

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works		(2) MEETING DATE June 27, 2006		(3) CONTACT/PHONE Straith Smith Zanartu, Accountant (805) 781-5282	
(4) SUBJECT Hearing to Consider a Resolution Authorizing the Collection of Service Charges Within County Service Areas 1, 1-A, 1-F, 7-A, 18 and 21 (Clerk's File Exhibit)					
(5) SUMMARY OF REQUEST On June 6, 2006, your Board accepted a report of service charges within the subject County Service Areas and directed the Clerk to set a public hearing for June 27, 2006. The subject County Service Areas provide various services to properties within their boundaries. The area's activities are either partially or wholly financed by service charges which are collected with the County property tax bill. In order to authorize the annual collection of service charges on property tax bills, adoption of the attached resolution is necessary.  All rates were previously established by previous Board action.					
(6) RECOMMENDED ACTION It is our recommendation that your Honorable Board: 1. Adopt the attached resolution which would authorize the annual collection of service charges on property tax bills for County Service Areas, 1, 1-A, 1-F, 7-A, 18 and 21. 2. Direct the Clerk to file the approved Resolution with the County Auditor no later than August 10, 2006.					
(7) FUNDING SOURCE(S) N/A		(8) CURRENT YEAR COST N/A		(9) ANNUAL COST N/A	
(10) BUDGETED? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> N/A					
(11) OTHER AGENCY/ADVISORY GROUP INVOLVEMENT (LIST): Tax Collector, Auditor/Controller, and County Counsel					
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, How Many? _____ <input type="checkbox"/> Permanent _____ <input type="checkbox"/> Limited Term _____ <input type="checkbox"/> Contract _____ <input type="checkbox"/> Temporary Help _____					
(13) SUPERVISOR DISTRICT(S) <input type="checkbox"/> 1st, <input type="checkbox"/> 2nd, <input type="checkbox"/> 3rd, <input type="checkbox"/> 4th, <input type="checkbox"/> 5th, <input checked="" type="checkbox"/> All			(14) LOCATION MAP <input checked="" type="checkbox"/> Attached <input type="checkbox"/> N/A		(15) Maddy Act Appointments Signed-off by Clerk of the Board N/A
(16) AGENDA PLACEMENT <input type="checkbox"/> Consent <input checked="" type="checkbox"/> Hearing (Time Est. 15 Minutes) <input type="checkbox"/> Presentation <input type="checkbox"/> Board Business (Time Est. _____)			(17) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions (Orig + 4 copies) <input type="checkbox"/> Contracts (Orig + 4 copies) <input type="checkbox"/> Ordinances (Orig + 4 copies) <input type="checkbox"/> N/A		
(18) NEED EXTRA EXECUTED COPIES? <input type="checkbox"/> Number: _____ <input type="checkbox"/> Attached <input checked="" type="checkbox"/> N/A			(19) APPROPRIATION TRANSFER REQUIRED? <input type="checkbox"/> Submitted <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A		
(20) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A			(21) W-9 <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		(22) Agenda Item History Date: 6-6-06
(23) ADMINISTRATIVE OFFICE REVIEW  <p align="right"><i>OK Leslie Brown</i></p> <p align="right"><i>03 6-27-06</i></p>					

Reference: 06JUN27-H-1

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# SAN LUIS OBISPO COUNTY DEPARTMENT OF PUBLIC WORKS

Noel King, Director

County Government Center, Room 207 • San Luis Obispo CA 93408 • (805) 781-5252

Fax (805) 781-1229

email address: [pwd@co.slo.ca.us](mailto:pwd@co.slo.ca.us)

**TO:** Board of Supervisors

**FROM:** Straith Smith Zanartu, Accountant *SSZ*

**VIA:** Will Clemens, Department Administrator *WC*

**DATE:** June 27, 2006

**SUBJECT:** Hearing to Consider a Resolution Authorizing the Collection of Service Charges Within County Service Areas 1, 1-A, 1-F, 7-A, 18, and 21 (Clerk's File Exhibit)

## Recommendation

It is our recommendation that your Honorable Board:

1. Adopt the attached resolution which would authorize the annual collection of service charges on property tax bills for County Service Areas, 1, 1-A, 1-F, 7-A, 18, and 21.
2. Direct the Clerk to file the approved resolution and exhibit (Clerk's file) to the County Auditor no later than August 10, 2006.

## Discussion

The annual service charges are as follows:

<u>CSA</u> <u>(Common Name)</u>	<u>Service</u> <u>Type(s)</u> <u>Provided</u>	<u>Established</u> <u>Annual Service</u> <u>Charge per APN</u>	<u>Amount</u> <u>to be</u> <u>Collected</u>
#1(Old Galaxy - Nipomo)	B, C, D	\$354.00	\$49,000
#1(Tract 1690-Nipomo)	C	68.40	1,200
#1-A(Tract 1898-Nipomo)	A	84.00	8,000
#1-A(Galaxy Park and Tract 1898 - Nipomo)	B, C, D	288.00	70,000
#1-F (New Galaxy - Nipomo)	D	333.00	21,900
#7-A (Oak Shores)	D	194.92	115,300
#18 (San Luis Country Club Area)	D	Various rates	464,000
#21(Cambria)	E	25.70	7,000

*CSZ*

Service Type - Key

- A = Parkway Facilities Maintenance
- B = Drainage
- C = Street Lighting
- D = Sewer/Waste Disposal
- E = Road Improvements

Proposition 218, passed by California voters on November 5, 1996, added Articles XIIC and XIID to the Constitution of the State of California, and affects laws governing the subject service charges. (Pursuant to Article XIID, Section 6(c), the existing service charges are not subject to voter approval until they are proposed to be increased.) Section 6(c) of said Article XIID also provides that increase in property related charges other than water, wastewater and solid waste require property owner or voter approval.

