

Inter-Departmental Correspondence

Date: May 10, 2001

Board Meeting Date: May 22, 2001

TO: Honorable Board of Supervisors
FROM: Neil R. Cullen, Director of Public Works
SUBJECT: **Annexation of Territory to the Fair Oaks Sewer Maintenance District - Lands of Kellogg - Woodside Area**

RECOMMENDATION

After conducting the public hearing:

- 1) adopt a Resolution ordering the annexation, and
- 2) instruct the Clerk of the Board to transmit a copy of the Resolution ordering annexation to the Town of Woodside.

Previous Board Action

1. Entered into an agreement with the Town of Woodside to provide for the transport and the treatment of sewage from the Town's Redwood Creek Main Trunk and Glens Collection System Assessment District (Assessment District)
2. Set 9 30 a.m. on Tuesday, May 22, 2001, in your Chambers as the time and place of a public hearing on the annexation of the Lands of Kellogg to the Fair Oaks Sewer Maintenance District (District).

Key Facts

1. The property to be annexed is within the Assessment District, but is not within the current boundaries of the District.
2. The Agreement with the Town requires the Town to approve annexations of property within the Town into the District.
3. The Town adopted Resolution No. 2001-6257 consenting to the proposed annexation.
4. A public hearing to consider an annexation to the District is required pursuant to Section 5838 et seq. of the Streets and Highways Code.

Discussion

Mr. and Mrs. Harry W. Kellogg Jr., whose property is at 215 Ridgeway Road and identified by Assessor's Parcel Number 069-141-030, have requested that their property be annexed to the District for the purpose of receiving sewer services.

Honorable Board of Supervisors

**Subject: Annexation of Territory to the Fair Oaks Sewer Maintenance District -
Lands of Kellogg - Woodside Area**

May 10, 2001

Board Meeting Date: May 22, 2001

Page 2

The Public Hearing for the proposed annexation has been properly noticed and the appropriate description prepared and we are therefore recommending that the annexation be approved

Fiscal Impact

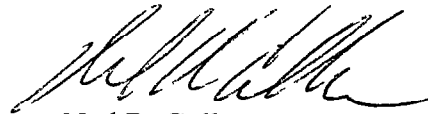
The property owners have paid all required fees as follows:

- * Annexation Processing Fee \$400
- * The District Connection Fee: \$2,863
- * Sewer Inspection Permit Fee \$50
- * The State Board of Equalization s Recording and Mapping Fee \$300

The property will be subject to the annual District sewer service charge (currently \$174).

There is no impact on the County General Fund

A form of resolution has been approved by County Counsel



Neil R. Cullen
Director of Public Works

NRC:JSD sdd

F:\USERS\ADMIN\P&S\FOSMD\BOARDSUP\2001\Kellogg 2 doc

F:\USERS\UTILITY\SEWERAD\DISTRICT\FOSMD\ANNEX\FY 00-01\WOODSIDE\KELLOGG\KELLOGG2 WPD

Enclosures: Annexation Plats

cc. Mr. and Mrs. Harry W. Kellogg Jr
1205 Happy Valley Avenue, San Jose, CA 95129
Mr Kent Dewell, Woodside Town Engineer
Milt Mares, County Counsel
Brian C Lee, Division Manager, Programs and Engineering Services
Walt Callahan, Flood Control and Utilities Manager
Joe D'Angelo, Management Analyst, Flood Control and Utility Services
Carlo R. Holquin, Sr. Drafting Technician

EXHIBIT "A"

**PROPOSED ANNEXATION
OF THE LANDS OF KELLOGG TO THE
FAIR OAKS SEWER MAINTENANCE DISTRICT
(215 RIDGEWAY ROAD)**

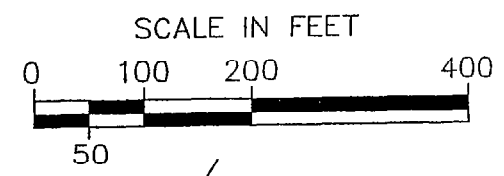
Lot 45 and a portion of Ridgeway Road, as said Lot, and Road are shown on the map entitled "Tract No 579, Woodside Hills, Unit No 2" filed in the Office of the Recorder of the County of San Mateo, State of California, on July 3rd 1947 in Book 27 of maps at Pages 21, 22, 23 and 24, and more particularly described as follows

