



RESOLUTION NO. 040-2016

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

RESOLUTION OF INTENT TO LEVY A BENEFIT ASSESSMENT FOR THE CARSON CROSSING DRIVE DRAINAGE ZONE OF BENEFIT NO. 98310 WITHIN COUNTY SERVICE AREA NO. 9

WHEREAS, The Board of Supervisors of the County of El Dorado has formed County Service Area No. 9 pursuant to Title 3, Division 2, Part 2, Chapter 2.2 of the California Government Code; and

WHEREAS, the Board formed the Carson Crossing Drive Drainage Zone of Benefit No. 98310 (the boundaries of which are described in Exhibit A and shown on Exhibit B hereto) on February 23, 2016 by Resolution 033-2016 for the purpose of providing drainage facility maintenance services, contingent on approval of the financing mechanism for the services; and

WHEREAS, the petition submitted for forming Carson Crossing Drive Drainage Zone of Benefit proposed a benefit assessment to finance the services; and

WHEREAS, the Carson Crossing Drive Zone of Benefit is authorized to levy benefit assessments pursuant to California Government Code Sections 25217.4 and 25215.3, which allow zones of benefit to levy benefit assessments to finance operations and maintenance services consistent with the requirements of Article XIII D of the California Constitution, including benefit assessments levied pursuant to the Benefit Assessment Act of 1982 (Government Code Section 54703 et seq.); and

WHEREAS, the *County of El Dorado Policy and Procedure Guidelines for Creation and Administration of Zones of Benefit Within a County Service Area*, as amended February 10, 2015, require that a benefit assessment collected shall be in an amount sufficient to pay for the proposed services, including administrative and miscellaneous costs incurred in providing such services; and

WHEREAS, in accordance with California law, the Board of Supervisors, as the governing Board of County Service Area No. 9, has caused to be prepared a written engineer's report determining the proportional special benefit to each property to be assessed in relation to the entirety of the cost of the services, a copy of which Engineer's Report is on file at the Office of the Clerk of the Board of Supervisors at 330 Fair Lane, Placerville, California; and

WHEREAS, in order for the benefit assessment to be levied, California Constitution Article XIII D and Government Code Section 53750, et. seq., require approval by the owners of property within a zone of benefit through an assessment ballot proceeding; and

WHEREAS, pursuant to California Civil Code Section 3513, the Petitioner has requested a waiver of the requisite forty-five (45) day noticing period for the property owners to consider the benefit assessment and submit assessment protest ballots and all owners of record within the Carson Crossing Drive Drainage Zone of Benefit have provided their consent to such a waiver; and

WHEREAS, if no majority protest exists, the Board intends to levy the benefit assessments for the Carson Crossing Drive Drainage Zone of Benefit in the amounts supported by the Engineer's Report commencing with tax year 2017/2018.

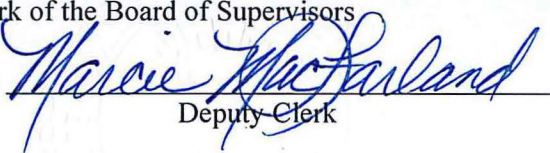
NOW, THEREFORE, BE IT RESOLVED:

1. The Board has reviewed and hereby accepts the Engineer's Report supporting the proposed benefit assessment for the Carson Crossing Drive Drainage Zone of Benefit.
2. The Board authorizes the commencement of an assessment ballot proceeding for the owners of property within the zone of benefit boundaries to consider levy of the benefit assessment for Carson Crossing Drive Zone of Benefit No. 98310.
3. The Board waives the forty-five (45) day noticing period for the property owners to consider and submit the assessment ballots.
4. The Board shall conduct a public hearing on March 8, 2016 at 11:00 a.m., immediately following the formation hearing, at which the assessment ballots will be tabulated.
5. If no majority protest exists, the Board intends to levy the subject benefit assessment beginning tax year 2017/2018, and the Carson Crossing Drive Drainage Zone of Benefit shall be formed.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 8th day of March, 2016, by the following vote of said Board:

Attest:
James S. Mitrison
Clerk of the Board of Supervisors

By:


Deputy Clerk

Ayes: Novasel, Ranalli, Mikulaco Frentzen, Veerkamp
Noes: None
Absent: None


Chair, Board of Supervisors
Ron Mikulaco

EXHIBIT 'A'

