

Interdepartmental Correspondence

Date: June 18, 2001

Board Meeting Date: July 3, 2001

TO: Honorable Board of Supervisors
FROM: Neil R. Cullen, Director of Public Works
SUBJECT: Annexation of Territory to the Emerald Lake Heights Sewer Maintenance District - Lands of Lorenzo and Polati – Redwood City Area

RECOMMENDATION

Adopt a Resolution of Intention setting a time and place for a public hearing to consider the proposed annexation of the Lands of Lorenzo and Polati to the Emerald Lake Heights Sewer Maintenance District.

Previous Board Action

Acting as the governing board of the County, the Emerald Lake Heights Sewer Maintenance District and the Scenic Heights County Sanitation District, entered into an agreement (known as the “Scenic Heights Agreement”) between the County, the City of San Carlos, the Emerald Lake Heights Sewer Maintenance District and the Scenic Heights County Sanitation District which provides that:

1. the Scenic Heights District will transport sewage from certain properties within the boundaries of the four agencies through the “Hassler Sanitary Line” (known as the “Hassler Line”) which is owned and operated by the Scenic Heights District; and
2. any additional connections to the Hassler Line needs the prior approval of the City of San Carlos, as the City provides for the treatment of the sewage transported through the Hassler Line.

Key Facts

1. The City of San Carlos had previously approved the connection of the property that is now owned by Lorenzo and Polati at 1249 Edgewood Road to the Hassler Line, and has no objection to the proposed annexation.
2. The proposed annexation will validate that the property is connected to the Hassler Line and the property owners will pay for the transport and treatment of the sewage from the property, as do other property owners that are within the area covered by the Scenic Heights Agreement.
3. A public hearing to consider an annexation to the District is required pursuant to Section 4860 et seq. of the Health and Safety code.

Honorable Board of Supervisors

Subject: Annexation of Territory to the Emerald Lake Heights Sewer Maintenance District - Lands of Lorenzo and Polati – Emerald Lake Hills Area

June 18, 2001

Board Meeting Date: July 3, 2001

Page 2

Discussion

The Hassler line was originally constructed as an outfall sewer through the City of San Carlos to the San Francisco Bay from San Francisco's Hassler Health Home Facilities that were located near Edmonds and Edgewood Road. Our research indicates that the City of San Carlos approved some individual connections to the Hassler Line downstream of the Hassler Health Home Facilities, but these connections were never required to annex to any district or pay for any maintenance of the Hassler Line. The Scenic Heights County Sanitation District became responsible for the Hassler Line as a condition of being allowed to connect to the line to provide sewer service to the properties that are within the District. In addition, the original Emerald Lake Heights District's area was also allowed to connect to the Hassler Line as well as other areas in the City of San Carlos, and the County Facilities at Cordilleras Center.

The home that was on the property currently owned by Steven V. and Nancy L. Lorenzo and Ernest J. and Traci M. Polati, at 1249 Edgewood Road was demolished and the new owners have requested to reconnect the property to the Hassler Line to facilitate their proposed development of this property. This led to our research and the conclusion that the City had approved a connection in the past but that the property had not been paying sewer service charges that finance both the maintenance of the facilities that transport the sewage and for sewage treatment. We contacted the City of San Carlos and City staff agreed that it would be appropriate for the property to be annexed to the District to memorialize that the property is connected and in order for the owners of the new development to pay a fair share of the cost of transporting and treating the sewage from this property.

Fiscal Impact

The property owners have or will pay the required fees for the parcel as follows:

- ◆ Treatment Capacity Fee to the City of San Carlos - \$1,600
- ◆ Annexation Processing Fee: \$400
- ◆ The State Board of Equalization's Recording and Mapping Fee: \$300
- ◆ Sewer Inspection Permit Fee: \$50

The property owners will also be subject to the annual sewer service charge in the original Emerald Lake Heights District, which are currently \$322 per year.

Honorable Board of Supervisors

**Subject: Annexation of Territory to the Emerald Lake Heights Sewer Maintenance
District - Lands of Lorenzo and Polati – Emerald Lake Hills Area**


June 18, 2001

Board Meeting Date: July 3, 2001

Page 3

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:WDC:JSD:AM:sdd

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cc: Joseph and Traci Polati
577 Rocky Way
Woodside, CA 94062
Steve and Nancy Lorenzo
3716 Bret Harte Drive
Redwood City, CA 94070
Milt Mares, County Counsel
Brian C. Lee, P.E., Division Manager, Program and Engineering Services

Resolution No. _____

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

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**Resolution of Intention to Annex Territory to the
Emerald Lake Heights Sewer Maintenance District (ELHSMD) -
Lands of Lorenzo and Polati – Redwood City Area**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that the public interest and convenience require, and that it is the intention of said Board to annex the territory near the City of Redwood area to the **EMERALD LAKE HEIGHTS SEWER MAINTENANCE DISTRICT (ELHSMD)**, which territory is described in Exhibit "A" hereto attached and made a part hereof by reference.

NOTICE IS HEREBY GIVEN THAT on Tuesday, the **24th day of July 2001**, at the hour of **9:00 a.m.** o'clock, at the Chambers of the Board of Supervisors of the County of San Mateo, in the Hall of Justice and Records, 400 County Center (formerly 401 Marshall Street), Redwood City, California, are hereby fixed as the date, time and place when and where all persons having any objection to the annexation of said territory to said District may be heard.

The Clerk of the Board of Supervisors of said County, pursuant to Section 4860 et seq. of the Health and Safety Code, shall cause a copy of Exhibit "B" to this Resolution headed by the words "**NOTICE OF HEARING**", to be published once a week for two successive

weeks in the San Mateo County Times, a newspaper of general circulation, circulated in said District, and in the territory proposed to be annexed, deemed by this Board to be most likely to give notice of hearing to all the inhabitants of each.

Copies of this Resolution with the heading of "**NOTICE OF HEARING**" in letters not less than one inch in height shall also be posted in three conspicuous places within the maintenance district to which such territory is proposed to be annexed, and three conspicuous places within the territory proposed to be annexed, not less than ten days prior to the day set for the hearing.

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EXHIBIT "B"

COUNTY OF SAN MATEO, BOARD OF SUPERVISORS

NOTICE OF HEARING

ANNEXATION OF PROPERTY TO THE EMERALD LAKE HEIGHTS SEWER MAINTENANCE DISTRICT

NOTICE IS HEREBY GIVEN that the San Mateo County Board of Supervisors will hold a public hearing to consider the proposed annexation of the **Lands of Lorenzo and Polati**, said property being located at 1249 Edgewood Road, Redwood City area (APN #:058-040-300), to the Emerald Lake Heights Sewer Maintenance District. A copy of the legal description of the territory proposed for annexation is on file with the Clerk of the Board of Supervisors of the County of San Mateo and may be inspected in said office during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday.

The hearing will be held as follows:

DATE: July 24, 2001

TIME: 9:00 a.m.

PLACE: Board of Supervisors' Chambers
Hall of Justice and Records
400 County Center
Redwood City, California 94063

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

DATED: _____

John L. Maltbie
County Manager/Clerk of the Board