Beginning at the most southerly corner of said Lot 45, said point also being an angle point in the boundaries of the Fair Oaks Sewer Maintenance District as established by Res #041346 passed and adopted on August 19, 1980, Thence from said Point of Beginning North 38° 19' 23" East along the southeasterly line of said Lot and along said District boundaries, 165 14 feet to an angle point in the District boundaries as established by Res #55721, passed and adopted on December 17, 1991 said point also being the southwesterly corner of Lot 44 as shown on said map, Thence continuing along said District boundaries and the northeasterly line of said Lot North 5° 46' 07" East 251 70 feet to a point in the southerly line of said Ridgeway Road, Thence northeasterly, leaving said District boundaries along the northeasterly prolongation of the northwesterly line of said Lot, 50 feet more or less to a point in the northerly line of said Ridgeway Road, Thence northwesterly along said northerly line 70 feet more or less to the southeasterly corner of Lot 36 as shown on said map and an angle in the boundary of the Fair Oaks Sewer Maintenance District as established by Res #52135 passed and adopted on December 13, 1988; Thence continuing northwesterly along said northerly line and District boundary 110 feet more or less to the intersection thereof with the northeasterly prolongation of the westerly line of said Lot 45, Thence leaving said northerly line and District boundary southwesterly along said prolongation and westerly line South 17° 47' 23" West 328 feet more or less to the southwesterly corner of said Lot, Thence South 48° 53' 45" East 199 95 feet to the Point of Beginning

Containing 1 9 acres more or less

EXHIBIT "A"

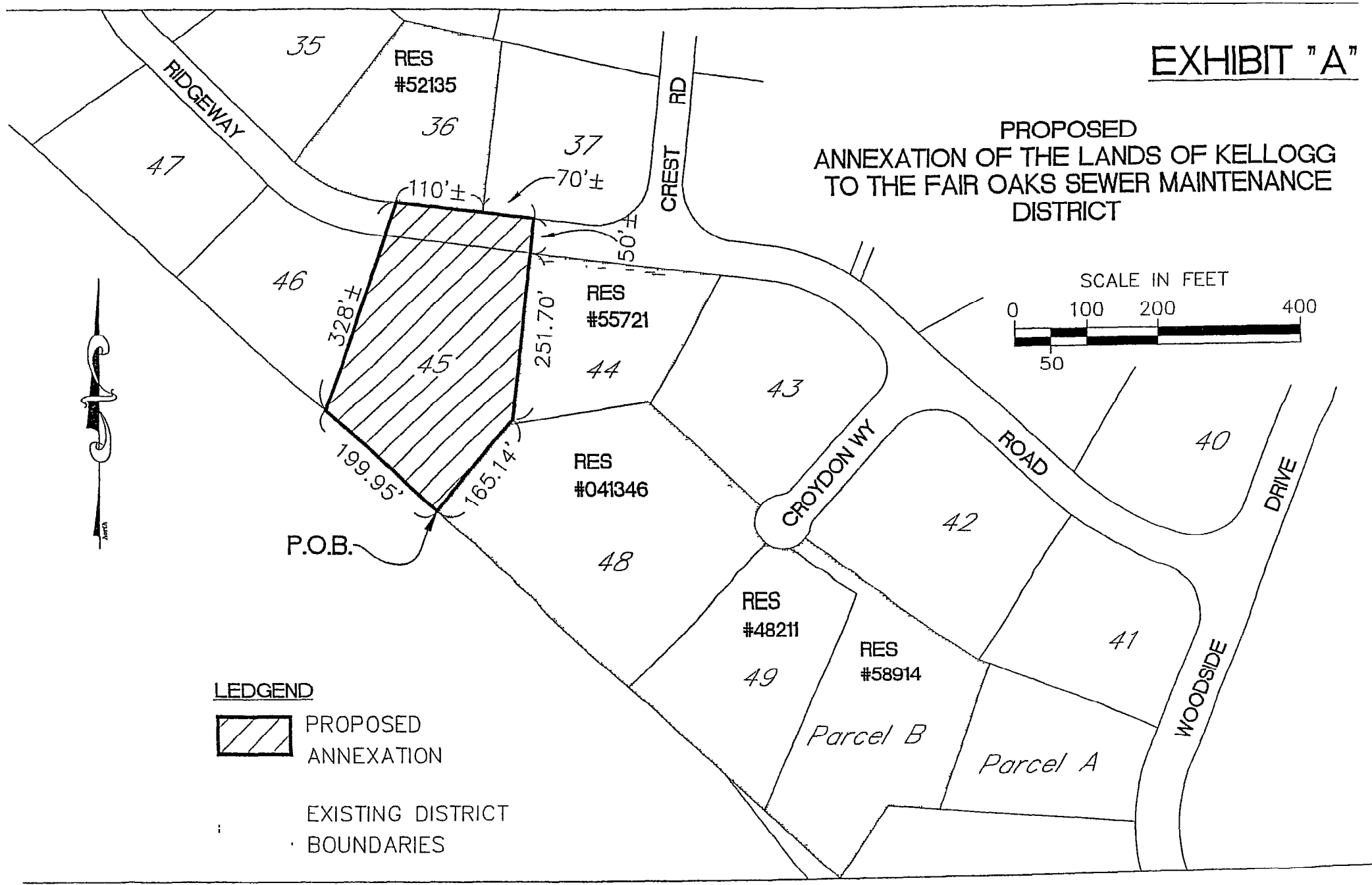
PROPOSED ANNEXATION OF THE LANDS OF KELLOGG TO THE FAIR OAKS SEWER MAINTENANCE DISTRICT