Carson Crossing Drive Zone of Benefit

Boundary Description

All that real property situate in the County of El Dorado, State of California, lying within Sections 23 and 26, Township 9 North, Range 8 East, M.D.M. and being all of Lots 1 through 11 and Lot 14 as shown on the "Large Lot Final Map of Carson Creek", filed in the office of the County Recorder of El Dorado County in Book 'J' of Maps, Page 130 and being further described as follows:

Beginning at the Northwest corner of said "Large Lot Final Map of Carson Creek", from which a 2 1/4" iron pipe fence corner stamped R.C.E. 20462, 1983 and marked for the Section corner common to Sections 14, 15, 22 and 23, Township 9 North, Range 8 East, M.D.M. bears South 89°26'35" West, 36.68 feet; thence along the North and East lines of said "Large Lot Final Map of Carson Creek" the following five (5) courses:

1. North 89°26'35" East, 2601.77 feet; thence
2. North 89°17'56" East, 1319.66 feet; thence
3. South 00°34'36" East, 2636.36 feet; thence
4. North 89°19'12" East, 1321.37 feet; thence
5. South 00°39'52" East, 121.65 feet to the Northeast corner of Lot 15 of said "Large Lot Final Map of Carson Creek";

thence along the Southeasterly line of said Lot 11 the following sixty three (63) courses:

6. South 50°56'32" West, 84.51 feet; thence
7. along the arc of a curve to the right, having a radius of 100.00 feet, the chord of which bears South 70°08'20" West, 65.76 feet; thence
8. South 89°20'08" West, 145.03 feet; thence
9. South 34°03'32" West, 117.16 feet; thence
10. South 31°40'15" West, 130.05 feet; thence
11. South 49°26'32" West, 76.87 feet; thence
12. South 29°12'26" West, 144.38 feet; thence
13. South 41°21'35" West, 113.73 feet; thence
14. South 59°37'37" West, 44.90 feet; thence
15. along the arc of a curve to the left, having a radius of 200.00 feet; the chord of which bears South 43°44'38" West, 109.47 feet; thence
16. South 27°51'38" West, 106.83 feet; thence
17. South 30°38'54" West, 90.46 feet; thence
18. South 01°17'00" West, 31.67 feet; thence
19. South 74°26'07" East, 98.07 feet; thence
20. North 83°49'52" East, 89.35 feet; thence
21. North 57°20'48" East, 74.38 feet; thence
22. along the arc of a curve to the right, having a radius of 85.00 feet, the chord of which bears North 87°49'38" East, 86.23 feet; thence
23. South 61°41'31" East, 70.05 feet; thence
24. South 40°30'23" East, 65.51 feet; thence

EXHIBIT 'A'

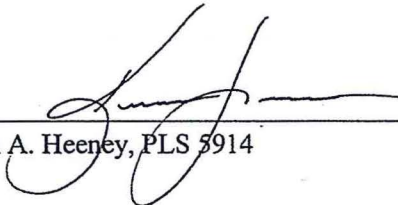
25. along the arc of a curve to the left, having a radius of 70.00 feet, the chord of which bears South 61°59'36" East, 51.28 feet to the Northwest corner of Lot 13 of said "Large Lot Final Map of Carson Creek"; thence
26. continuing along the Southeasterly line of said Lot 11, South 00°39'52" East, 200.45 feet to the Southwest corner of said Lot 13; thence
27. continuing along the Southeasterly line of said Lot 11, North 87°45'27" West, 4.95 feet; thence
28. along the arc of a curve to the right, having a radius of 270.00 feet, the chord of which bears North 66°21'57" West, 196.96 feet; thence
29. South 81°29'57" West, 134.48 feet; thence
30. South 85°45'18" West, 117.95 feet; thence
31. South 40°55'56" West, 137.60 feet; thence
32. along the arc of a curve to the right, having a radius of 100.00 feet, the chord of which bears South 88°49'52" West, 148.39 feet; thence
33. North 43°16'12" West, 20.99 feet; thence
34. South 46°43'48" West, 59.95 feet; thence
35. South 24°50'15" West, 71.21 feet; thence
36. South 08°50'05" West, 202.48 feet; thence
37. South 02°30'35" West, 90.83 feet; thence
38. along the arc of a curve to the right, having a radius of 100.00 feet; the chord of which bears South 38°54'38" West, 118.69 feet; thence
39. South 75°18'40" West, 154.16 feet; thence
40. South 57°01'03" West, 171.10 feet; thence
41. along the arc of a curve to the right, having a radius of 220.00 feet, the chord of which bears South 49°42'22" West, 158.05 feet; thence
42. South 70°45'25" West, 135.63 feet; thence
43. South 56°33'39" West, 82.11 feet; thence
44. South 43°12'30" West, 57.14 feet; thence
45. South 67°23'06" West, 84.26 feet; thence
46. South 52°38'35" West, 84.09 feet; thence
47. South 00°00'00" East, 35.46 feet; thence
48. South 56°49'01" East, 64.86 feet; thence
49. South 37°02'18" East, 30.20 feet; thence
50. along the arc of a curve to the right, having a radius of 100.00 feet, the chord of which bears South 03°30'04" West, 129.99 feet; thence
51. South 44°02'25" West, 205.74 feet; thence
52. South 42°05'22" East, 436.03 feet; thence
53. South 65°28'29" East, 183.81 feet; thence
54. South 49°17'50" East, 143.75 feet; thence
55. South 40°36'29" East, 344.30 feet; thence
56. North 28°40'03" East, 142.97 feet; thence
57. North 44°40'24" East, 67.33 feet; thence
58. along the arc of a curve to the right, having a radius of 100.00 feet, the chord of which bears North 70°06'15" East, 85.88 feet; thence
59. South 84°27'55" East, 64.02 feet; thence

