



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



DATE: November 18, 2011
BOARD MEETING DATE: December 13, 2011
SPECIAL NOTICE/HEARING: Complied with
Posting, Publication,
and Public Hearing
Requirements
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 Hollister (245 Laning Drive, Woodside, APN 073-011-110)

RECOMMENDATION:

Acting as the Governing Board of the Fair Oaks Sewer Maintenance District and after conducting the public hearing, adopt a Resolution:

1. Ordering the annexation of the Lands of Hollister (245 Laning Drive, Woodside, APN 073-011-110) to the Fair Oaks Sewer Maintenance District; and
2. Directing the Director of Public Works to transmit a copy of the Resolution ordering annexation to the Town of Woodside and file maps of said annexation with the appropriate agencies.

BACKGROUND:

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

Robert C. and Nancy L. Hollister are the current owners of the property within the Town of Woodside at 245 Laning Drive, which is also identified as Assessor's Parcel Number 073-011-110. They have requested that their property be annexed to the District in order to receive sewer service due to a failed septic system. A public hearing to consider an annexation to the District is required pursuant to Section 5820 et. seq. of the Streets and Highways Code.

Your Board adopted Resolution No. 071704 on November 1, 2011, which set 9:30 a.m. on Tuesday, December 13, 2011, in your Chambers as the time and place for a public hearing to consider the annexation of the Lands of Hollister to the District.

DISCUSSION:

The public hearing to consider the proposed annexation has been properly noticed and the appropriate description prepared. 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. Therefore, we are recommending that the annexation be approved.

County Counsel has reviewed and approved the Resolution as to form and the Town has consented to the annexation by adopting their Resolution No. 2011-6842.

Approval of this annexation 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:

All required fees for the parcel have been paid as follows:

- Annexation Processing Fee: \$1,800
- District Connection Fee (Paid in 1992): \$2,390
- Sewer Inspection Permit Fee (Paid in 1992): \$50
- State Board of Equalization's Recording and Mapping Fee: \$350

The property owner has constructed and paid for the sewer lateral that was necessary to bring sewer service to this property, and has been paying for the annual sewer service charge levied by the District.

There is no impact to the General Fund.

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:

- 1. ORDERING THE ANNEXATION OF THE LANDS OF HOLLISTER (245 LANING DRIVE, WOODSIDE, APN 073-011-110) TO THE FAIR OAKS SEWER MAINTENANCE DISTRICT; AND**
- 2. DIRECTING THE DIRECTOR OF PUBLIC WORKS TO TRANSMIT A COPY OF THE RESOLUTION ORDERING ANNEXATION TO THE TOWN OF WOODSIDE AND FILE MAPS OF SAID ANNEXATION WITH THE APPROPRIATE AGENCIES**

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, on Tuesday, November 1, 2011, this Board adopted its Resolution of Intention No. 071704, to annex the property at 245 Laning Drive (APN 073-011-110) to the Fair Oaks Sewer Maintenance District (District), a maintenance district organized and existing under and pursuant to Section 5820 et. seq. of the Streets and Highways Code, said property being more particularly described in Exhibit "A" attached hereto; and

WHEREAS, a copy of Exhibit "B" from said Resolution, headed by the words "NOTICE OF HEARING" was published once a week for two successive weeks prior to the date set for the hearing in a local newspaper of general circulation in the above named District, and in the territory proposed to be annexed, deemed by this Board to be most likely to give Notice of Hearing to all inhabitants of each, and copies of Exhibit "B"

from said Resolution with like heading in letters of not less than one inch in height were also posted in three conspicuous places within the territory proposed to be annexed, not less than ten days prior to the day set for public hearing; and

WHEREAS, a full public hearing was held thereon at the time and on the date appointed and all persons desiring to be heard were fully heard by this Board.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that:

1. All written protests and other written communications were publicly read at said public hearing and all persons desiring to be heard were fully heard and that all protests to the inclusion of said property in the territory, if any, be, and each of them are hereby overruled.
2. Subject to the conditions set forth herein, the boundaries of the District are hereby altered to include said property, as the property so annexed is not within the boundaries of any other sewer maintenance district, is situated in the Town of Woodside, and is more particularly described in Exhibit "A" attached hereto.
3. The Director of Public Works is hereby authorized and directed to:
 - a. file with the County Assessor and the State Board of Equalization statements of the annexation of said territory setting forth the legal description of the boundary thereof, together with said maps and plats prepared by the Director of Public Works pursuant to Sections 54900 and 54904, inclusive, of the Government Code; and

- b. transmit to the Town of Woodside statements of the annexation of said territory, together with a copy of the executed Resolution ordering the annexation.

* * * * *

Exhibit "A"

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

**245 LANING DRIVE, WOODSIDE
(APN 073-011-110)**

All that certain 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 Lot 6 as delineated upon that certain map entitled "Tract no. 659 Woodside Knolls – Unit no. One in the unincorporated territory in the County of San Mateo, California" filed in the Office of San Mateo County Recorder on November 6th, 1952 in Volume 36 at Page 3, more particularly described as follows:

Beginning at the Southeasterly terminus of a line shown as North 42°47'00" W 296.81 feet on Resolution Number 44863, passed and adopted on August, 23, 1983 to the Fair Oaks Sewer Maintenance District, said point also being the most northerly corner of said Lot 6, thence along said Lot 6 the following 4 courses:

- (1) Leaving said point South 42°47'00" East, 259.84 Feet to northwesterly line of Laning Drive 50 feet wide at the time of this description
- (2) Along the Northwesterly line of Laning Drive South 47°13'00" West, 142 feet to the Southwest corner of said Lot 6
- (3) Leaving said Northwesterly line North 73°50'08" West, 303.30 feet to a point on the Southeasterly boundary of Fair Oaks Sewer Maintenance District as established by Resolution Number 44863, passed and adopted on August, 23, 1983.
- (4) Along said boundary North 47°13'00" East, 298.45 feet, to the POINT OF BEGINNING.