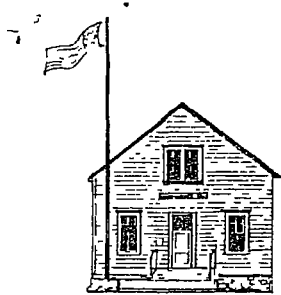


LEDGEND

 PROPOSED ANNEXATION

 EXISTING DISTRICT BOUNDARIES





The Town of
Woodside

March 12, 2001

Mr Walt Callahan
San Mateo County Department of Public Works
10 Twin Dolphin Drive
Suite C-200
Redwood City, CA 94065

SUBJECT: Town of Woodside Resolution 2001-6257

Dear Mr Callahan,

Enclosed is a certified copy of the subject resolution consenting to the
Annexation of Certain Territory to the Fair Oaks Sewer Maintenance District
(215 Ridgeway Road, Kellogg)

P O Box 620005
2955 Woodside Road
Woodside CA 94062

Sincerely,

A handwritten signature in black ink that reads "Kent Dewell". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Kent Dewell
Town Engineer

Enclosure

H:\E1g neering\ENG Swr A 1n\ Requests\215Ridgeway RdCountyLetter.doc

650-851-6790

Fax 650-851-2195

townhall@woodside-town.org

RESOLUTION NO. 2001 - 6257

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WOODSIDE
CONSENTING TO THE ANNEXATION OF CERTAIN
TERRITORY TO THE FAIR OAKS SEWER MAINTENANCE
DISTRICT (KELLOGG, 215 RIDGEWAY ROAD)

WHEREAS, the Fair Oaks Sewer Maintenance District has requested that the Town of Woodside consent to the annexation of the hereinafter described territory to the Fair Oaks Sewer Maintenance District; and

WHEREAS, said property is within the boundaries of the Redwood Creek Trunk Sewer Assessment District; and

WHEREAS, this Council finds that such annexation would be in the best interest of the Town and of the Fair Oaks Sewer Maintenance District, according to the agreement between the two agencies, dated April 2, 1968; and

WHEREAS, the prospective property owners, Harry and Linda Kellogg, have paid the fee in lieu of construction and installation of a public sewer to the property of \$14,250 and Town fees of \$1,350.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WOODSIDE AS FOLLOWS The Town of Woodside hereby consents to the annexation of all of that certain real property situated in the Town of Woodside, County of San Mateo, State of California, identified as Assessor's Parcel No. 069-141-030, to the Fair Oaks Sewer Maintenance District.

* * * * *

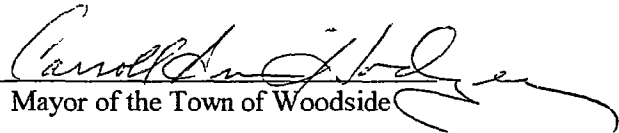
PASSED AND ADOPTED by the Town Council of the Town of Woodside, March 7, 2001, by the following vote of the members thereof.

AYES, and in favor thereof, Councilmembers: Blake, Boynton, Goeld, Putnam, Tanner, and Mayor Hodges.