EXHIBIT 'A'

60. along the arc of a curve to the left, having a radius of 40.00 feet, the chord of which bears North 60°16'02" East, 46.19 feet; thence
61. North 24°59'59" East, 0.14 feet to the Northwest corner of Lot 12 of said "Large Lot Final Map of Carson Creek"; thence
62. continuing along the Southeasterly line of said Lot 11, South 40°33'26" East, 213.13 feet to the Southwest corner of said Lot 12; thence
63. continuing along the Southeasterly line of said Lot 11 and along the arc of curve to the right, having a radius of 250.00 feet, the chord of which bears South 72°08'03" West, 223.15 feet; thence
64. South 29°30'38" West, 259.22 feet; thence
65. South 60°28'10" East, 192.32 feet; thence
66. South 54°29'49" East, 167.92 feet; thence
67. South 46°00'36" East, 263.47 feet; thence
68. South 40°33'26" East, 40.16 feet to the Southeast corner of said Lot 11; thence
69. along the Southerly line of said Lot 11, North 81°11'46" West, 866.04 feet to a point on the Southwesterly line of said "Large Lot Final Map of Carson Creek"; thence along the Southwesterly line of said "Large Lot Final Map of Carson Creek" the following four (4) courses:
70. North 38°24'30" West, 465.46 feet; thence
71. along the arc of a curve to the left, having a radius of 1943.08 feet, the chord of which bears North 50°10'26" West, 792.43 feet; thence
72. North 61°56'23" West, 1402.66 feet; thence
73. North 18°06'38" West, 5175.09 feet to the POINT OF BEGINNING, containing 412.533 acres, more or less.

End of Description

This description has been prepared by me or under my direct supervision.


