

**SAN LUIS OBISPO COUNTY
FLOOD CONTROL AND WATER CONSERVATION DISTRICT
ZONE 9 ADVISORY COMMITTEE**

**Location: 919 Palm, Conference Room #1
Corner of Palm and Morro Streets**

**Wednesday, June 14, 2017
1:30 – 3:30 pm**

AGENDA

- 1) Introductions and Roll Call
- 2) Public Comments
- 3) Review Meeting Minutes April 12, 2017 - Action Scott Duffield
- 4) Purpose of Zone 9 - Information Scott Duffield
- 5) Sustainable Groundwater Management Act (SGMA) Update - Information County PWD
- 6) Creek Maintenance Update - Information City of SLO
- 7) Mid-Higuera Bypass Project Update - Information City of SLO
- 8) Consider Endorsement of Mid-Higuera Bypass Project EIR - Action County PWD
- 9) Future Meeting Agenda Items All

*Next Meeting: **Wed, August 9, 2017** at the City of SLO, 919 Palm Conference Room #1*

Purpose of the Committee:

To advise the County Board of Supervisors concerning all policy decisions relating to Zone 9.
To determine the needs, desires and financial capabilities of property owners in Zone 9 and to recommend specific programs to alleviate and control flood damage with recognition of the ecological and aesthetic values of the programs.

Excerpts from By-laws dated 2002

**SAN LUIS OBISPO COUNTY
FLOOD CONTROL AND WATER CONSERVATION DISTRICT
ZONE 9 ADVISORY COMMITTEE
Draft Meeting Minutes
Wednesday, April 12, 2017**

Attendance as follows:

Members Present: Wayne Peterson (Chair), Matt Horn (Vice Chair), Andy Pease, Christine Mulholland, Jon Hall; Quorum present.

Others Present: David Romero, Manny Guzman - Alternate Members; Keith Miller, Carolyn Berg, Scott Duffield - County of SLO; Freddy Otte, Bob Hill - City of SLO; Paula Richter - RWQCB.

Meeting called to order at 1:30 pm

- 1) Introductions – Introductions were made.
- 2) Public Comments – Christine Mulholland informed the Committee of a water related documentary movie called “Water & Power: A California Heist”.
- 3) Review Meeting Minutes February 8, 2017 – The meeting minutes for the February 8, 2017 meeting were reviewed. Christine Mulholland noticed a spelling error in item No. 1 that was noted and corrected. A motion was made to approve the minutes as corrected, motion was seconded and approved unanimously.
- 4) Sustainable Groundwater Management Act (SGMA) Updates – Carolyn Berg gave an update on countywide SGMA efforts and a detailed update specific to the San Luis Obispo Valley Basin. There was much discussion on the Board of Supervisors decision to modify the SGMA policy regarding funding of planning phase efforts. Differing perspectives were represented and discussed. There was also some concern that the Board did not engage the advisory committees enough, especially the Water Resources Advisory Committee, before making the policy change decision. Updates for this item will continue as an ongoing agenda item.
- 5) Creek Maintenance Updates – Freddy Otte reported on creek maintenance and reiterated that generally the creeks have done very well given all the rain this year. There were some minor issues in the Goldenrod area; however, it was addressed with help from the CCC. Freddy reported there were several debris dams but that those facilitated the maintenance efforts.

- 6) Mid-Higuera Project Updates – Manny Guzman gave a presentation and update on the status of the project. Manny outlined what has been completed and the next steps. Essentially the next steps are to complete the geotechnical investigation, topographical survey, and final the design plans, specifications, and estimate. The Supplemental EIR also needs to be certified and the project be approved by the Board of Supervisors before environmental permits could be obtained. Keith Miller stated we are ready to do that as soon as the Committee is ready, and that it would take a minimum of two months to get it on the Board's agenda. A packet containing the comments received by the County on the EIR, and draft responses was handed out at the meeting. The Committee requested an item on the next agenda to consider endorsement of the EIR. The City will also meet with Committee members if they would like to review the design plans in more detail, and the City will also coordinate a site visit for those interested.

- 7) Zone 9 Budget Updates – Scott Duffield provided a handout of a copy of the approved FY 2016/17 Special Districts Budget highlighting the Zone 9 reserves. There is currently \$3,355,455 in reserves this budget year. Scott also stated the full request from the City is in the proposed FY 2017/18 budget request.

- 8) Future Meeting Topics – Provide a copy of the Resolution/Agreement establishing Zone 9; Place an item on the next meeting agenda to consider endorsement of the EIR for the Mid-Higuera Bypass Project.

Meeting was adjourned at approximately 3:20 pm

Respectfully submitted by Scott Duffield, County Public Works staff

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN LUIS OBISPO REQUESTING THE SAN LUIS OBISPO COUNTY BOARD OF SUPERVISORS TO CONSIDER THE EXPENDITURE OF COUNTY GENERAL FUNDS TO CLEAN THE CREEK CHANNELS IN THE UNINCORPORATED AREAS SURROUNDING SAID CITY.

WHEREAS, debris in the creek channels generated both within and without the City limits clogged bridges and drainage structures and interfered with the free flow of water runoff during the storm of January 18, 1973, thereby aggravating the flood situation and resultant damage; and

WHEREAS, the watershed within which the City is situated contains property equal to 30% of the assessed value of all property within the County, and two-thirds of said percentage is located within the City of San Luis Obispo; and

WHEREAS, the City has discussed with the County the possibility of forming a special taxing zone within the County Flood Control District which would provide funds for the cleanup of creek channels within the whole of said watershed, but said zone would be unable to provide funds for said purpose before November, 1974; and

WHEREAS, the City with City funds conducts an annual creek maintenance program and has made an even more extensive cleanup effort since said January 18, 1973 to remove debris from the creek channels within the City; and

WHEREAS, a considerable quantity of flood debris exists in the creek channels in the unincorporated area above the City, and said debris could again clog drainage structures above and within the City in the event of further major storms and cause flooding in the City of San Luis Obispo;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of San Luis Obispo as follows:

1. The Board of Supervisors of the County of San Luis Obispo is hereby requested to immediately re-examine the County budget and to appropriate the necessary monies from the County general funds or other available funds to accomplish the removal of debris from the creek channels in the unincorporated areas above the City of San Luis Obispo.
2. The Board of Supervisors is requested to commence this debris clearance work immediately.