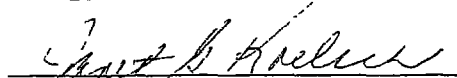
NOES, Councilmembers: None.

ABSENT, Councilmembers: Sinclair

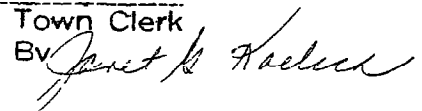
ABSTAIN, Councilmembers: None.


Mayor of the Town of Woodside

ATTEST:


Clerk of the Town of Woodside

I hereby certify that the above
is a true copy
of Resolution 2001-6257
Date 3/12/01

Town Clerk
By 

Resolution No. _____

Board of Supervisors, County of San Mateo, State of California

* * * * *

**Resolution Ordering Annexation of Territory to the
Fair Oaks Sewer Maintenance District (FOSMD) -
Lands of Kellogg - Woodside Area**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, on Tuesday, the **24th** day of **April 2001**, this Board adopted its Resolution of Intention No. **64402**, to annex territory to the Fair Oaks Sewer Maintenance District, a Maintenance District organized and existing under and pursuant to Section 5838 et seq of the Street and Highways Code, the said territory being more particularly described in Exhibit "A" hereto attached and made a part hereof by reference, and

WHEREAS a copy of said Resolution, headed by the words "NOTICE OF HEARING" was published once a week for two successive weeks in the San Mateo County Times, a newspaper of general circulation, circulated in the District and in the territory proposed to be annexed, deemed by this Board to be most likely to give Notice of Hearing to all inhabitants of each, and copies of said Resolution with like heading in letters of not less than one inch in height were also posted in three conspicuous places in the maintenance district in which the territory is to be annexed, and in three conspicuous places in the territory proposed to be annexed, not less than ten days prior to the day set for hearing, and

WHEREAS, a full hearing was held thereon at the time and on the date appointed and all persons desiring to be heard were fully heard by this Board; and

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED as follows

1. That all written protests and other written communications were publicly read at said hearing and all persons desiring to be heard were fully heard and that all protests to the inclusion of said territory, if any, be, and each of them are hereby overruled

2 That the maintenance district will be benefited by the annexation of the territory described in the Resolution of Intention and this Board consents to the annexation of said area hereinafter described.

3 That, subject to the conditions set forth herein, the boundaries of the Maintenance District are hereby altered to include said territory and that the territory so annexed is not within the boundaries of any other maintenance district, are situated in the Town of Woodside, and is more particularly described in Exhibit "A", attached hereto and by the reference made a part hereof.

4 That the Director of Public Works is hereby authorized and directed to prepare maps or plats of the territory hereby annexed and to deliver two or more copies of the said map or plat to the Clerk of the Board of Supervisors.

5 That the Clerk of this Board of Supervisors be, and is hereby authorized and directed to file with the County Assessor of San Mateo and the State Board of Equalization statements of the annexation of said territory setting forth the legal description of the boundary thereof, together with said maps and plats prepared by the Director of Public Works pursuant to Sections 54900 and 54904, inclusive, of the Government Code.

6. That the Clerk of this Board be, and is hereby directed to transmit to the Town of Woodside statements of the annexation of said territory, together with a copy of the executed Resolution ordering the annexation.

* * * * *

EXHIBIT "A"

**PROPOSED ANNEXATION
OF THE LANDS OF KELLOGG TO THE
FAIR OAKS SEWER MAINTENANCE DISTRICT
(215 RIDGEWAY ROAD)**

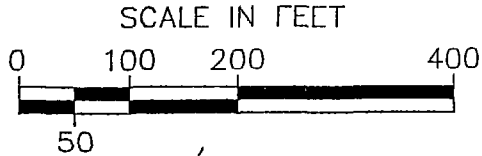
Lot 45 and a portion of Ridgeway Road, as said Lot, and Road are shown on the map entitled "Tract No 579, Woodside Hills, Unit No 2" filed in the Office of the Recorder of the County of San Mateo, State of California, on July 3rd 1947 in Book 27 of maps at Pages 21, 22, 23 and 24, and more particularly described as follows.