Kevin A. Heeney, PLS 5914

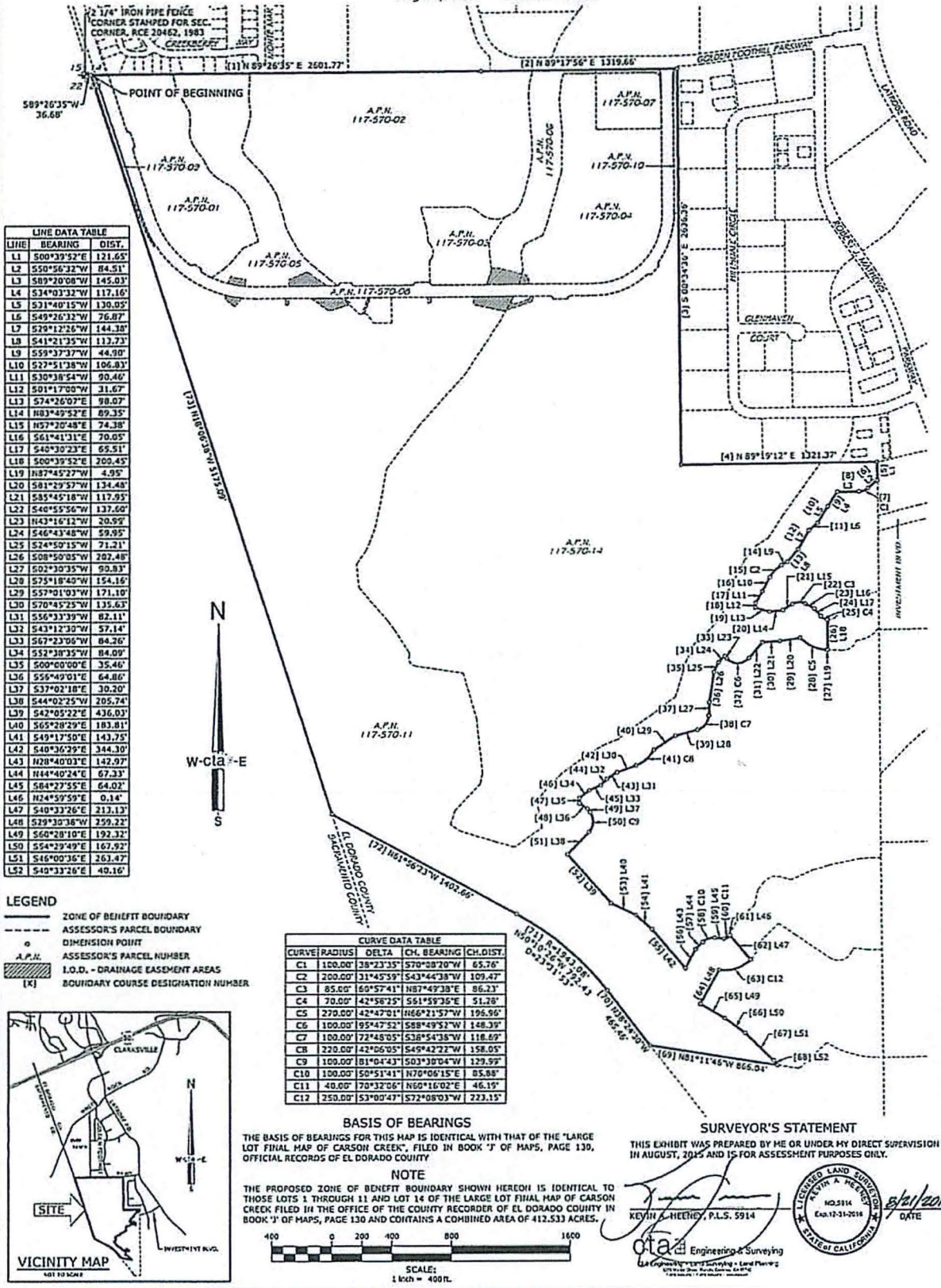


8/21/2015
Date

EXHIBIT 'B'

CARSON CROSSING DRIVE ZONE OF BENEFIT

LOTS 1 THROUGH 11 AND LOT 14 OF THE LARGE LOT FINAL MAP FOR CARSON CREEK, S.D. J-130
LYING WITHIN THE N 1/2 OF SEC. 23, T. 9 N., R. 8 E., M.D.M.
County of El Dorado, State of California
August, 2015 Scale: 1" = 400'