On motion of Mayor Schwartz, seconded by Councilman Gurnee, and on the following roll call vote:

AYES: Councilmen Blake, Brown, Graham, Gurnee and Mayor Schwartz

NOES: None

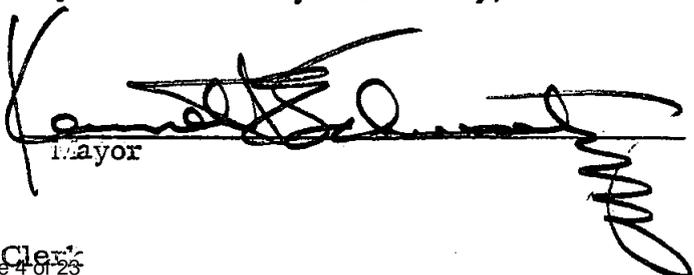
ABSENT: None

the foregoing Resolution was duly passed and adopted this 26th day of February, 1973.

ATTEST:



City Clerk
Page 4 of 23


Mayor

RESOLUTION NO. 2422 (1973 Series)

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN LUIS OBISPO REQUESTING THE CALIFORNIA DIVISION
OF HIGHWAYS TO ELIMINATE FLOOD HAZARDS CREATED
BY STATE HIGHWAY BRIDGES AND CULVERTS.

BE IT RESOLVED by the Council of the City of San Luis Obispo as follows:

1. The California Division of Highways is hereby requested to take corrective action to eliminate the flood hazards presently created by the following State Highway drainage structures which were wholly or partially responsible for flooding certain portions of the City of San Luis Obispo during the storm of January 18, 1973:
 - a. The bridge over San Luis Creek which connects Marsh Street to Highway 101;
 - b. The Prefumo Creek drainage structures under Highway 101 and the Los Osos Road off-ramp; and
 - c. The drainage structure under Highway 101 at Stenner Creek.
2. It is requested that said hazards be eliminated before the fall of 1973 to safeguard the City and its residents from flooding in any future rainy season.
3. The City Clerk is directed to send a copy of this resolution to:

Mr. E. F. Gregory
District Engineer
District 5
Division of Highways
P. O. Box L
San Luis Obispo, CA 93406

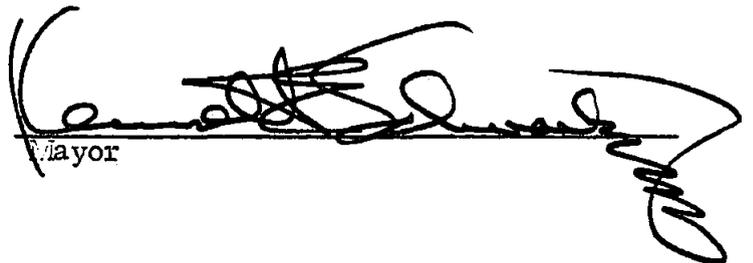
On motion of Councilman Gurnee, seconded by Mayor Schwartz, and on the following roll call vote:

AYES: Councilmen Blake, Brown, Graham, Gurnee and Mayor Schwartz

NOES: None

ABSENT: None

the foregoing Resolution was duly passed and adopted this 9th day of February, 1973.

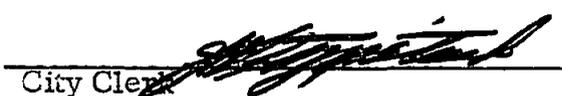

Mayor

ATTEST:


City Clerk

CERTIFICATION

I hereby certify that the foregoing Resolution was duly and regularly passed by the Council of the City of San Luis Obispo at an Adjourned Meeting thereof held on the 9th day of February, 1973.


City Clerk

RESOLUTION NO. 2421 (1973 Series)

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN LUIS OBISPO ENDORSING THE CONCEPT OF A UNIFIED MAINTENANCE DISTRICT FOR ALL CREEK CHANNELS WITHIN THE SAN LUIS WATERSHED, AND SUPPORTING THE INTER-AGENCY TASK FORCE AS THE ADVISORY BODY TO DEVELOP ADMINISTRATIVE STANDARDS FOR SAID DISTRICT.

BE IT RESOLVED by the Council of the City of San Luis Obispo as follows:

1. This Council endorses the concept of establishing one unified public district or zone to encompass all territory within the watershed of San Luis Creek for the purpose of providing continuing maintenance and cleanup of all creek channels within said watershed.

2. This Council supports the recently established Inter-Agency Task Force as the proper advisory body to develop the plans and standards for the establishment and administration of said district or zone. All City departments and personnel are directed to cooperate with and provide all possible assistance to said Task Force.

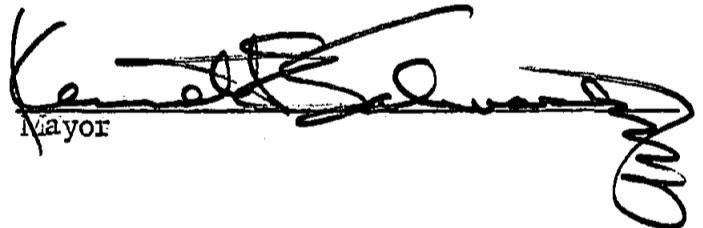
On motion of Mayor Schwartz, seconded by Councilman Graham, and on the following roll call vote:

AYES: Councilmen Blake, Brown, Graham, Gurnee and Mayor Schwartz

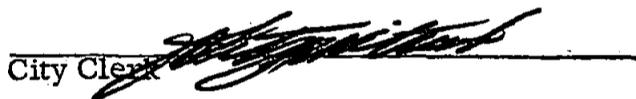
NOES: None

ABSENT: None

the foregoing Resolution was duly passed and adopted this 26th day of February, 1973.

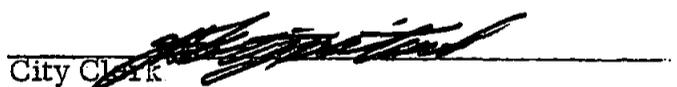

Mayor

ATTEST:


City Clerk

CERTIFICATION

I hereby certify that the foregoing Resolution was duly and regularly passed by the Council of the City of San Luis Obispo at an Adjourned Meeting thereof held on the 26th day of February, 1973.


City Clerk

RESOLUTION NO. 2420 (1973 Series)

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN LUIS OBISPO REQUESTING THE BOARD OF SUPERVISORS TO CONSIDER THE ADOPTION OF ORDINANCES TO CONTROL CONSTRUCTION IN FLOOD-PRONE AREAS AND TO EXPEDITE REMOVAL OF OBSTRUCTIONS FROM WATERWAYS AFTER FLOODS.

