



COUNTY OF SAN MATEO
Inter-Departmental Correspondence
Department of Public Works



DATE: September 6, 2011
BOARD MEETING DATE: September 27, 2011
SPECIAL NOTICE/HEARING: None
VOTE REQUIRED: Majority

TO: Honorable Board of Supervisors

FROM: James C. Porter, Director of Public Works

SUBJECT: Annexation of Property to the Fair Oaks Sewer Maintenance District –
Lands of Yoho (215 Lindenbrook Road, Woodside, APN 073-071-200)

RECOMMENDATION:

Acting as the Governing Board of the Fair Oaks Sewer Maintenance District, adopt a Resolution setting Tuesday, October 18, 2011 at 9:30 a.m. at your regularly scheduled Board meeting, as the time and place for a public hearing to consider the proposed annexation of the Lands of Yoho (215 Lindenbrook Road, Woodside, APN 073-071-200) to the Fair Oaks Sewer Maintenance District.

BACKGROUND:

The Fair Oaks Sewer Maintenance District (District) entered into an agreement (Agreement) with the Town of Woodside (Town) dated April 2, 1968, for the provision of sewage transmission and disposal through the District facilities, of wastewater collected by the District for properties within the corporate limits of the Town and within the Town's Redwood Creek Main Trunk Sewer and Glens Collection System Assessment District, once the properties are annexed to the District.

The Agreement requires properties within the Town that are proposed to be served by the District to be annexed to the District, and also requires the Town to approve said annexations into the District. The Town executed Resolution No. 2008-6722 on November 25, 2008 (attached), consenting to the proposed annexation of this property. Sections 5820 *et seq.* of the Streets and Highways Code authorize your Board to adopt a resolution setting the time and place for the hearing upon the question of annexation, and to conduct a hearing to determine whether the territory shall be annexed.

DISCUSSION:

Thomas Jason and Bertha M. Yoho are the current owners of the property within the Town at 215 Lindenbrook Road, which is also identified as Assessor's Parcel Number 073-071-200. They requested that their property be annexed to the District in order to receive sewer service in 2008 when their septic system was beginning to fail. Their existing septic system has now failed, the plans for the sewer connection have been

finalized and approved by the District, and they have received permission from the District to expedite a connection. Sewer charges for this property will be based on three residential unit equivalents (RUE) as the sewer connection will service a house, second unit, and barn with facilities.

Public Works staff has determined that the property can be served through the facilities of the District, and is recommending that a public hearing be set for your Board's regular meeting of October 18, 2011 at 9:30 a.m., to consider the proposed annexation.

County Counsel has reviewed and approved the Resolution as to form. The required notices will be posted and published subject to your Board adopting the proposed Resolution.

Approval of this action contributes to the Shared Vision 2025 outcome of a Healthy Community by providing effective sanitary sewer service to a parcel in a suburban area that would otherwise use an "on-site" method to handle wastewater.

FISCAL IMPACT:

The property owner has paid all required fees for the parcel as follows:

- Annexation Processing Fee: \$1,800
- District Connection Fee: \$5,281
- Plan Review Fee: \$300
- Sewer Inspection Permit Fee: \$300
- State Board of Equalization's Recording and Mapping Fee: \$350

If the annexation is approved, the property owner will be subject to the annual sewer service charge levied by the District, currently \$470 per year per RUE. The property owner has constructed and paid for the sewer lateral that was necessary to bring sewer service to this property.

There is no impact to the General Fund.

Attachment: Town of Woodside Resolution No. 2008-6722 – executed November 25, 2008

RESOLUTION NO. 2008 - 6722

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WOODSIDE
CONSENTING TO THE ANNEXATION OF LAND TO THE FAIR OAKS SEWER
MAINTENANCE DISTRICT FOR 215 LINDENBROOK DRIVE

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

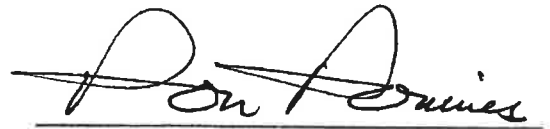
WHEREAS, the property owner, Thomas Jason Yoho, has paid the fee for construction and installation of a public sewer to the property of \$22,514.61 and Town fees of \$1,350.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WOODSIDE that 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 Numbers 073-071-200 to the Fair Oaks Sewer Maintenance District.