The service charge rates on Exhibit A have previously been established by the Board and are not proposed to be increased at this time.

This collection procedure is authorized per Section 25210.77(a) of the California Government Code and Chapter 3.17 of the San Luis Obispo County Code. The public hearing was noticed as per Section 6066 of the Government Code.

**Other Agency Involvement/Impact**

The Auditor's Office places the charges on the property tax bills, the Treasurer/Tax Collector collects the charges, County Counsel has reviewed the attached resolution as to form and effect, and the County Clerk will file the resolution with the Auditor's office.

**Financial Considerations**

The subject County Service Areas are partially financed by service charges levied against properties, and this revenue is incorporated into the subject district's budgets for FY 2006-07. Placement of these service charges on property tax bills is an annual process to facilitate collection. The collection in this manner as compared to bimonthly billing reduces operational costs.

**Results**

The recommended action will result in the continuation of the County's past practice of collecting certain special district's service charges on the property tax bills. This revenue funds the cost of the health and safety issues that help to maintain the quality of life in these communities.

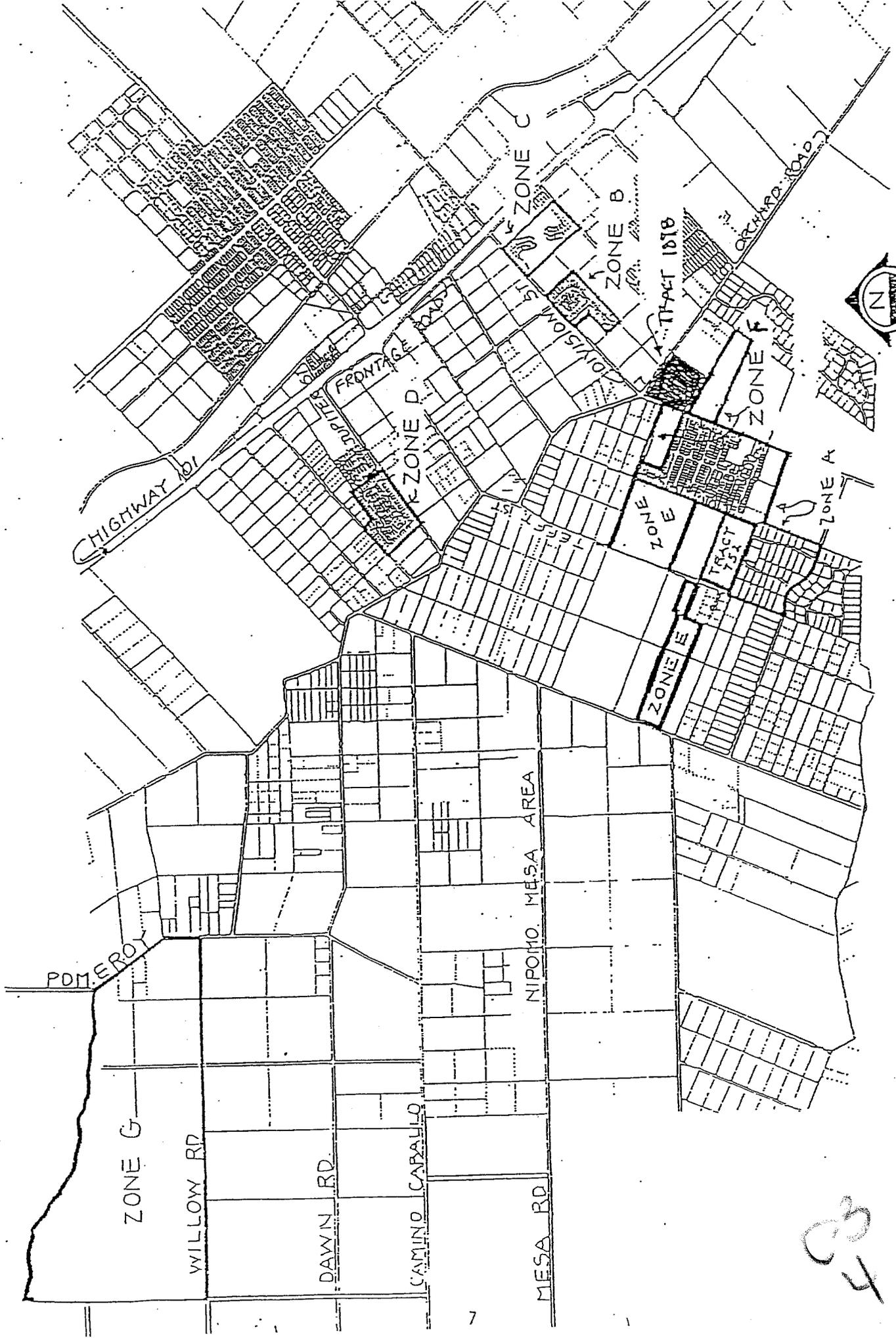
Attachments: Vicinity Maps  
Resolution  
Exhibit