BE IT RESOLVED by the Council of the City of San Luis Obispo as follows:

1. The Council of the City of San Luis Obispo hereby forwards to the Board of Supervisors of the County of San Luis Obispo copies of Urgency Ordinances No. 575 and 576 which have been adopted by the City to safeguard persons and property in the event of future severe flooding. Ordinance 575 prohibits all construction and grading in flood-prone areas and within twenty (20) feet of the banks of all waterways until the City can determine whether or not additional zoning controls are necessary in such areas. Ordinance No. 576 establishes a procedure for the removal of dangerous obstructions from creeks during the rainy season.

2. The effectiveness of the City's two ordinances in future floods will be somewhat dependent upon County regulation and control of construction in flood-prone areas and the removal of obstructions from creeks in the unincorporated areas above the City during the rainy season. Therefore, this Council requests the said Board of Supervisors to consider the adoption of similar ordinances or other ordinances which the County may deem more appropriate to regulate such matters.

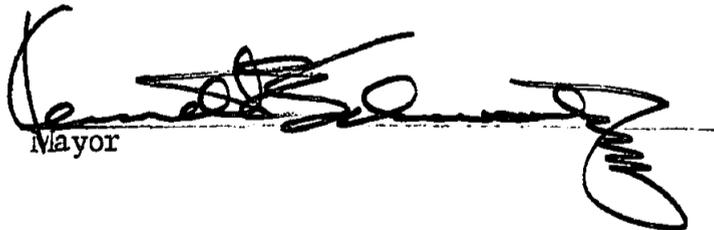
On motion of Mayor Schwartz, seconded by Councilman Brown, and on the following roll call vote:

AYES: Councilmen Blake, Brown, Graham, Gurnee and Mayor Schwartz

NOES: None

ABSENT: None

the foregoing Resolution was duly passed and adopted this 9th day of February, 1973.


Mayor

ATTEST:


City Clerk

CERTIFICATION

I hereby certify that the foregoing Resolution was duly and regularly passed by the Council of the City of San Luis Obispo at an Adjourned Meeting thereof held on the 9th day of February, 1973.


City Clerk

IN THE BOARD OF SUPERVISORS

COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA
SITTING AS BOARD OF SUPERVISORS OF THE SAN LUIS OBISPO
COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
Mon day September 24, 1973

PRESENT: Supervisors Hans Heilmann, Elston L. Kidwell, Kurt P. Kupper
Richard J. Krejsa, and Chairman Howard D. Mankins

ABSENT: None

RESOLUTION NO. 73-529

**RESOLUTION OF INTENTION TO CREATE ZONE 9
OF SAN LUIS OBISPO COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT.**

The following resolution is now offered and read:

WHEREAS, pursuant to Chapter 1294 of the Statutes of 1945, as amended (entitled "San Luis Obispo County Flood Control and Water Conservation District Act"), there has been created by the California State Legislature a District known as the San Luis Obispo County Flood Control and Water Conservation District, consisting of all of the territory of the County of San Luis Obispo lying within the boundaries of said County; and

WHEREAS, said Act provides in Section 4 thereof as follows:

"The objects and purposes of this act are to provide for the control, disposition and distribution of the flood and storm waters of the district and the flood and storm waters of streams that have their sources outside the district, but which streams and flood waters flow into the district, and to conserve such waters for beneficial and useful purposes by spreading, storing, retaining, and causing such waters to percolate into the soil within the district, or to save and conserve in any manner all or any of such waters and to protect from such flood or storm waters the public highways, life and property in the district, and the watercourses and watersheds of streams flowing into the district, and to increase, and prevent the waste or diminution of the water supply in the district, and to obtain, retain and reclaim drainage, storm, flood, and other waters for beneficial use, including the purchase and sale thereof, within the district, and to provide for recreation activities incidental to and in connection with said purposes. In addition to the powers provided for in Section 5, the district shall have the power to engage in any such recreation activities and, in connection therewith, to exercise any of the powers provided for in Section 5."

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DA/SFH:kt
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73-529

and,

WHEREAS, pursuant to Section 3.1 of said Act of the State Legislature, as amended, the Board of Supervisors of the County of San Luis Obispo, sitting as the governing Board of the San Luis Obispo County Flood Control and Water Conservation District, may adopt a resolution specifying its intentions to establish a zone, and fixing the time and place for public hearing on said resolution; and

WHEREAS, areas within the watershed of San Luis Obispo Creek and its tributaries have experienced repeated flooding in recent years; and

WHEREAS, it is desirable that a master plan for drainage and flood control for said zone and for the fulfillment of the appropriate purposes hereinbefore referred to in said zone be developed; and

WHEREAS, said watershed includes lands both within and without the boundaries of the City of San Luis Obispo and it appears that said needs of said watershed can best be fulfilled through the organization of a suitable zone of said District.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, State of California, as follows:

1. That the Board of Supervisors of said District intends to create by resolution, pursuant to Chapter 1294 of the Statutes of 1945, as amended, a zone to be designated as Zone 9 of the San Luis Obispo County Flood Control and Water Conservation District, generally comprising the watershed of San Luis Obispo Creek and its tributaries, all within the County of San Luis Obispo, State of California.

2. That the area to be included within said Zone 9 shall be that area shown on the map designated as Exhibit "A" which is attached hereto and incorporated herein by reference as though here fully set forth.

3. That interested persons may comment at the public hearing on the purposes and administration of said Zone 9.

4. That a public hearing on the above matters shall be held on 19th day of November 1973, at 10:00 o'clock A.M. in the Supervisors' Chambers, Courthouse Annex, San Luis Obispo, California, for the purposes of receiving and considering protests, written and oral objections to the creation of proposed zone, and written requests for exclusion from or inclusion of land in the proposed zone.

5. That the clerk of this Board be and hereby is authorized and directed to publish notice of said hearing in the Telegram Tribune pursuant to said Section 3.1 of said Act, as amended, once a week for two consecutive weeks prior to said hearing; provided that the last publication must be at least seven (7) days before said hearing.

6. That pursuant to Section 3.4 of said Act, this proposal for the formation of said Zone is hereby referred to the County Boundary Commission for report back pursuant to Government Code Sections 58850, etc.

7. That the clerk of this Board, be and hereby is authorized and directed to give notice of said hearing by mail to all owners of real property within said proposed Zone 9, as shown on the last equalized assessment roll in the County Assessor's Office, at least fifteen (15) days before said hearing.

