



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



DATE: October 11, 2011
BOARD MEETING DATE: November 1, 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 Daley (205 Lindenbrook Road, Woodside, APN 073-071-210)

RECOMMENDATION:

Acting as the Governing Board of the Fair Oaks Sewer Maintenance District, adopt a Resolution setting Tuesday, December 13, 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 Daley (205 Lindenbrook Road, Woodside, APN 073-071-210) 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 (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. 2011-6839 on June 14, 2011 (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:

Kevin M. and Nan C. Daley are the current owners of the property within the Town at 205 Lindenbrook Road, which is also identified as Assessor's Parcel Number 073-071-210. They requested that their property be annexed to the District in order to receive sewer service. Their existing septic system is failing and they have received permission from the District to expedite a connection. The plans for the sewer connection are

currently being reviewed by the District.

The District is able to provide sewer service to the property as it is one of the properties within the Assessment District that was allocated a portion of the District's sewage treatment capacity. Public Works staff has also 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 December 13, 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 or will pay all required fees for the parcel as follows:

- Annexation Processing Fee: \$1,800
- District Connection Fee: \$3,888
- 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. The property owner will construct and pay for the sewer main extension and lateral that are necessary to bring sewer service to this property.

There is no impact to the General Fund.

Attachment: Town of Woodside Resolution No. 2011-6839 – executed June 14, 2011

RESOLUTION NO. 2011 - 6839

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 205 LINDENBROOK 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 property owners, Kevin & Nan Daley, have paid the fee for construction and installation of a public sewer to the property of \$14,250 and Town fees of \$1,425.

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 073-071-210 to the Fair Oaks Sewer Maintenance District.

* * * * *

PASSED AND ADOPTED by the Town Council of the Town of Woodside, June 14, 2011, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: Gordon, Kasten, Tanner, Mayor Romines


NOES, Councilmembers: None

ABSENT, Councilmembers: Boynton, Burow, Mason

ABSTAIN, Councilmembers: None


Mayor of the Town of Woodside

ATTEST:


Clerk of the Town of Woodside
205 Lindenbrook Sewer Annexation

I hereby certify that the above is a true copy

of Resolution 2011-6839

Date June 22, 2011

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, DECEMBER 13, 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 DALEY (205 LINDENBROOK ROAD, WOODSIDE, APN 073-071-210) 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 205 Lindenbrook Road (APN 073-071-210) 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, December 13, 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 DALEY TO THE FAIR OAKS SEWER MAINTENANCE DISTRICT

205 LINDENBROOK ROAD, WOODSIDE
(APN 073-071-210)

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

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

All of Parcel 2, as shown on the Parcel Map entitled "Parcel Map being resubdivision of lands described in the deeds recorded in Volume 5801, page 373 and Volume 5863 Page 329", 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 Easterly terminus of a line described as North 75°00'00" West, 246.21 feet on the most Northerly line of Resolution Number 62288, passed and adopted on September, 29, 1998 to the Fair Oaks Sewer Maintenance District, said point also being a point on the Southerly line of said Parcel 2, thence along said Parcel 2 the following 16 courses:

- (1) Leaving said Point of Beginning along the Northerly line of Resolution Number 62288 North 76 °42'00" West 22.37 feet to the Westerly line of said Parcel 2, the **True Point of Beginning**
- (2) Thence along said Westerly line North 19°53'00" East, 84.93 Feet
- (3) Thence along Westerly line of Parcel 2 common with Parcel 1, North 14°15'00" East, 110 Feet
- (4) Thence North 55 °25'00" East, 19 feet to the beginning of a tangent curve, concave Westerly, having a radius of 150 feet
- (5) Thence Northeasterly along said curve 92.50 feet through a central angle of 35 °20'00"
- (6) Thence North 20°05'00" East, 53.93 Feet to a point on the Northerly line of said Parcel 2
- (7) Thence South 86°21'58" East, 17.96 Feet
- (8) Thence North 9°12'40" East, 29.28 Feet

- (9) Thence South $70^{\circ}12'29''$ East, 23.06 Feet
- (10) Thence North $19^{\circ}47'31''$ East, 26 Feet
- (11) South $70^{\circ}12'29''$ West, 66.00 Feet to the beginning of a tangent curve, concave Northwesterly, having a radius of 70 feet
- (12) Thence Northeasterly along said curve 87.17 feet through a central angle of $71^{\circ}20'57''$
- (13) South $44^{\circ}51'44''$ East 121.31 Feet
- (14) South $22^{\circ}56'44''$ East 130.01 Feet to the Westerly side of Woodside Road, 100 feet wide at the time of this description, said point also being the beginning of a non-tangent curve, concave Southeasterly, having a radius of 750 feet and a radial bearing of South $40^{\circ}35'51''$ East
- (15) Thence Southwesterly along said curve 292.78 feet through a central angle of $22^{\circ}21'59''$
- (16) Leaving the Westerly line of Woodside Road North $76^{\circ}42'00''$ West 304.03 feet to the **True Point of Beginning**