Reference: 06JUN27-H-1

File: Districts/CSA's (Refer to Subject)

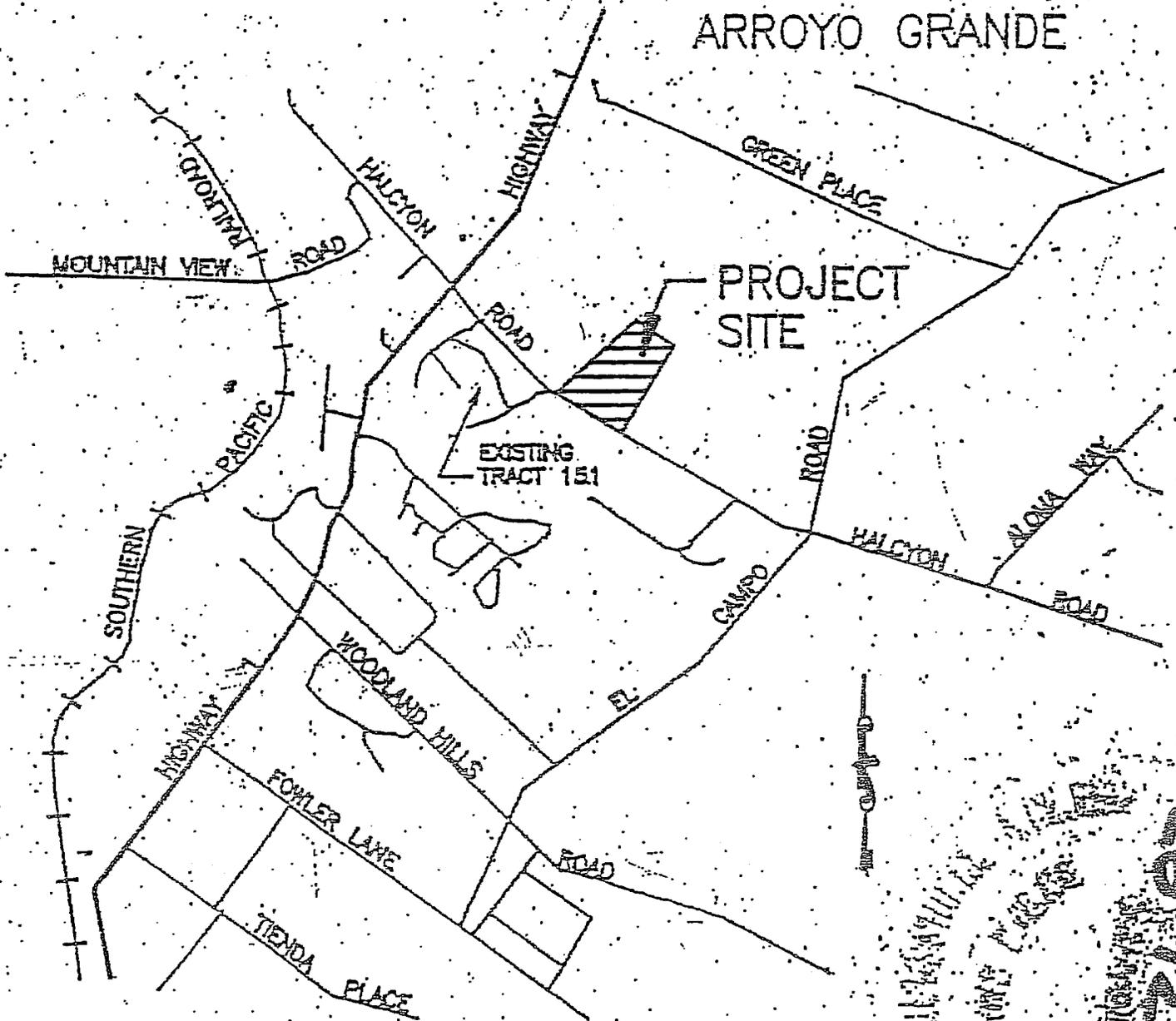
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SANTA BARBARA COUNTY SERVICE AREA NO. 1