On motion of Supervisor Kupper, seconded by
Supervisor Krejsa, and on the following roll
call vote, to-wit:

AYES: Supervisors Kupper, Krejsa, Heilmann, Kidwell, Chairman
Mankins

NOES: None

ABSENT: None

the foregoing resolution is hereby adopted.

Howard D. Mankins

Chairman of the Board of Supervisors

ATTEST:

Misbeth Wollam

Acting Clerk of the Board of Supervisors

STATE OF CALIFORNIA, }
County of San Luis Obispo } ss.

The undersigned Deputy Clerk of the Board of Supervisors certifies
that pursuant to Section 25103 of the Government Code delivery of
this document has been made on October 1, 1973.

MISBETH WOLLAM, Acting
County Clerk and Ex-Officio Clerk
of the Board of Supervisors

By Drain R. Maddux
Deputy Clerk.

By _____
Deputy Clerk.

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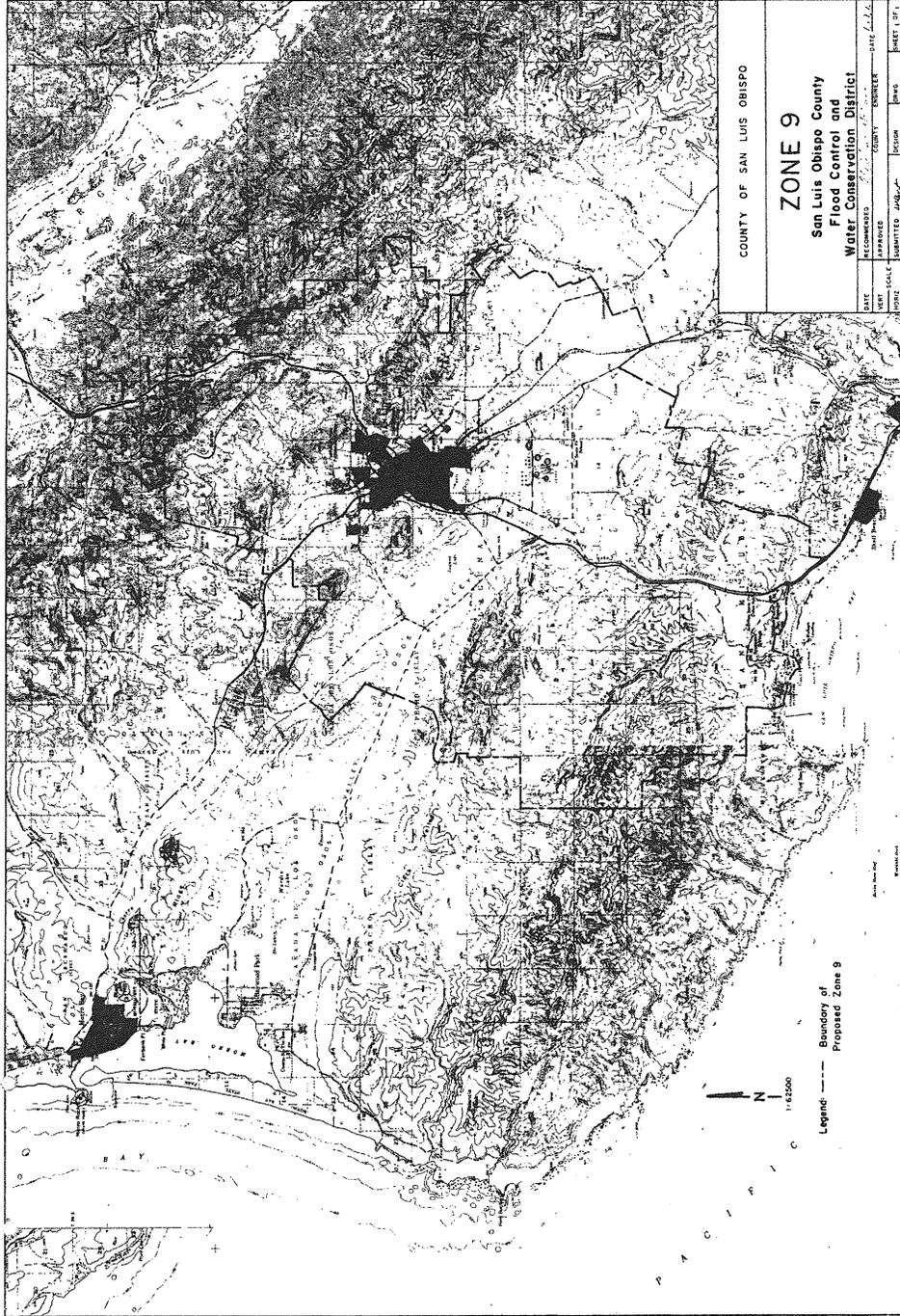


EXHIBIT A

BEFORE THE BOARD OF SUPERVISORS

of the

**SAN LUIS OBISPO COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

__Mon__ day ____October 1____, 1973__

PRESENT: Supervisors Hans Heilmann, Elston L. Kidwell, Kurt P. Kupper
Richard J. Krejsa, and Chairman Howard D. Mankins

ABSENT: None

RESOLUTION NO. 73-551
AMENDING RESOLUTION NO. 73-529

**RESOLUTION OF INTENTION TO CREATE ZONE 9 OF SAN LUIS
OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

The following Resolution is now offered and read:

WHEREAS, on Monday, September 24, 1973, the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District adopted Resolution No. 73-529 entitled "Resolution of Intention to Create Zone 9 of San Luis Obispo County Flood Control and Water Conservation District."

WHEREAS, paragraph 2 on page 3 of said Resolution cited a map designated as Exhibit A by reference as though fully set forth therein; and,

WHEREAS, it now appears desirable to change the area shown on the map designated as Exhibit A to more fully include property lying within the San Luis Creek Drainage Basin within the proposed Zone 9 and, more particularly, by adding to the proposed Zone 9 that property identified as the Country Club Golf Course and other property located adjacent thereto.

NOW, THEREFORE BE IT RESOLVED AND ORDERED by the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, State of California, as follows:

1. That paragraph 2 on page 3 of Resolution 73-529 be amended as follows:
- "2. That the area to be included within said Zone 9 shall be that area shown on the map designated as 'Exhibit A Amended' which is attached hereto and incorporated herein by reference as though here fully set forth."

