

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE 1/6/2015	(3) CONTACT/PHONE Doug Rion, County Surveyor (805) 781-5265	
(4) SUBJECT Submittal of a resolution initiating proceedings for the annexation of territory to Zone A of San Luis Obispo County Service Area No. 7 (Oak Shores) and setting, time, date and place of public hearing. Hearing date set for February 10, 2015. District 1.			
(5) RECOMMENDED ACTION It is recommended that the Board: 1. Adopt the attached resolution initiating proceedings for the annexation of territory to Zone A of San Luis Obispo County Service Area No. 7 (Oak Shores) and setting, time, date and place of public hearing for February 10, 2015; and 2. Direct the County Clerk to notice the hearing.			
(6) FUNDING SOURCE(S) N/A	(7) CURRENT YEAR FINANCIAL IMPACT N/A	(8) ANNUAL FINANCIAL IMPACT N/A	(9) BUDGETED? N/A
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ___) <input type="checkbox"/> Board Business (Time Est. ___)			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP Attached	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A    Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW <i>Nikki J. Schmidt</i>			
(18) SUPERVISOR DISTRICT(S) District 1			

Reference: 15JAN06-C-5

## County of San Luis Obispo



TO: Board of Supervisors  
FROM: Public Works  
Doug Rion, County Surveyor  
VIA: Will Clemens, Finance Division Manager  
DATE: 1/6/2015

SUBJECT: Submittal of a resolution initiating proceedings for the annexation of territory to Zone A of San Luis Obispo County Service Area No. 7 (Oak Shores) and setting, time, date and place of public hearing. Hearing date set for February 10, 2015. District 1.

### **RECOMMENDATION**

It is recommended that the Board:

1. Adopt the attached resolution initiating proceedings for the annexation of territory to Zone A of San Luis Obispo County Service Area No. 7 (Oak Shores) and setting, time, date and place of public hearing for February 10, 2015; and
2. Direct the County Clerk to notice the hearing.

### **DISCUSSION**

The recommended action to annex additional territory to Zone A is necessary to correct boundary ambiguities by aligning the boundary of Zone A to coincide with the current parcel boundaries. Annexation of additional territory into the zone requires a public hearing in accordance with Government Code 25217, et seq.

County Service Area No. 7 (CSA 7) Zone A provides wastewater collection treatment and disposal service to its customers in the Oak Shores area on the northerly shores of Nacimiento Reservoir. On April 6, 1976 the Board of Supervisors adopted resolution 76-306 creating Zone A of CSA 7. On February 6, 1996, the Board of Supervisors adopted resolution 96-70 approving and ordering the "Tract 2124" annexation to Zone A subject to the payment of a buy-in fee. Payment of the entire fee was completed on April 10, 1998. On April 28, 1998 the Board of Supervisors adopted Resolution 98-123 re-approving and ordering the "Tract 2124" annexation to Zone A. The annexed territory was only a portion of the entire proposed subdivision shown on the approved tentative map of Tract 2124. The subdivider intended to complete the subdivision in multiple phases. However, parcel boundaries as shown on the approved tentative map for Tract 2124 were never created because the final tract map was not completed and the tentative map expired March 27, 2002.

The sixteen proposed parcels of the "Tract 2124" annexation to Zone A were reconfigured by Lot Line Adjustment (LLA) COAL 00-0086 by Certificates of Compliance recorded December 8, 2000 in Official Documents 2000-073061 et seq. with the unintended results of portions of some of the adjusted parcels being both within and outside of the Zone A boundary. Recent review of Zone A sewer availability charges revealed that certain parcels within Zone A were not being charged because of the parcel boundary ambiguities relative to the approved Zone A boundary.

The proposed annexation will revise the Zone A boundary to align with the parcel boundaries created with COAL 00-0086, but will not accept the sanitary sewer improvements constructed within COAL 00-0086. The existing 2-inch sanitary sewer force main that was constructed to serve Lots 4 through 10 of COAL 00-0086 was not constructed to meet County Standards and therefore CSA 7 Zone A has not been and will not be operating or maintaining those private facilities. County maintenance responsibility begins at the point where the private 2-inch sanitary sewer force main connects to the CSA 7 Zone A manhole located in Saddle Way.

### **OTHER AGENCY INVOLVEMENT/IMPACT**

LAFCO has no power or duty to review, approve or disapprove a CSA zone of benefit boundary change according to Government Code 25217.3. A county service area has no governing board. Its affairs are managed by the Board of Supervisors which sits as a board of supervisors, not as ex-officio governing board of the service area. According to Government Code 25217.2 the Board may change the boundaries of a zone by following the procedures in Government Code Sections 25217 and 25217.1 as appropriate. For this situation the procedures require that your board adopt a resolution to: fix the time, date and place for the public hearing to consider the annexation of additional territory; set forth a description of the boundaries of the territory to be included in the annexation; state the reason for the annexation; state the authorized services within the zone and; state the method by which the authorized services will be financed. County Counsel has approved the attached resolution as to form and effect. The County Clerk will publish and mail the required notice prior to the hearing date and required notices will be posted in accordance with Government Code 25217.

### **FINANCIAL CONSIDERATIONS**

There is minimal cost related to the annexation of this territory into Zone A. However, the Zone A wastewater system is available for the annexed territory to connect to and this action will allow these parcels to be charged the appropriate fees for sewer service. Currently, unconnected parcels are charged an annual \$60 sewer availability charge and connected parcels are charged an annual \$237.44 sewer service fee.

### **RESULTS**

Your board's adoption of the attached resolution will set the hearing date for consideration of the proposed annexation of additional territory into Zone A of CSA 7.

File: CSA 7A

Reference: 15JAN06-C-5

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## **ATTACHMENTS**

1. Map, Zone A - Existing
2. Map, Zone A - Proposed
3. Resolution Initiating Proceedings for the Annexation of Territory to Zone A of San Luis Obispo County Service Area No. 7 (Oak Shores) and Setting Time, Date and Place for Public Hearing Thereon