43  
4



ARROYO GRANDE

PROJECT SITE

EXISTING TRACT 151

NIPOMO

VICINITY MAP

County Service Area 1, Tract 1690

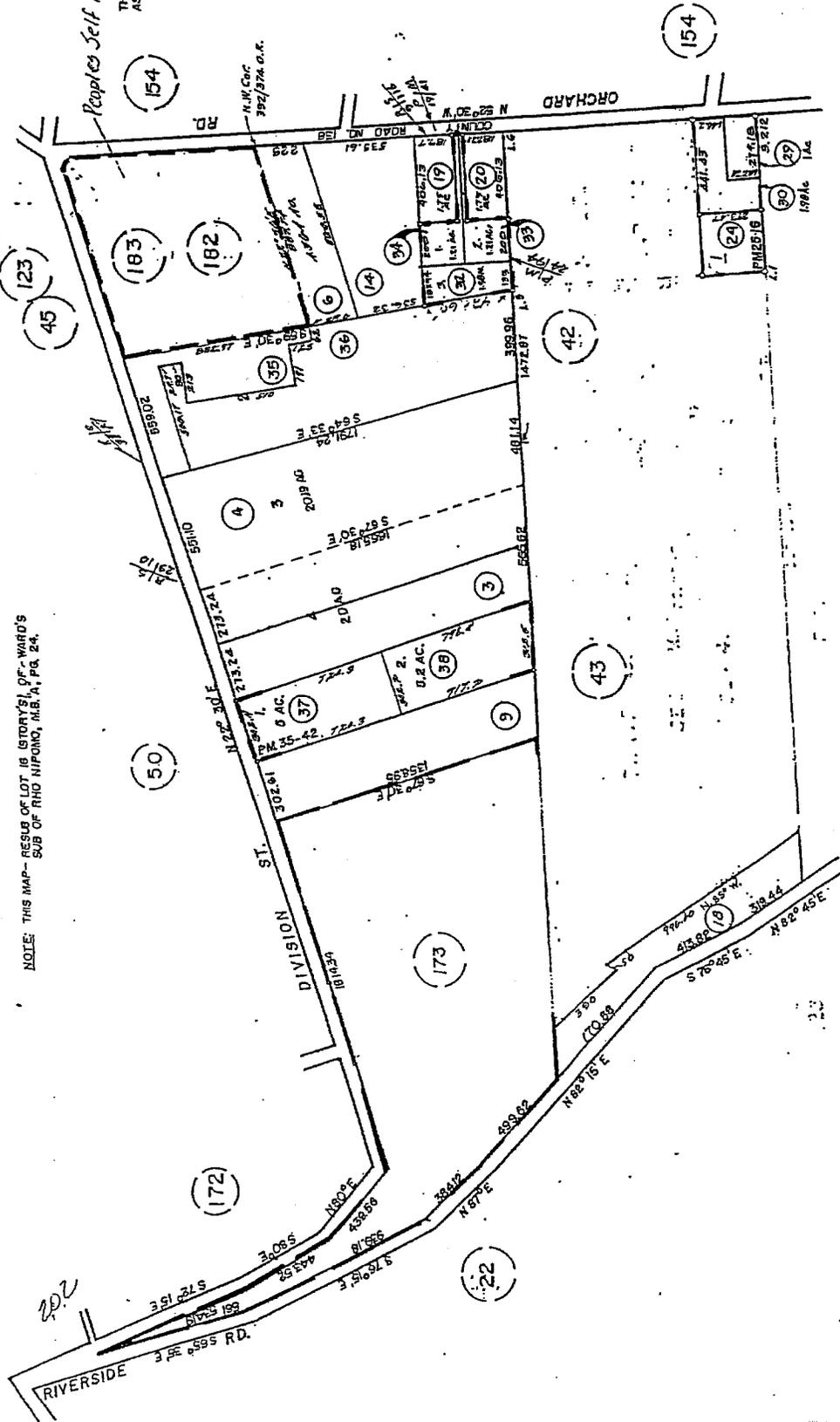
RECEIVED  
 COUNTY ENGINEER  
 12-31-92

Handwritten initials or signature.



Peoples Self Help Tract 18, 35.

THIS MAP IS PREPARED FOR ASSESSMENT PURPOSES ONLY.