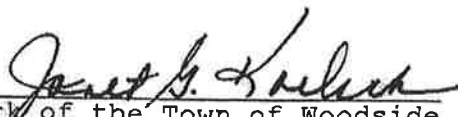
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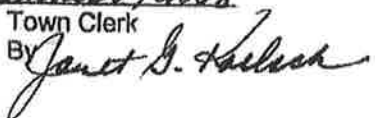
PASSED AND ADOPTED by the Town Council of the Town of Woodside, November 25, 2008, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: Boynton, Burow,
Gordon, Hodges, Mason, Tanner, Mayor Romines
NOES, Councilmembers: None
ABSENT, Councilmembers: None
ABSTAIN, Councilmembers: None


Mayor of the Town of Woodside

ATTEST:


Clerk of the Town of Woodside
SewerAnnexation215LindenbrookDr

I hereby certify that the above is
a true copy
of Resolution 2008-6722
Date December 8, 2008
Town Clerk
By 

RESOLUTION NO. _____

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA
ACTING AS THE GOVERNING BOARD OF THE FAIR OAKS SEWER
MAINTENANCE DISTRICT**

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**RESOLUTION SETTING TUESDAY, OCTOBER 18, 2011 AT 9:30 A.M. AT THE
REGULARLY SCHEDULED BOARD MEETING, AS THE TIME AND PLACE FOR A
PUBLIC HEARING TO CONSIDER THE PROPOSED ANNEXATION OF THE LANDS
OF YOHO (215 LINDENBROOK ROAD, WOODSIDE, APN 073-071-200) TO THE
FAIR OAKS SEWER MAINTENANCE DISTRICT**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, acting as the governing Board of the Fair Oaks Sewer Maintenance District, that

WHEREAS, this Board has received a request to annex the property at 215 Lindenbrook Road (APN 073-071-200) in the Town of Woodside to the **FAIR OAKS SEWER MAINTENANCE DISTRICT** (District), which property is described in Exhibit "A" hereto attached and made a part hereof by reference; and

WHEREAS, a public hearing to consider said annexation is required by law.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that:

1. **Tuesday, October 18, 2011, at 9:30 a.m.**, in the Chambers of the Board of Supervisors of the County of San Mateo, in the Hall of Justice and Records, located at 400 County Center, Redwood City, California, is hereby fixed as the date, time, and place of the public hearing when and where all persons having any objection to the annexation of said property to said District may be heard.

2. The Director of Public Works, pursuant to Section 5838 of the Streets and Highways Code, shall cause a copy of Exhibit "B" attached to this Resolution and headed by the words "**NOTICE OF HEARING**", to be published once a week for two successive weeks prior to the date set for hearing in a newspaper of general circulation in the above named District, and in the territory of the property proposed to be annexed, deemed by this Board to be most likely to give notice of public hearing to all the inhabitants of each.

3. Copies of Exhibit "B" 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 territory proposed to be annexed, not less than ten days prior to the day set for the public hearing.

4. The Director of Public Works, pursuant to Section 5838 of the Streets and Highways Code, shall also cause a notice identifying the time, place and purpose of the hearing as well as the name and contact information for Department of Public Works personnel who will answer inquiries regarding the hearing proceedings to be sent to the owner of the property to be annexed.

