

# COUNTY OF SAN MATEO

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## Inter-Departmental Correspondence

Date: May 21, 2001

Board Meeting Date: June 5, 2001

**TO:** Honorable Board of Supervisors

**FROM:** Neil R. Cullen, Director of Public Works

**SUBJECT:** Resolution Setting Time and Date of a Public Hearing - Adoption of the 2001-2002 Water Pollution Control Service Charges Report for Flood Control Zone Two - City of Pacifica

### RECOMMENDATION

Acting as the governing board of the San Mateo County Flood Control District, adopt a Resolution setting the time and place for a public hearing on the approval of charges in Flood Control Zone Two for Fiscal Year 2001-2002 for the purpose of financing the City of Pacifica's Community Storm Water Pollution Control Program within the corporate limits of the City of Pacifica (9:00 a.m., Tuesday, July 3, 2001).

### Previous Board Action

1. Formed Flood Control Zone Two in 1994 at the request of City of Pacifica for the purpose of financing pollution control requirements of the National Pollution Discharge Elimination System (NPDES) within Pacifica's City limits. The boundaries of Zone Two are contiguous with those of the City of Pacifica.
2. Adopted as the Zone project the San Mateo County Storm Water Management Plan, 1998-2003.
3. Adopted Ordinance No. 03665 in 1995 at the request of Pacifica City Council, which established the charge rates for storm water pollution control services in Flood Control Zone Two.

### Key Facts

1. The San Mateo County Flood Control Act provides that charges may be placed upon the tax roll.
2. The City Council of the City of Pacifica has adopted a resolution requesting that your Board continue the Zone Two charges to finance the City's Community Program for NPDES.

Honorable Board of Supervisors

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**Discussion**

The ordinance adopted by your Board, established the following charges for Zone Two based on parcel use:

Vacant	\$ 7 00
Single Family/Townhouse/Church/Condominium	\$14 00
All Other	\$28 00

The fees in the report are proposed to be levied on every parcel on the assessor's roll in Zone Two except for parcels owned by Local, State and Federal governments, and public school districts. Separately taxed improvements, such as mobile homes and underground utility improvements, have also been exempted.

The purpose of the public hearing on this report is to allow your Board to hear and consider any and all objections or protests to the amount of the individual charges. After the close of the hearing your Board may adopt the charges as presented or modify any charge in the report or overrule any or all objections.

County Counsel has advised us that the NPDES charges are an on going charge with no increase and therefore are not subject to the Proposition 218 requirement of sending a separate notice to each individual property owner. Therefore we are recommending that we notice the public hearing by publishing a notice twice in a newspaper of general circulation.

**Fiscal Impact**

The charges will finance the City's Community Program in the amount of \$172,000. The City will reimburse the County for the costs associated with levying the charges including the \$0.30 per parcel charge levied by the Controller. There is no impact to the General Fund.

Honorable Board of Supervisors

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A form of resolution setting the time and date of the public hearing has been approved by County Counsel



Neil R. Cullen  
Director of Public Works

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**File No.: F-149 (60)**

cc: David Carmany, City Manager, Pacifica  
Milt Mares, County Counsel  
Brian C. Lee, P.E., Division Manager, Programs & Engineering Services  
Richard Napier, C/CAG  
Robert M. Davidson, C/CAG  
Walter D. Callahan, Flood Control and Utility Services Manager

Resolution No. \_\_\_\_\_

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

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**Resolution Setting Time and Place for a Public Hearing on the  
Approval of the Charges in Flood Control Zone Two  
for Fiscal Year 2001-2002  
for the Purpose of Carrying Out Pollution Control Requirements  
of the National Pollution Discharge Elimination System**

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**RESOLVED**, by the Board of Supervisors, County of San Mateo, State of California, as the governing board of the San Mateo County Flood Control District, Zone Two, that

**WHEREAS**, the San Mateo County Flood Control District Act allows that fees or charges may be collected on the tax roll for each parcel of property in a specific zone, and

**WHEREAS**, a written report of the charges for Fiscal Year 2001-02 for the purpose of carrying out the City of Pacifica's Community Storm Water Pollution Control Program in Zone Two has been filed with the Clerk of this Board; and

**WHEREAS**, a public hearing is required to consider any and all objections to said charges

NOW, THEREFORE, Notice is hereby given that

1. **Tuesday, July 3, 2001**, at **9:00 a.m.** in the Chambers of the Board of Supervisors of the County of San Mateo at 400 County Center, Redwood City, California, is hereby fixed as the time and place of the hearing on the filing of the 2001-2002 Service Charges Report for San Mateo County Flood Control Zone Two.

2. The Clerk of this Board shall cause a copy of the 'Notice of Public Hearing' attached hereto, to be published once a week for two consecutive weeks, the last publication at least seven days prior to date set for hearing, in the San Mateo County Times, a newspaper of general circulation in the above named Flood Control Zone Two

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**BOARD OF SUPERVISORS  
COUNTY OF SAN MATEO**

**NOTICE OF HEARING  
ON FILING OF THE 2001-2002 SERVICE CHARGES REPORT  
FOR THE PURPOSE OF CARRYING OUT POLLUTION CONTROL  
REQUIREMENTS OF  
THE NATIONAL POLLUTION CONTROL DISCHARGE ELIMINATION SYSTEM  
(NPDES)**

**NOTICE IS HEREBY GIVEN** that the San Mateo County Board of Supervisors, as the governing board of the San Mateo County Flood Control District, will hold a public hearing on the filing with the Clerk of the Board of Supervisors of the 2001-2002 Service Charges Report for San Mateo County Flood Control Zone Two. The report contains the individual charge proposed to be levied on individual parcels of real property in Zone Two to finance City of Pacifica's Community Storm Water Pollution Control Program pursuant to the San Mateo County Storm Water Management Plan, 1998-2003, adopted by the Board on March 10, 1998, and incorporated in an NPDES Municipal Permit issued by the State of California Regional Water Quality Control Board

The filing of the 2001-2002 Service Charges Report for Flood Control Zone Two will result in these charges being placed on the tax roll. They will appear on the bill of each affected property as ' PAC STORM WATER FEE ' and be collected in the same manner as the property tax

Information concerning these charges may be obtained from the Office of the Director of Public Works, 555 County Center, 5<sup>th</sup> Floor, Redwood City, CA 94063, telephone (650) 363-4100, during the hours of 8.00 a.m. and 5:00 p.m., Monday through Friday.

The hearing will be held as follows:

**DATE: Tuesday, July 3, 2001**  
**TIME: 9:00 a.m.**  
**PLACE: Board of Supervisors Chambers**  
**400 County Center**  
**Redwood City, California**

The meeting will be open to the public and anyone interested may appear and be heard on this matter or submit a written statement

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DATE

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JOHN MALTBIE  
County Manager/Clerk of the Board