervisor Brandon: No

Commissioner Feriani: No
Commissioner Hawkins: No
Commissioner Jacobs: Aye

Motion Failed: 2 – 4 – 0 with Vice-Chair Plummer, Supervisor Brandon, and Commissioners Hawkins and Feriani voting no and Chair Arreguin being absent.

It was moved by Supervisor Brandon and seconded by Commissioner Feriani to table the item and bring it back for review at the next scheduled LAFCO meeting.

Vice-Chair Plummer called for the vote.

Chair Arreguin: Absent
Vice-Chair Plummer: Aye
Supervisor Haff: Aye
Supervisor Brandon: Aye
Commissioner Feriani: Aye
Commissioner Hawkins: Aye
Commissioner Jacobs: Aye

Motion carried: 6 – 0 – 0 With Chair Arreguin being absent.

3. Consideration of approving the hiring of Helix Environmental Planning, Inc. for on-call LAFCO Services for future LAFCO work; and authorizing the Executive Officer to sign the necessary documents to implement the contract.

Ms. Yaley reported that the County circulated the RFP to 10 consulting firms and staff received one proposal from Helix Environmental Planning, Inc. She informed the Commission that this firm has historically provided LAFCO consulting services to Tuolumne County.

Vice-Chair Plummer opened the public comment period and asked if there was anyone who wished to speak. Seeing no one, he closed the public comment period and referred the item back to the Commission.

A discussion ensued on the work that Helix Environmental Planning, Inc. has historically done for Tuolumne County LAFCO.

It was moved by Supervisor Brandon and seconded by Supervisor Haff to approve the hiring of Helix Environmental Planning, Inc. for on-call LAFCO services for future LAFCO work; and authorizing the Executive Officer to sign the necessary documents to implement the contract.

Vice-Chair Plummer called for the vote.

Chair Arreguin: Absent

Vice-Chair Plummer: Aye

Supervisor Haff: Aye

Supervisor Brandon: Aye

Commissioner Feriani: Aye

Commissioner Hawkins: Aye

Commissioner Jacobs: Aye

Motion carried: 6 – 0 – 0 With Chair Arreguin being absent.

OLD BUSINESS:

None

ADJOURNMENT

Vice-Chair Plummer adjourned the meeting.

Respectfully submitted,

Quincy Yaley
Executive Officer

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