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Exhibit "A"

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

**215 LINDENBROOK ROAD, WOODSIDE
(APN 073-071-200)**

All that certain real property situate in the Town of Woodside, San Mateo County, State of California, described as follows:

Being a portion of the Rancho De Las Pulgas, more particularly described as follows:

All of Parcel 1, as shown on the Parcel Map entitled "Lands of W. G. and E. F. Dougherty", Land Division Map No. 156", filed February 18, 1971, in Volume 11 of Parcel Maps, at Page 52, in the office of the County Recorder of San Mateo County, State of California, more particularly described as follows:

Beginning at the most southerly corner of said Parcel 1 (11PM 52), said point being on the general northerly boundary line of Fair Oaks Sewer Maintenance District, as established by Resolution Number 62288, passed and adopted on September 29, 1998; thence along said Parcel 1 (11PM 52), the following 21 courses:

- (1) Along said boundary line (Resolution Number 62288), North 76°42'00" West, 223.84 feet,
- (2) Leaving said boundary line (Resolution Number 62288), North 73°08'04" West, 288.43 feet, to a point on the general easterly boundary line of Fair Oaks Sewer Maintenance District, as established by Resolution Number 46335, passed and adopted on November 20, 1984,
- (3) Along last said boundary line (Resolution Number 46335), North 10°56'10" East, 62.16 feet,
- (4) North 48°58'20" East, 24.19 feet,
- (5) North 33°42'10" East, 40.03 feet,
- (6) Leaving said boundary line (Resolution Number 46335), South 72°46'31" East, 104.69 feet,
- (7) North 48°39'45" East, 260.00 feet,

- (8) North 50°00'00" West, 103.50 feet, to a point on the general southerly boundary line of Fair Oaks Sewer Maintenance District, as established by Resolution Number 041791, passed and adopted on December 23, 1980,
- (9) Along last said boundary line (Resolution Number 041791), North 51°34'30" East, 95.27 feet,
- (10) North 86°51'50" East, 20.65 feet,
- (11) South 71°41'15" East, 110.95 feet,
- (12) South 74°10'10" East, 86.32 feet,
- (13) South 72°54'30" East, 33.89 feet,
- (14) Leaving said boundary line (Resolution Number 041791), continuing South 72°54'30" East, 51.12 feet,
- (15) South 0°51'07" West, 109.17 feet,
- (16) South 86°21'58" East, 8.29 feet,
- (17) South 20°05'00" West, 53.93 feet,
- (18) Southwesterly along a tangent curve to the right having a radius of 150.00 feet, through a central angle of 35°20'00", along the arc 92.50 feet,
- (19) South 55°25'00" West, 19.00 feet,
- (20) South 14°15'00" West, 110.00 feet,
- (21) South 19°53'00" West, 84.93 feet, to the POINT OF BEGINNING.

Containing 4.072 acres more or less.

