

# COUNTY OF SAN MATEO

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## Inter-Departmental Correspondence

Date: May 23, 2001

Board Meeting Date: July 3, 2001

**TO:** Honorable Board of Supervisors

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

**SUBJECT:** 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, at the conclusion of the public hearing, adopt a Resolution approving the 2001-2002 Water Pollution Control Service Charges Report for Flood Control Zone Two and direct the Clerk of the Board to file the report with the County Controller.

### Previous Board Action

1. Formed Flood Control Zone Two in 1994 at the request of City of Pacifica for the purpose of carrying out 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.
4. Set 9:00 a.m. on July 3, 2001 in your Chambers as the time and place of a public hearing on the 2001-2002 Water Pollution Control Service Charges Report for Flood Control Zone Two - City of Pacifica.

### Key Facts

1. The San Mateo County Flood Control Act provides that service 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 charge rates to finance the City's Community Program for NPDES.

Honorable Board of Supervisors

**Subject: Adoption of the 2001-2002 Water Pollution Control Service Charges Report  
for Flood Control Zone Two - City of Pacifica**

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**Discussion**

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

Vacant	\$ 7.00
Single Family/Townhouse/Church/Condominium	\$14.00
All Other	\$28.00

The fees in the report have been imposed upon every parcel on the assessor's roll in Zone 2 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.

**Fiscal Impact**

The charges will finance the City's Community Program in the amount of \$172,000. The City will reimburse us 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.

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



Neil R. Cullen  
Director of Public Works

NRC:WDC:sdd

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- cc: David Carmany, City Manager, City of Pacifica  
Milt Mares, County Counsel  
Brian C. Lee, P.E., Division Manager, Programs and 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  
Acting as the Governing Board of the San Mateo County Flood Control District**

\* \* \* \* \*

**Resolution Adopting the 2001-2002 Storm Water Pollution Control Service Charges Report  
for Flood Control Zone Two**

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

**WHEREAS**, the Director of Public Works of San Mateo County has prepared the report described in Section 8(c) of the San Mateo County Flood Control Act relating to the collection of service charges on the tax roll; and

**WHEREAS**, a public hearing was held on July 3, 2001, in the Board of Supervisor's Chambers; and

**WHEREAS**, this Board heard and considered all objections and protests to said report at said public hearing:

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

1. This Board does hereby confirm and adopt said report and declare the charges set forth therein to be, and the same are hereby, established and set for the 2001-2002 Fiscal Year.

2. The Clerk of this Board is directed to record this Resolution with the Recorder of the County of San Mateo, and further, immediately thereafter, to file with the Controller a copy of the report with a statement endorsed thereon that the charges set forth therein have been finally adopted by the Board of Supervisors.

3. The Director of Public Works is authorized to refund, as appropriate, any overcharge contained in said report to the owner of the parcel so overcharged when the overcharge resulted from data, data entry or computation errors as determined by said Director of Public Works.

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