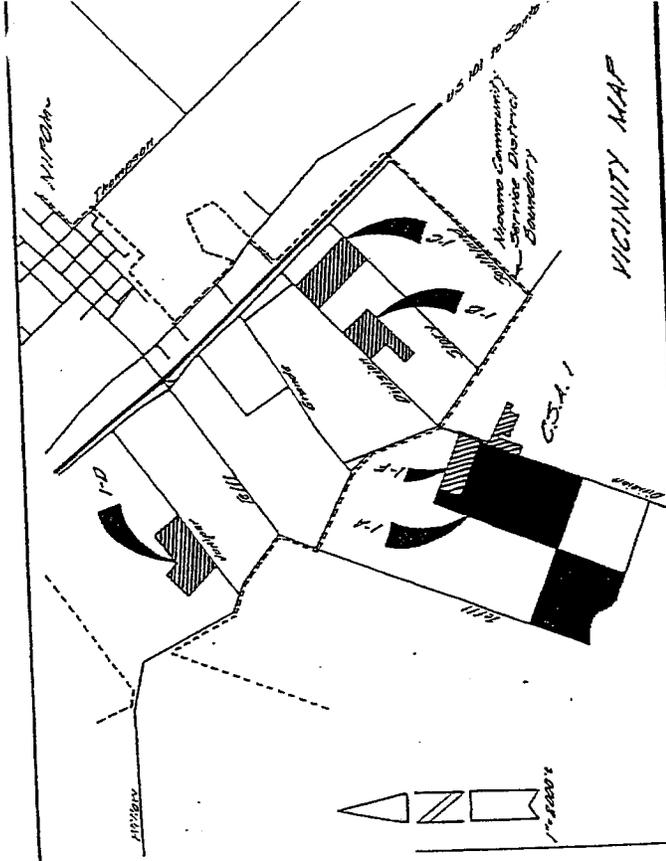


RANCHO NIPOMO  
SAN LUIS OBISPO COUNTY  
CALIFORNIA

COUNTY SERVICE AREA I-A  
Tract 1898

PREP. 1-1-77  
10-1-77

63



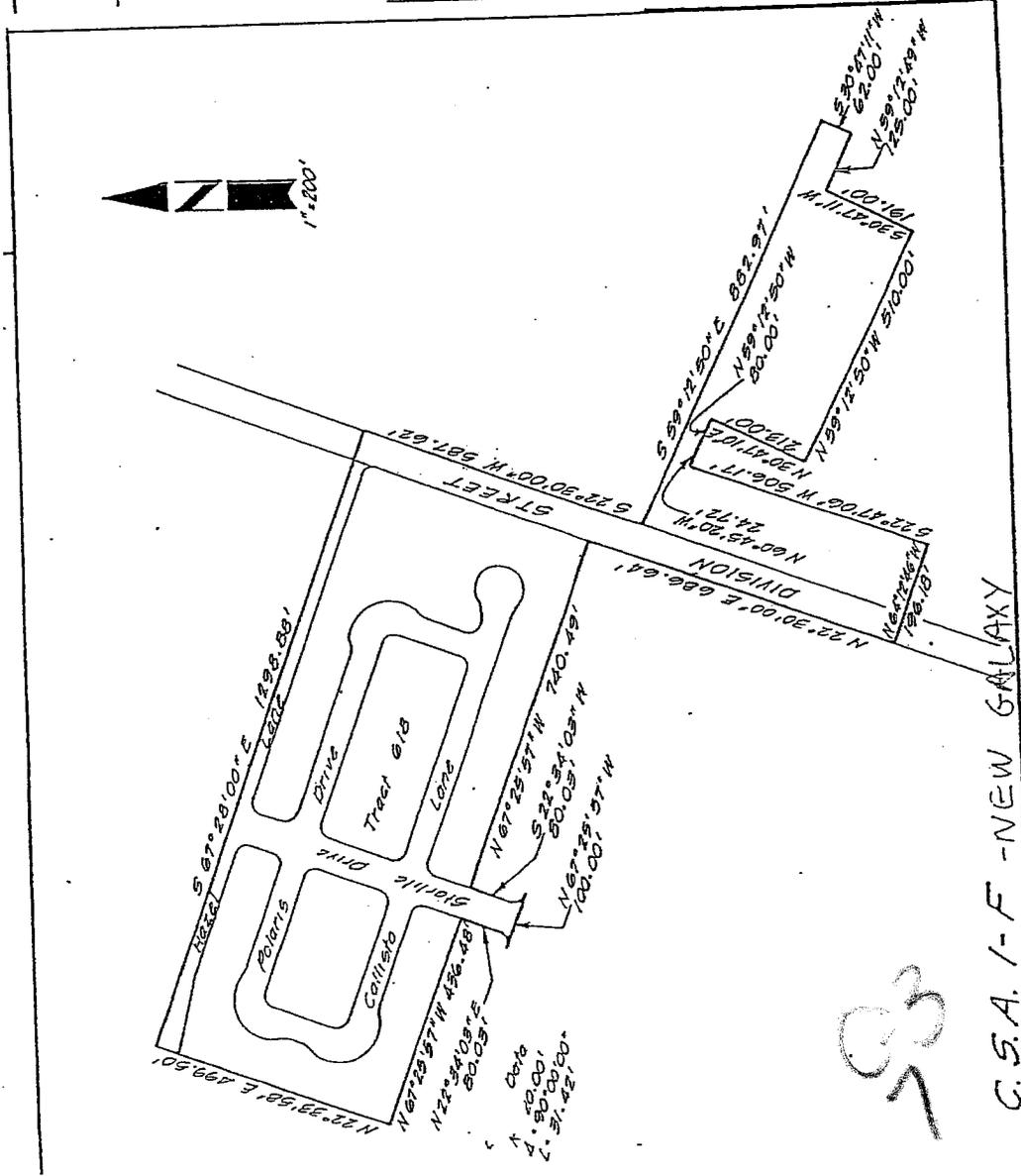
VICINITY MAP

COUNTY OF SAN LUIS OBISPO  
ENGINEERING DEPARTMENT