Beginning at the most southerly corner of said Lot 45, said point also being an angle point in the boundaries of the Fair Oaks Sewer Maintenance District as established by Res #041346 passed and adopted on August 19, 1980, Thence from said Point of Beginning North 38° 19' 23" East along the southeasterly line of said Lot and along said District boundaries, 165 14 feet to an angle point in the District boundaries as established by Res #55721, passed and adopted on December 17, 1991 said point also being the southwesterly corner of Lot 44 as shown on said map, Thence continuing along said District boundaries and the northeasterly line of said Lot North 5° 46' 07" East 251 70 feet to a point in the southerly line of said Ridgeway Road, Thence northeasterly, leaving said District boundaries along the northeasterly prolongation of the northwesterly line of said Lot, 50 feet more or less to a point in the northerly line of said Ridgeway Road, Thence northwesterly along said northerly line 70 feet more or less to the southeasterly corner of Lot 36 as shown on said map and an angle in the boundary of the Fair Oaks Sewer Maintenance District as established by Res #52135 passed and adopted on December 13, 1988, Thence continuing northwesterly along said northerly line and District boundary 110 feet more or less to the intersection thereof with the northeasterly prolongation of the westerly line of said Lot 45, Thence leaving said northerly line and District boundary southwesterly along said prolongation and westerly line South 17° 47' 23" West 328 feet more or less to the southwesterly corner of said Lot, Thence South 48° 53' 45" East 199 95 feet to the Point of Beginning



Containing 1 9 acres more or less

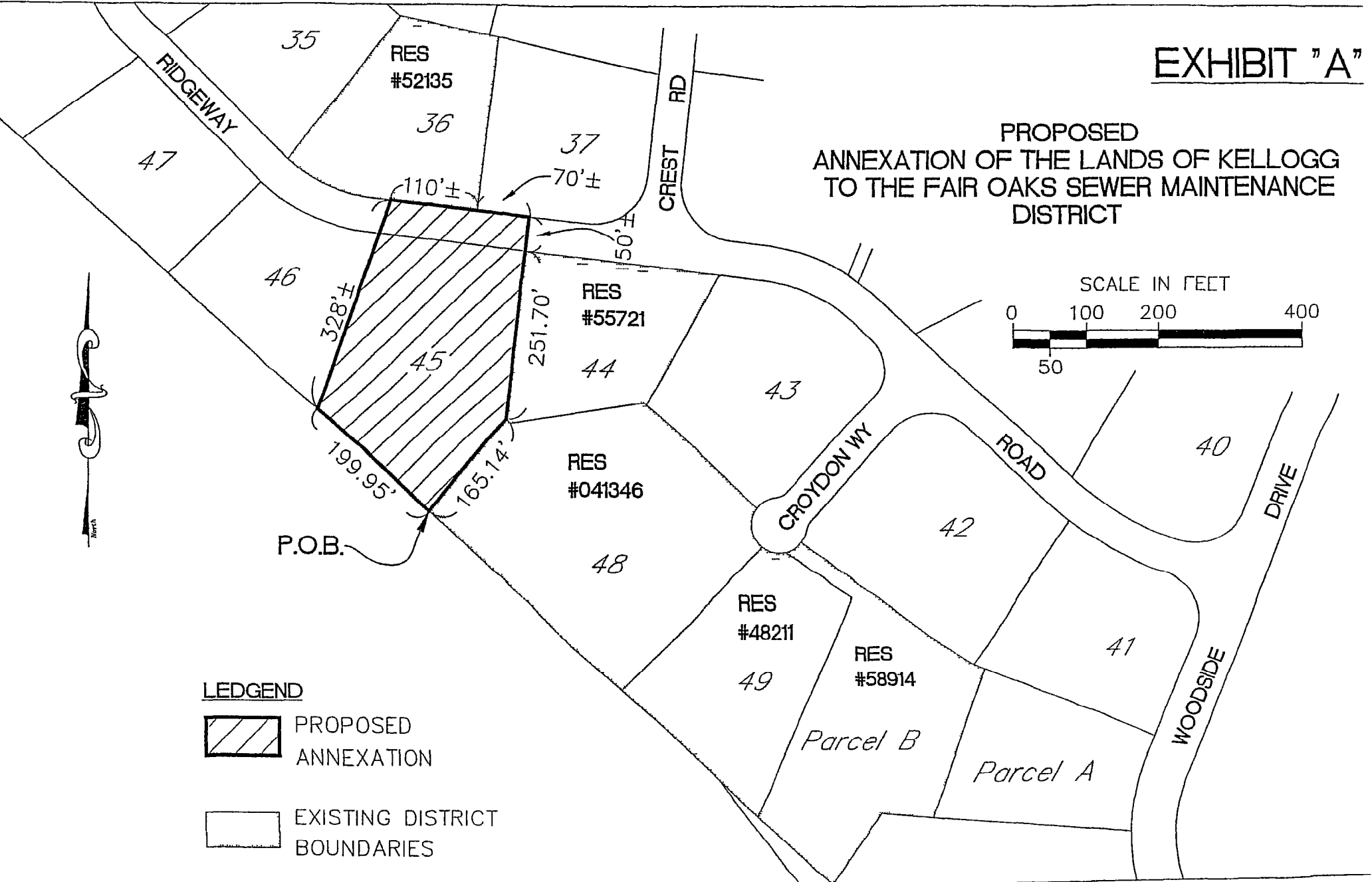
EXHIBIT "A"