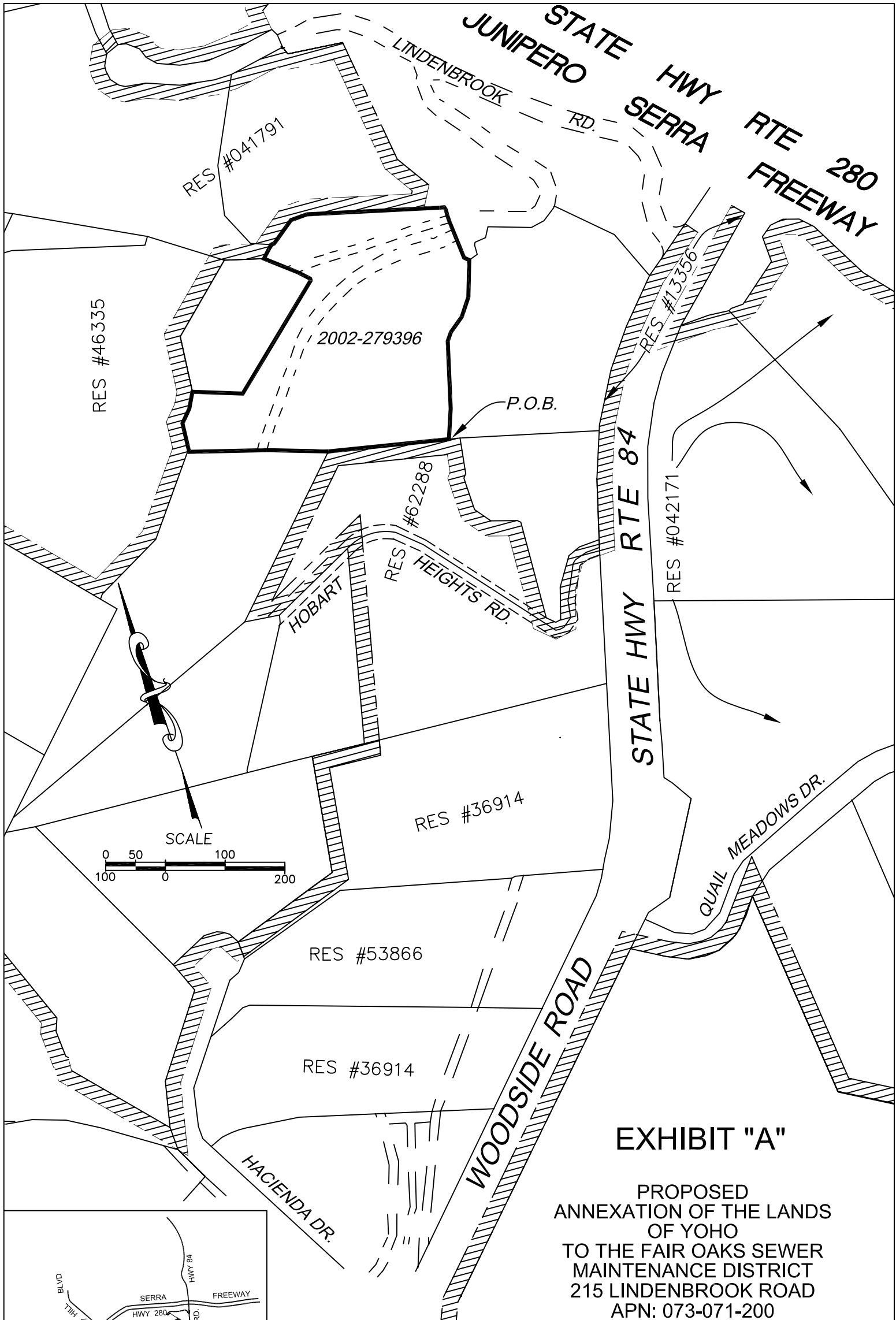


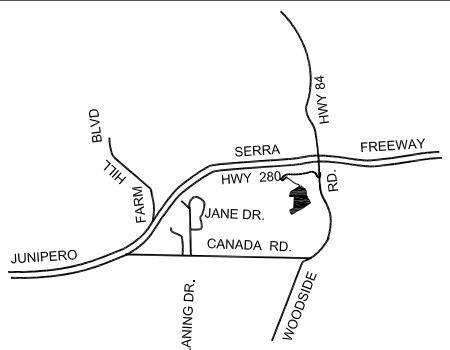


EXHIBIT "A"

PROPOSED
ANNEXATION OF THE LANDS
OF YOHO
TO THE FAIR OAKS SEWER
MAINTENANCE DISTRICT
215 LINDENBROOK ROAD
APN: 073-071-200

LEGEND

-  EXISTING DISTRICT BOUNDARIES
-  PROPOSED ANNEXATION



VICINITY MAP
NO SCALE

EXHIBIT "B"

NOTICE OF HEARING

COUNTY OF SAN MATEO, BOARD OF SUPERVISORS

**ANNEXATION OF PROPERTY
TO THE FAIR OAKS 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 Yoho** said property being located at 215 Lindenbrook Road, Woodside (APN 073-071-200), to the Fair Oaks 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: Tuesday, October 18, 2011
TIME: 9:30 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: September 27, 2011

David S. Boesch
County Manager/Clerk of the Board