Containing 3.00 acres more or less

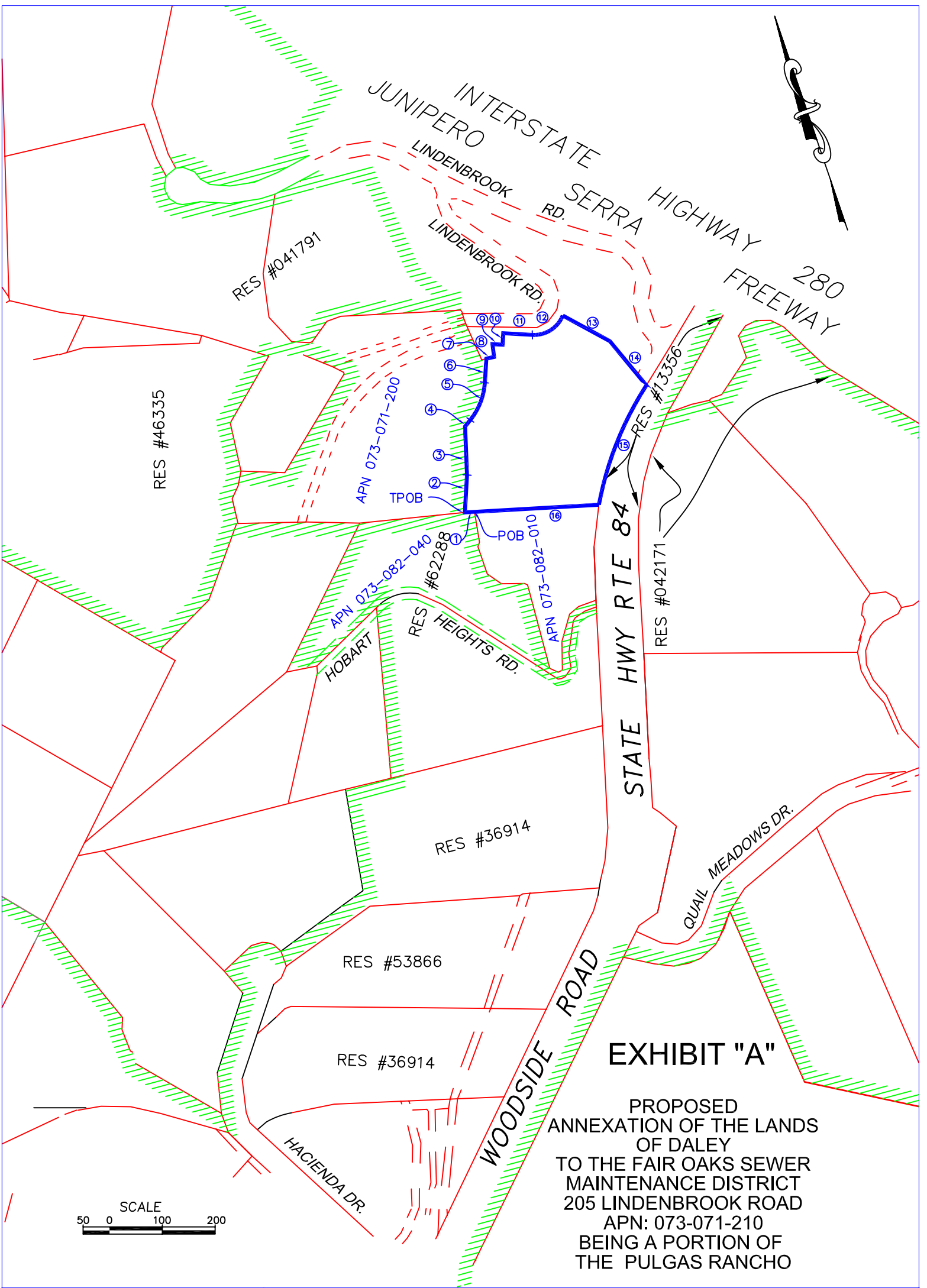
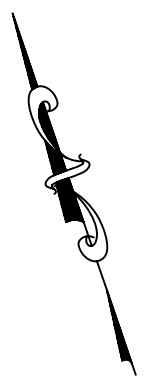
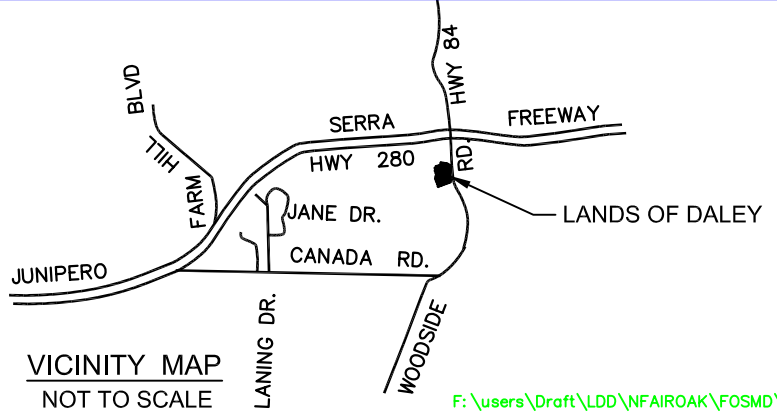
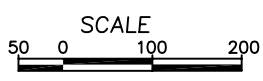


EXHIBIT "A"

PROPOSED ANNEXATION OF THE LANDS OF DALEY TO THE FAIR OAKS SEWER MAINTENANCE DISTRICT
205 LINDENBROOK ROAD
APN: 073-071-210
BEING A PORTION OF THE PULGAS RANCHO



LEGEND	
	EXISTING DISTRICT BOUNDARIES
	PROPOSED ANNEXATION

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 Daley** said property being located at 205 Lindenbrook Road, Woodside (APN 073-071-210), 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, December 13, 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: November 1, 2011

David S. Boesch
County Manager/Clerk of the Board