Excepting therefrom the Northeasterly 42 feet, front and rear measurements, of said lot 6, as described in the Deed from Paul Laning and Jane C. Laning also known as Jane Laning, his wife, to Bernard F. Camp and Loyce L. Camp, his wife, in joint tenancy, dated February 11, 1955 and recorded March 3, 1955 in Book 2752 of Official Records at page 477 (Filed No. 30634-M), Records of San Mateo County, California.

Containing 1.063 acres more or less

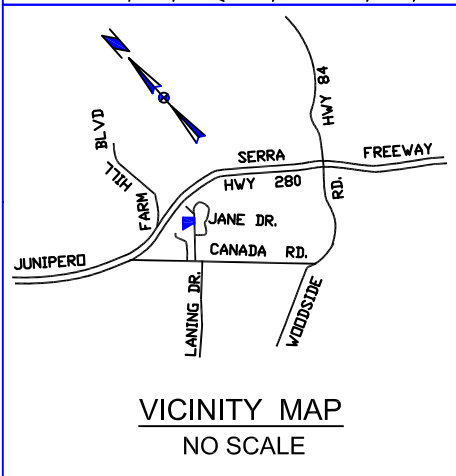
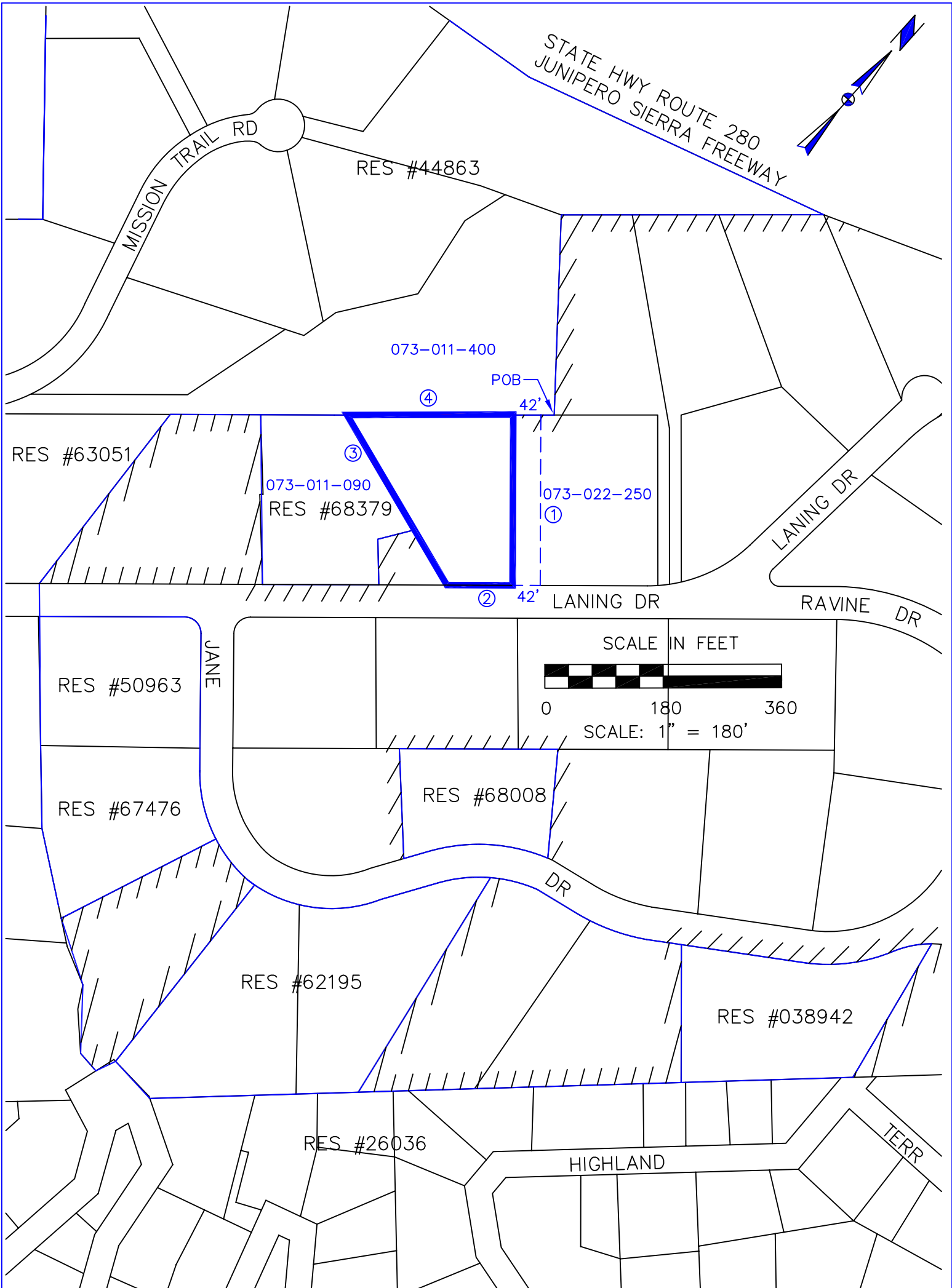


EXHIBIT "A"
 PROPOSED
 ANNEXATION OF THE LANDS
 OF HOLLISTER
 TO THE FAIR OAKS SEWER
 MAINTENANCE DISTRICT
 245 LANING DRIVE
 APN: 073-011-110

LEGEND

 EXISTING DISTRICT BOUNDARIES

 PROPOSED ANNEXATION

BEING A PORTION OF THE PULGAS RANCHO