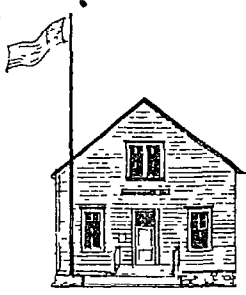
PROPOSED ANNEXATION OF THE LANDS OF KELLOGG TO THE FAIR OAKS SEWER MAINTENANCE DISTRICT



LEDGEND

-  PROPOSED ANNEXATION
-  EXISTING DISTRICT BOUNDARIES





The Town of
Woodside

March 12, 2001

Mr. Walt Callahan
San Mateo County Department of Public Works
10 Twin Dolphin Drive
Suite C-200
Redwood City, CA 94065

SUBJECT: Town of Woodside Resolution 2001-6257

Dear Mr Callahan,

Enclosed is a certified copy of the subject resolution consenting to the
Annexation of Certain Territory to the Fair Oaks Sewer Maintenance District
(215 Ridgeway Road, Kellogg)

P O Box 620005
2955 Woodside Road
Woodside CA 94062

Sincerely,

A handwritten signature in black ink that reads "Kent Dewell". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Kent Dewell
Town Engineer

Enclosure

H:\Engineering\ENG\Swr Annx Requests\215RidgewayRdCountyLetter.doc

650-851-6790

Fax 650-851-2195

townhall@woodsidetown.org

RESOLUTION NO. 2001 - 6257

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WOODSIDE
CONSENTING TO THE ANNEXATION OF CERTAIN
TERRITORY TO THE FAIR OAKS SEWER MAINTENANCE
DISTRICT (KELLOGG, 215 RIDGEWAY ROAD)

WHEREAS, the Fair Oaks Sewer Maintenance District has requested that the Town of Woodside consent to the annexation of the hereinafter described territory to the Fair Oaks Sewer Maintenance District; and

WHEREAS, said property is within the boundaries of the Redwood Creek Trunk Sewer Assessment District; and

WHEREAS, this Council finds that such annexation would be in the best interest of the Town and of the Fair Oaks Sewer Maintenance District, according to the agreement between the two agencies, dated April 2, 1968; and

WHEREAS, the prospective property owners, Harry and Linda Kellogg, have paid the fee in lieu of construction and installation of a public sewer to the property of \$14,250 and Town fees of \$1,350.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WOODSIDE AS FOLLOWS: The Town of Woodside hereby consents to the annexation of all of that certain real property situated in the Town of Woodside, County of San Mateo, State of California, identified as Assessor's Parcel No. 069-141-030, to the Fair Oaks Sewer Maintenance District.

* * * * *

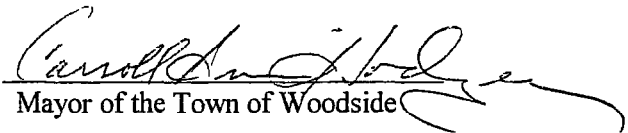
PASSED AND ADOPTED by the Town Council of the Town of Woodside, March 7, 2001, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: Blake, Boynton, Goeld, Putnam, Tanner, and Mayor Hodges.

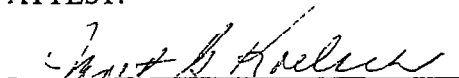
NOES, Councilmembers: None.

ABSENT, Councilmembers: Sinclair

ABSTAIN, Councilmembers: None.


Mayor of the Town of Woodside

ATTEST:


Clerk of the Town of Woodside

I hereby certify that the above
is a true copy
of Resolution 2001-6257
Date 3/12/01

Town Clerk
By 