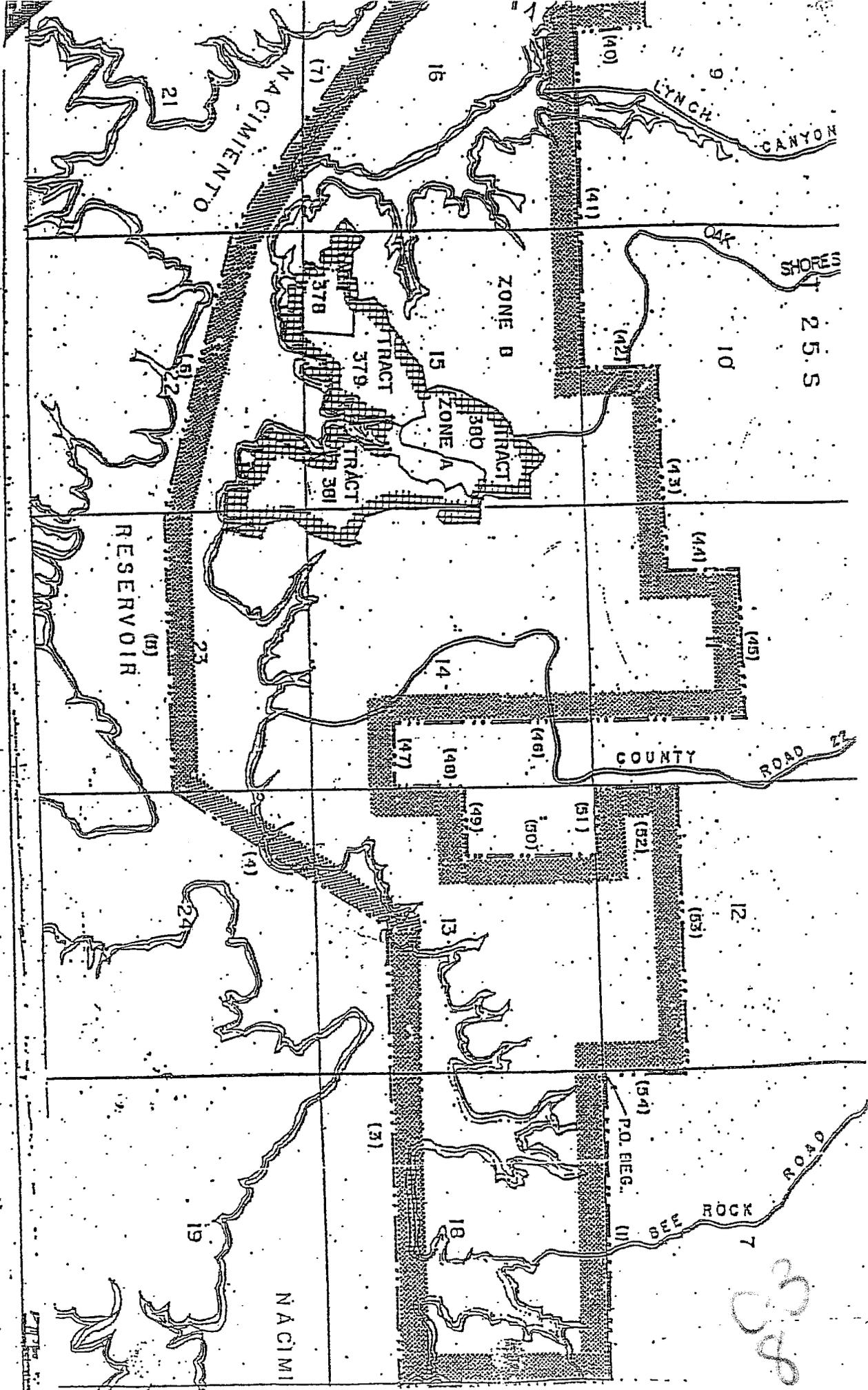
COUNTY SERVICE  
AREA NO. 1

PREPARED BY: R.J.H.  
CHECKED BY: J.A.G.  
DATE: 1-10-79

REVISIONS



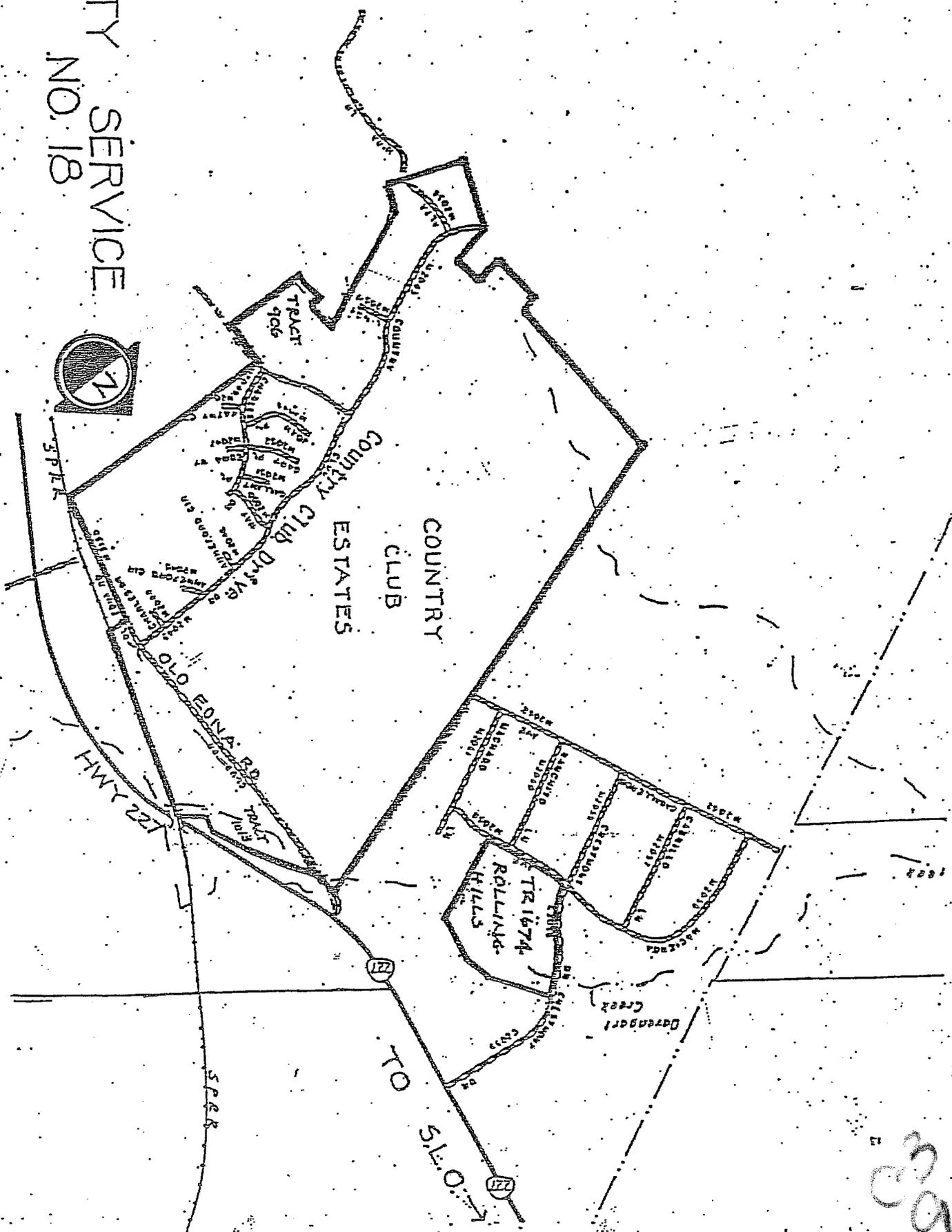
C.S.A. 1-F - NEW GALAXY



County Service Area 7-A  
Vicinity Map

0083