PRESENT

day of

ALLIANCE THE FIRST, THE SECOND, THE THIRD, THE FOURTH, THE FIFTH, THE SIXTH, THE SEVENTH, THE EIGHTH, THE NINTH, THE TENTH, THE ELEVENTH, THE TWELFTH, THE THIRTEENTH, THE FOURTEENTH, THE FIFTEENTH, THE SIXTEENTH, THE SEVENTEENTH, THE EIGHTEENTH, THE NINETEENTH, THE TWENTIETH, THE TWENTY-FIRST, THE TWENTY-SECOND, THE TWENTY-THIRD, THE TWENTY-FOURTH, THE TWENTY-FIFTH, THE TWENTY-SIXTH, THE TWENTY-SEVENTH, THE TWENTY-EIGHTH, THE TWENTY-NINTH, THE THIRTIETH, THE THIRTY-FIRST, THE THIRTY-SECOND, THE THIRTY-THIRD, THE THIRTY-FOURTH, THE THIRTY-FIFTH, THE THIRTY-SIXTH, THE THIRTY-SEVENTH, THE THIRTY-EIGHTH, THE THIRTY-NINTH, THE FORTIETH, THE FORTY-FIRST, THE FORTY-SECOND, THE FORTY-THIRD, THE FORTY-FOURTH, THE FORTY-FIFTH, THE FORTY-SIXTH, THE FORTY-SEVENTH, THE FORTY-EIGHTH, THE FORTY-NINTH, THE FIFTIETH, THE FIFTY-FIRST, THE FIFTY-SECOND, THE FIFTY-THIRD, THE FIFTY-FOURTH, THE FIFTY-FIFTH, THE FIFTY-SIXTH, THE FIFTY-SEVENTH, THE FIFTY-EIGHTH, THE FIFTY-NINTH, THE SIXTIETH, THE SIXTY-FIRST, THE SIXTY-SECOND, THE SIXTY-THIRD, THE SIXTY-FOURTH, THE SIXTY-FIFTH, THE SIXTY-SIXTH, THE SIXTY-SEVENTH, THE SIXTY-EIGHTH, THE SIXTY-NINTH, THE SEVENTIETH, THE SEVENTY-FIRST, THE SEVENTY-SECOND, THE SEVENTY-THIRD, THE SEVENTY-FOURTH, THE SEVENTY-FIFTH, THE SEVENTY-SIXTH, THE SEVENTY-SEVENTH, THE SEVENTY-EIGHTH, THE SEVENTY-NINTH, THE EIGHTIETH, THE EIGHTY-FIRST, THE EIGHTY-SECOND, THE EIGHTY-THIRD, THE EIGHTY-FOURTH, THE EIGHTY-FIFTH, THE EIGHTY-SIXTH, THE EIGHTY-SEVENTH, THE EIGHTY-EIGHTH, THE EIGHTY-NINTH, THE NINETYETH, THE NINETY-FIRST, THE NINETY-SECOND, THE NINETY-THIRD, THE NINETY-FOURTH, THE NINETY-FIFTH, THE NINETY-SIXTH, THE NINETY-SEVENTH, THE NINETY-EIGHTH, THE NINETY-NINTH, THE HUNDRETH.

CLERK OF SAN LUIS OBISPO COUNTY
CLERK OF WATER CONSERVATION DISTRICT

73-551

On motion of Supervisor Kupper, seconded by
Supervisor Krejsa, and on the following roll call
vote, to-wit:

AYES: Supervisors Kupper, Krejsa, Heilmann, Kidwell, Chairman Mankins

NOES: None

ABSENT: None

the foregoing resolution is hereby adopted.

Howard D. Mankins

Chairman of the Board of Supervisors

ATTEST:

Misbeth Wollam
Clerk of the Board of Supervisors

Acting

APPROVED AS TO FORM
AND LEGAL EFFECT.

Sept 25, 19*73*

ROBERT N. TAIT

District Attorney
San Luis Obispo County

By: *[Signature]*
Deputy District Attorney

STATE OF CALIFORNIA, } ss.
County of San Luis Obispo, }

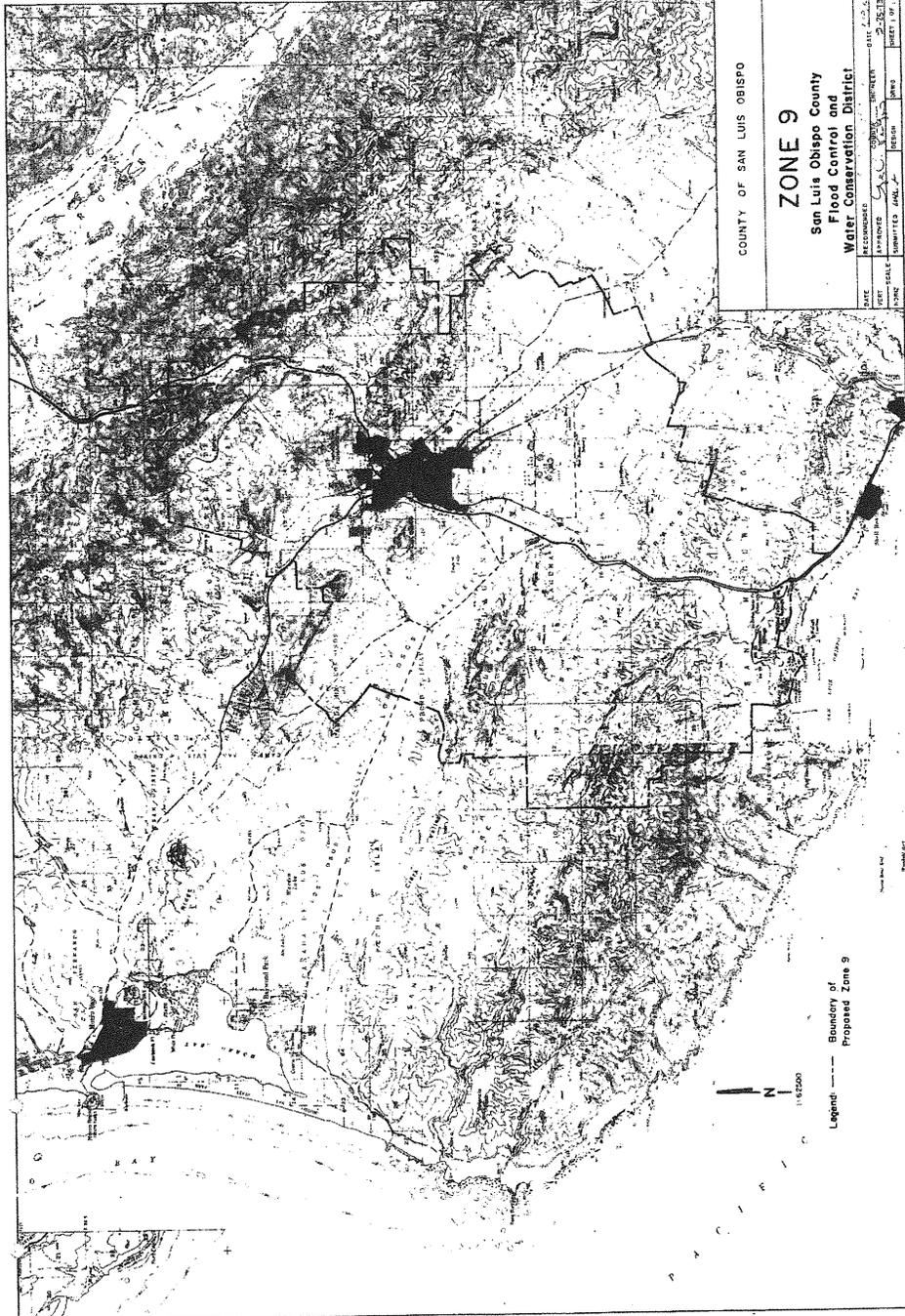
I, _____, County Clerk and ex-officio Clerk
of the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District,