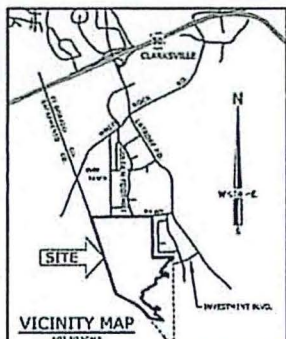


LINE DATA TABLE

LINE	BEARING	DIST.
L1	S00°39'52"E	121.65'
L2	S50°56'32"W	84.51'
L3	S89°20'08"W	145.03'
L4	S34°03'32"W	117.16'
L5	S31°40'15"W	130.05'
L6	S49°26'32"W	76.87'
L7	S29°12'26"W	144.38'
L8	S41°21'35"W	117.23'
L9	S59°37'37"W	44.80'
L10	S27°51'38"W	106.83'
L11	S30°38'54"W	90.46'
L12	S01°17'00"W	31.67'
L13	S74°26'07"E	98.07'
L14	N03°49'52"E	89.35'
L15	N57°20'48"E	74.38'
L16	S61°41'31"E	70.05'
L17	S40°30'23"E	65.51'
L18	S00°39'52"E	200.45'
L19	N87°45'27"W	4.95'
L20	S81°29'57"W	134.48'
L21	S85°45'18"W	117.95'
L22	S46°55'56"W	137.60'
L23	N42°16'12"W	20.95'
L24	S46°43'48"W	59.95'
L25	S24°50'15"W	71.21'
L26	S08°50'05"W	202.48'
L27	S02°30'35"W	90.83'
L28	S75°18'48"W	154.16'
L29	S57°01'03"W	171.10'
L30	S70°45'25"W	135.63'
L31	S56°33'39"W	82.11'
L32	S43°12'30"W	57.14'
L33	S67°23'06"W	84.26'
L34	S52°38'35"W	84.09'
L35	S00°00'00"E	35.46'
L36	S55°49'01"E	64.80'
L37	S37°02'18"E	30.20'
L38	S44°02'25"W	205.74'
L39	S42°05'22"E	436.03'
L40	S65°28'29"W	183.81'
L41	S49°17'50"E	143.75'
L42	S48°36'39"E	344.30'
L43	N08°40'03"E	142.07'
L44	N44°40'24"E	67.33'
L45	S84°27'55"E	64.02'
L46	N24°59'59"E	0.14'
L47	S40°33'26"E	213.13'
L48	S29°30'36"W	259.22'
L49	S60°28'10"E	192.32'
L50	S54°29'49"E	167.92'
L51	S46°00'36"E	263.47'
L52	S40°33'26"E	40.16'

LEGEND

- ZONE OF BENEFIT BOUNDARY
- ASSESSOR'S PARCEL BOUNDARY
- o DIMENSION POINT
- A.P.N. ASSESSOR'S PARCEL NUMBER
- I.O.D. - DRAINAGE EASEMENT AREAS
- [X] BOUNDARY COURSE DESIGNATION NUMBER



CURVE DATA TABLE

CURVE	RADIUS	DELTA	CH. BEARING	CH. DIST.
C1	100.00'	38°23'33"	S70°02'07"W	65.76'
C2	200.00'	31°45'59"	S43°44'38"W	109.47'
C3	85.00'	60°57'41"	N87°39'38"E	86.23'
C4	70.00'	42°58'25"	S51°59'56"E	51.28'
C5	270.00'	42°47'01"	N66°21'53"W	196.56'
C6	100.00'	95°47'52"	S88°49'52"W	148.39'
C7	100.00'	72°48'05"	S38°54'38"W	118.69'
C8	220.00'	42°06'05"	S49°42'22"W	158.05'
C9	100.00'	81°04'43"	S03°38'04"W	129.59'
C10	100.00'	50°51'41"	N70°06'15"E	85.88'
C11	40.00'	70°32'06"	N60°16'02"E	46.15'
C12	250.00'	53°00'47"	S72°08'03"W	223.15'

BASIS OF BEARINGS
THE BASIS OF BEARINGS FOR THIS MAP IS IDENTICAL WITH THAT OF THE 'LARGE LOT FINAL MAP OF CARSON CREEK', FILED IN BOOK 'J' OF MAPS, PAGE 130, OFFICIAL RECORDS OF EL DORADO COUNTY.

NOTE
THE PROPOSED ZONE OF BENEFIT BOUNDARY SHOWN HEREON IS IDENTICAL TO THOSE LOTS 1 THROUGH 11 AND LOT 14 OF THE LARGE LOT FINAL MAP OF CARSON CREEK FILED IN THE OFFICE OF THE COUNTY RECORDER OF EL DORADO COUNTY IN BOOK 'J' OF MAPS, PAGE 130 AND CONTAINS A COMBINED AREA OF 412.533 ACRES.

SURVEYOR'S STATEMENT
THIS EXHIBIT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION IN AUGUST, 2015 AND IS FOR ASSESSMENT PURPOSES ONLY.

KEYN A. HEETH, P.L.S. 5914
 Engineering & Surveying
 12400 Highway 99, Suite 100, El Dorado, CA 95762
 (925) 266-1111
 LICENSED LAND SURVEYOR
 NO. 5114
 Exp. 12-31-2016
 DATE: 8/21/2015