The undersigned Deputy Clerk of the Board of Supervisors certifies
that pursuant to Section 25103 of the Government Code delivery of
this document has been made on October 4, 1973.

MISBETH WOLLAM, Acting
County Clerk and Ex-Officio Clerk
of the Board of Supervisors

By: *[Signature]*
Deputy Clerk.

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IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA
FLOOD CONTROL AND WATER CONSERVATION DISTRICT

Mon day November 26, 1973

PRESENT: Supervisors Hans Heilmann, Elmer L. Kidwell, Kurt P. Kupper, Richard J. Krejsa, and Chairman Howard D. Mankins

ABSENT: None

BD. OF S. ACTION DATED 11/19/73
BY: [Signature]

RESOLUTION NO. 73-631

RESOLUTION ESTABLISHING ZONE NO. 9 OF THE SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT.

The following resolution is hereby offered and read:

WHEREAS, by Resolution No. 73-529, dated the 24th day of September, 1973, as amended by Resolution No. 73-551 dated the 1st day of October, 1973, said Board of Supervisors duly adopted a Resolution of Intention to establish Zone No. 9 of the San Luis Obispo County Flood Control and Water Conservation District, and

WHEREAS, pursuant to notice duly and regularly given, a public hearing on said Resolution of Intention was held on Monday, the 19th day of November, 1973, at 10:00 A.M., in the Chambers of the Board of Supervisors, County Courthouse Annex, San Luis Obispo, California, and

WHEREAS, this Board of Supervisors has received from the County Boundary Commission its review and report on the boundaries of said proposed zone, and

WHEREAS, at said hearing, protests were received and considered, written requests for exclusion of land from said proposed zone were heard and considered, oral and written objections to the creation of said proposed zone were received and considered, and testimony and other evidence concerning the creation of said zone and the exclusion of land therefrom was received and considered.

NOW, THEREFORE, BE IT RESOLVED and ORDERED by the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District that the Board of Supervisors do hereby approve and order the creation of Zone No. 9 of the San Luis Obispo County Flood Control and Water Conservation District as shown on the map attached hereto and on file in the office of the County Clerk, San Luis Obispo, California.

DA/SFH:nn

COUNTY OF SAN LUIS OBISPO
CLERK OF THE COUNTY

14

73-631

and Water Conservation District, located in the County of San Luis Obispo, State of California, as follows:

1. That the recitals set forth hereinabove are true, correct and valid.

2. That it be and hereby is found and determined by said Board of Supervisors that each and every parcel of land for which exclusion from Zone No. 9 was requested, will be benefitted by inclusion in said Zone No. 9.

3. That it be and hereby is found and determined that the hereinafter described real property and every parcel and portion thereof will be benefitted by inclusion thereof in said Zone No. 9.

4. That there is hereby created and established within the boundaries of the San Luis Obispo County Flood Control and Water Conservation District a zone to be known as Zone No. 9 of said District, for the purposes set forth in the Act creating said District, and which Zone No. 9 shall consist of all that real property lying within the limits of the area described in the attached document marked "Exhibit B" and shown on the attached document marked "Exhibit A Amended" which Exhibits B and A Amended are incorporated herein by reference and made a part hereof as though here fully set forth.

5. That the County Clerk be and hereby is authorized and directed to cause to be recorded in the Office of the County Recorder of the County of San Luis Obispo, a certified copy of this Resolution evidencing this Board's approval of the establishment of said Zone No. 9 of said District.

6. That the County Clerk be and hereby is authorized and directed, pursuant to Government Code Sections 54900 et

seq., to file with the San Luis Obispo County Assessor and with the State Board of Equalization, the statement, map or plat, certified copy of this Resolution, and legal description of the boundaries of said Zone No. 9, as required by said sections.

On motion of Supervisor Kidwell, seconded by Supervisor Kupper, and on the following roll call vote, to-wit:

AYES: Supervisors Kidwell, Kupper, Heilmann, Krejsa, Chairman Mankins

NOES: None

ABSENT: None

the foregoing resolution is hereby adopted.

Howard D. Mankins
Chairman of the Board of Supervisors
of the San Luis Obispo County Flood
Control and Water Conservation District.

ATTEST:

Misbeth Wollan
Acting Clerk of the Board of Supervisors

STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____ day of _____, 19_____

(SEAL)

County Clerk and Ex-Officio Clerk of the Board
of Supervisors

By _____
Deputy Clerk.

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OD-325

DESCRIPTION OF PROPOSED ZONE 9 - SAN LUIS OBISPO COUNTY
Flood Control and Water Conservation District

All that portion of San Luis Obispo County, California, generally lying within or adjacent to the drainage area of San Luis Obispo Creek and tributaries, being contained within the boundary lines described below in courses 1-101 inclusive, and subject to the following abbreviations and notes:

N	North	Nly	Northerly	th	thence
S	South	Sly	Southerly	alg	along
E	East	Ely	Easterly	cor	corner
W	West	Wly	Westerly	Sec.	section
T	Township	R	Range	thrf	thereof
ln	line	sd	said	C-L	centerline
Bk	Book	Rho	Rancho	Sub	Subdivision
rcrd	recorded	L	Lot	Par	Parcel
cntr	center	R/W	Right-of-way	MDM	Mount Diablo Base & Meridian

O.R. Official Records of San Luis Obispo County

Rec. Records of San Luis Obispo County

The articles, "a", "an" and "the" and preposition "of the" have generally been omitted, with the assumption that the intent is clear without them.

1) BEGINNING at cntr Sec 6, T30SR13E, MDM; 2) th, S alg N-S C-L Sec 6 to pt on N ln Sec 7, sd T & R; 3) th, E alg N ln Sec 7 to NE cor NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 7; 4) th, S alg E ln sd $\frac{1}{4}$ - $\frac{1}{4}$ Sec to NW cor SE $\frac{1}{4}$ NE $\frac{1}{4}$ sd Sec 7; 5) th, E alg N ln last sd $\frac{1}{4}$ - $\frac{1}{4}$ Sec to E ln Sec 7; 6) th, S alg last sd E ln to NW cor L 13, Sec 8 sd T & R 7) th, E alg N ln L 13 to NE cor thrf; 8) th, S alg E ln L 13 to NE cor NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 17 sd T & R; 9) th, S alg E ln last sd $\frac{1}{4}$ - $\frac{1}{4}$ Sec to NW cor SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 17; 10) th, E alg N ln last sd $\frac{1}{4}$ - $\frac{1}{4}$ Sec to N-S C-L Sec 17; 11) th, S alg N-S C-L Sec 17 to N ln Sec 20 sd T & R; 12) th, E alg N ln Sec 20 to NE cor thrf; 13) th, S alg E ln Sec 20 to NW cor Sec 28, sd T & R; 14) th, E alg N ln Sec 28 to NE cor L 3, Sec 28; 15) th, S alg E ln L 3 & E ln L 6, Sec 28 to NW cor L 10 Sec 28; 16) th, E alg N ln L 10 to NE cor thrf; 17) th, S alg E ln L 10 & L 11, Sec 28 to S ln Sec 28; 18) th, W alg last sd S ln to NE cor NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 33 sd T & R; 19) th, S alg E ln last sd $\frac{1}{4}$ - $\frac{1}{4}$ Sec to SE cor thrf; 20) th, W alg S ln last sd $\frac{1}{4}$ - $\frac{1}{4}$ Sec to E ln Sec 32, sd T & R; 21) th, S alg last sd E ln to E-W C-L Sec 32; 22) th, W alg last sd E-W C-L to W ln Sec 32; 23) th, S alg last sd W ln to N ln S $\frac{1}{2}$ S $\frac{1}{2}$ Sec 32; 24) th, E alg last sd N ln to NE cor SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 32; 25) th, S alg E ln last sd $\frac{1}{4}$ - $\frac{1}{4}$ Sec to N ln Sec 5 T31S R13E MDM; 26) th, E alg last said N ln to E ln Sec 5; 27) th, S alg last sd E ln to pt on NWly ln L 11, Rho Corral de Piedra as shown on Map thrf rcrd in Map Bk A, Pg 65, Rec; 28) th, NEly alg sd NWly ln to N cor L 11; 29) th, SEly alg NEly ln sd L 11 to SEly ln Par 1 as described in deed rcrd in Bk 1400, Pg 702, O.R.; 30) th, SW alg sd SEly ln Par 1 to NEly ln L 13, sd Rho Corral de Piedra 31) th, SEly alg sd NEly ln L 13 & NEly ln L 14, sd Rho, to NE cor Par 8 as shown on map rcrd in Par Map Bk 5 Pg 63, Rec; 32) th, SWly alg SEly ln Par 8 to E cor Par 7 shown on last sd map; 33) th, SWly alg SEly ln Par 7 to NEly ln Par 2 shown on last sd map; 34) th, SEly alg NEly ln Par 2 & NEly ln Par 3 shown on last sd map, to E cor Par 3; 35) th, SWly alg SEly ln Par 3 to N cor that portion of L 22, sd Rho Corral de Piedra, described in deed rcrd in O.R. Bk 1649, Pg 58; 36) th, SEly alg NEly ln sd portion L 22 to E cor thrf; 37) th, SWly alg SE ln sd portion L 22 to SW cor of sd L 22; 37a) th, Sly in a direct ln to E cor L 25 sd Rho Corral de Piedra 38) th, SWly alg SEly ln L 25 to NE

cor L 30, sd Rho; 9) th, SEly alg NEly ln L 30 to E cor thrf; 40) th, SWly alg SEly ln L 30 & SEly ln L 29 & 28 sd Rho to pt on NEly R/W ln Edna Rd (State Highway 227); 41) th, NWly alg NEly ln State Highway 227, to NEly prolongation SEly ln Par 2, L 54 sd Rho Corral de Piedra, as shown on map rcrd in Bk 8 of Licensed Surveys (L/S), Pg 73, Rec; 42) th, SWly alg sd NEly prolongation and sd SEly ln Par 2 to SEly cor thrf, being also E cor that par in sd L 54 shown on map rcrd in Bk 9 of L/S, Pg 90, Rec; 42a) th, SWly alg SEly ln last sd par in L 54 to SEly cor thrf, sd cor being also most NEly cor Par 1 as shown on map rcrd in Bk 1 of Par Maps Pg 72, Rec; 42b) th, in generally Sly direction alg Ely ln last sd Par 1 to most Sly cor thrf; 42c) th, in generally W ly direction alg SEly ln last sd Par 1 to Wly ln sd L 54; 42d) th, Nly alg sd Wly ln L 54 to S cor Hollister Tract shown in document rcrd in Bk J Deeds, Pg 367, Rec; 43) th, NWly alg SWly ln sd Hollister Tract to pt in Ely ln L 15 Sub Rho San Miguelito shown on map rcrd in Map Bk A pg 38, Rec; 44) th, Sly alg sd Ely ln L 15 to SE cor thrf; 45) th, Wly alg Sly ln L 15 to pt on Ely ln L 13 last sd Rho; 46) th, Sly alg sd Ely ln L 13 to SE cor thrf; 47) th, Wly alg Sly ln L 13 to pt on Ely ln L 11 last sd Rho; 48) th, Sly alg sd Ely ln L 11 to pt on Nly ln L 18 last sd Rho; 49) th, Ely alg sd Nly ln L 18 to NE cor thrf; 50) th, Sly alg Ely ln L 18 last sd Rho to SE cor thrf, being also N cor L 3, Sub Rho San Miguelito & El Pismo as shown on map rcrd in Map Bk A Pg 157, Rec; 51) th, Sly alg Ely ln sd L 3 to SE cor thrf; 51a) th, Wly alg Sly ln sd L 3 to Ely ln L 4 sd Rho San Miguelito & El Pismo; 52) th, Sly alg Ely ln L 4 to pt on Ely R/W ln Highway U.S. 101; 53) th, in generally Nly direction alg sd Ely R/W ln to Ely prolongation Sly ln Avila Rd, Co. Rd #A2070; 54) th, Wly alg sd Sly ln Avila Rd to Wly ln Palisades Rd, Co Rd #C2071; 55) th, Sly alg Wly ln Palisades Rd to N ln that portion Lot A of W. L. Beebe Tract, shown on map rcrd in Map Bk B, Pg 68, Rec. described in deed rcrd in Bk X of Deeds, Pg 289, Rec; 56) th, Wly alg sd N ln to pt on Wly ln W.L. Beebe Tract, being also pt on Ely ln L 43, sd Rho San Miguelito; 57) th, continuing Wly on sd N ln Bk X Deeds Pg 289, to pt on Wly last ln sd L 43; 58) th, Sly alg Wly ln last sd L 43 to Sly ln that portion L 44, sd Rho San Miguelito, described in deed rcrd in Bk 207, Pg 113, O.R.; 59) th, Wly alg sd Sly ln to pt on Wly ln last sd L 44; 60) th, Sly alg Wly ln last sd L 44 to Mean High Tide ln of the Pacific Ocean; 61) th, Wly alg sd Mean High Tide ln to Ely ln L Y, Rho San Miguelito as shown on Map rcrd in Map Bk B, Pg 96, Rec; 62) th, Nly alg sd Ely ln L Y to Sly ln L V last sd Rho; 63) th, Wly alg sd Sly ln L V to Wly ln thrf; 64) th, Nly alg sd Wly ln L V to NW cor thrf, sd cor being pt on Sly ln L 1, Sec 25, T31SR11E MDM; 65) th, Wly alg Sly ln last sd L 1 to W ln sd Sec 25; 66) th, N alg W ln sd Sec 25 to SE cor L 16, Sec 23 last sd T & R; 67) th, W alg S ln last sd L 16 to SW cor thrf; 68) th, N alg W ln last sd L 16 & L 9 sd Sec 23 to SE cor L 7 sd Sec 23; 69) th, W alg S ln last sd L 7 to SW cor thrf; 70) th, N alg W ln last sd L 7 to SE cor L 3 sd Sec 23; 71) th, W alg S ln sd L 3 & L 4 sd Sec 23 to W ln Sec 23; 72) th, N alg W ln Sec 23, Sec 14 & Sec 11, sd T & R, to NW cor sd Sec 11; 73) th, E alg N ln Sec 11 to cor common to Sec 1, 2, 11 & 12, sd T & R; 74) th, N alg W ln Sec 1 to NW cor thrf, being pt on Sly ln L 73, Sub Rho Canada de Los Osos & La Laguna, rcrd in Map Bk A, Pg 83, Rec; 75) SEly alg sd Sly ln L 73 to SE cor thrf, being also SW cor L71 last sd Rho; 76) th, Nly alg Wly ln L 71 & L 72, sd Rho, to NWly cor L 72; 77) th, Ely alg Nly ln sd L 72 to SW cor L 47 last sd Rho; 78) th, NEly alg NWly ln L 47 & 46 last sd Rho, to N cor L 46, being also S cor L 19 last sd Rho; 79) th, NWly alg SWly ln L 19 & L

20 last sd Rho, to W cor L 20; 80) th, NEly alg NWly ln L 20 & L 12, sd Rho, to Nly cor L 12, being pt on NEly ln last sd Rho; 81) th, SEly alg sd NEly Rho ln to W ln S 21T30SR12E MDM; 82) th, N alg W ln Sec 21 to N ln L 1, Sec 21; 83) th, E alg sd N ln to W ln NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 21; 84) th, N alg sd W ln & W ln SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 16, sd T & R, to N ln SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 16, and N ln of SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 16; 85) th, E alg last sd N ln and N ln of SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 16 to SEly ln that parcel described in document rcrd in Ek 1609, Pg 412, O.R.; 86) th, NEly alg sd SEly ln to SWly ln State Highway 1; 87) th, NWly alg SWly ln State Highway 1 to W ln L 2 sd Sec 16; 88) th, N alg sd W ln L 2 to Sly ln L 7, Partition of a part of the Rho Portrero de San Luis Obispo as shown on the map thereof filed in file no 892, records of the Superior Court of the County of San Luis Obispo, State of California, in the office of the County Clerk of sd County; 89) th, Ely alg Sly ln sd L 7 to Wly ln L 8 sd Rho Partition; 90) th, in generally Nly direction alg Wly ln L 8 to NW cor thrf; 91) th, SEly alg NEly ln L 8 to SW cor Lot 1, sd Rho Partition; 92) th, NEly alg NWly ln L 1 to pt on N ln sd Rho Portrero de San Luis Obispo; 93) th, E alg sd N ln to W ln L 8, Sec 2 T30SR12E; 94) th, N alg W ln L 8 to N ln thrf; 95) th, E alg N ln L 8 & N ln L 9, Sec 2, to E ln L 9; 96) th, S alg E ln L 9 & L 1, Sec 2, to NE ln Rho Portrero de San Luis Obispo as shown on map rcrd in Map Bk B, Pg 58, Rec; 97) th, SE alg sd NE ln to S ln Sec 1, T30SR12E; ~~98) th, SE alg sd NE ln to S ln Sec 1, T30SR12E;~~ 98) th, E alg sd S ln to W ln SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 1; 99) th, N alg sd W ln to pt on SEly ln Southern Pacific Railroad (SPRR); 100) th, NEly & Nly alg SEly & Ely ln of Sd SPRR, to N ln S $\frac{1}{2}$ Sec 1; 101) th, E alg sd N ln, and N ln S $\frac{1}{2}$ Sec 6 T30SR13E to cntr Sec 6, the POINT OF BEGINNING.