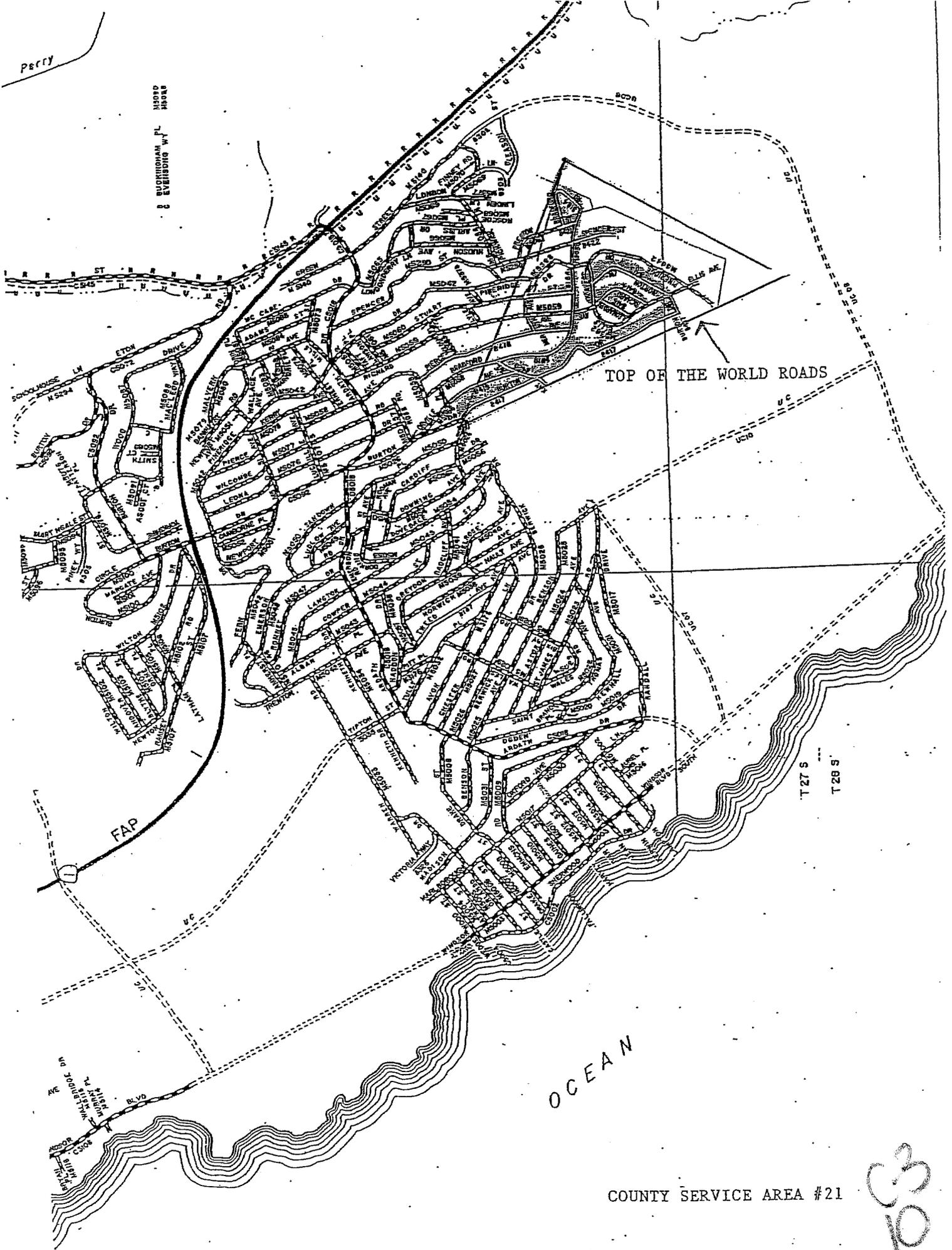
COUNTY SERVICE  
AREA NO. 18



029

Perry

B BUCHANAN W/L  
E EVERING W/L  
M500  
M500



COUNTY SERVICE AREA #21

C3  
10

# IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

\_\_\_\_\_ day \_\_\_\_\_, 20\_\_

PRESENT: Supervisors

ABSENT:

## RESOLUTION NO.

**RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE  
GOVERNING BOARD OF THE SAN LUIS OBISPO COUNTY SERVICE AREA  
(CSA) NOS. 1 (OLD GALAXY PARK AND TRACT 1690 - NIPOMO);  
1-A (GALAXY PARK AND TRACT 1898 - NIPOMO); 1-F (NEW GALAXY - NIPOMO);  
CSA 7-A (OAK SHORES), CSA 18 (SAN LUIS COUNTRY CLUB ESTATES; AND 21  
(CAMBRIA, ROAD IMPROVEMENTS)  
CONFIRMING REPORT AND DIRECTING THE COLLECTION OF  
ANNUAL SERVICE CHARGES ON COUNTY TAX ROLL**

The following Resolution is now offered and read:

**WHEREAS**, the Department of Public Works provides service to said County Service Areas as follows:

<u>CSA</u>	<u>Service Provided</u>	<u>CSA</u>	<u>Service Provided</u>
1	Sewer/Waste Disp/Drainage/Lighting	7-A	Sewer/Waste Disposal
1-A	Sewer/Waste Disp/Drainage/Lighting Parkway Facilities Maintenance	18	Sewer/Waste Disposal
1-F	Sewer/Waste Disposal	21	Road Improvements

**WHEREAS**, the California Government Code Section 25210.77(a) authorizes County Service Areas to establish service charges in lieu of or supplemental to taxes; and

**WHEREAS**, the San Luis Obispo County Board of Supervisors previously established and fixed the annual service charges for the County Service Areas noted above; and

**WHEREAS**, said Section 25210.77(a) authorizes collection of service charges on the County tax bill, provided that the procedures for these collections are established and adopted by ordinance; and

**WHEREAS**, Chapter 3.17 "Collection of County Service Area Charges on County Tax Bills" of the San Luis Obispo County Code is an ordinance containing the provisions required by said Section 25210.77 (a); and

C-3  
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**WHEREAS**, Proposition 218, which was approved by California voters on November 5, 1996, added Articles XIIC and XIID to the Constitution of the State of California; and

**WHEREAS**, Section 6 of said Article XIID affect laws governing, property related charges; and

**WHEREAS**, Section 6(c) of said Article XIID provides that increases in property related charges other than water, wastewater and solid waste require property owner or voter approval; and

**WHEREAS**, this resolution continues the levy of non-water, non-sewer, and non-solid waste charges already existing on the effective date of said Article XIID, and the rate of those charges for fiscal year 2006-07 are not proposed to be increased at this time, and which charges therefore do not require said property owner or voter approval; and

**WHEREAS**, public notice has been given in accordance with Section 6066 of the Government Code and Chapter 3.17, Section .040 of the San Luis Obispo County Code book of the public hearing concerning the collection of service charges on the 2006-07 property tax bills within said County Service Areas; and

**WHEREAS**, written reports specifying each parcel receiving extended service and the amount of the charge for that service have been prepared by the County Director of Public Works and filed in a timely manner with the County Clerk; and

**WHEREAS**, said report containing such charges was duly received by said Board, said report being on the document attached hereto marked "Exhibit A" and incorporated herein by reference as though here fully set forth; and

**WHEREAS**, this is the time and place for the public hearing for the Board to confirm the reports for collection of service charges on the 2006-07 tax bills as specified in the attached reports and to give opportunity for filing objections and for presentation of testimony or other evidence concerning said report; and

**WHEREAS**, it is in the public interest that the owners of property in said County Service Areas pay the actual cost of said services therein.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. That the recitals set forth whereinabove are true, correct and valid.
2. That the following annual service charges for said services are hereby confirmed, as previously established and fixed.

<b>CSA</b>	<b>ANNUAL SERVICE CHARGE PER EXHIBIT "A"</b>
1	That amount/parcel set forth in Exhibit "A"
1-A	That amount/parcel set forth in Exhibit "A"
1-F	\$333/parcel
7-A	\$194.92/parcel
18	That amount/parcel set forth in Exhibit "A"
21	That amount/parcel set forth in Exhibit "A"

These charges are subject to the following terms and conditions:

Said annual charge shall be levied against the owner of each parcel of real property located within the respective County Service Area as shown on the last equalized assessment roll of the County.

3. That said service charges are directly proportionate to the benefit to each parcel from the services rendered.

C-3  
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4. That this board hereby confirms the report containing such charges as set forth in said Exhibit "A," and that the charges as so confirmed shall appear as separate items on the tax bill of each parcel of real property listed in said report, and such charges shall be collected at the same time and in the same manner as ordinary County ad valorem taxes are collected, and are subject to the same penalties and the same procedures and sale in case of delinquency as provided for such taxes.
5. Direct the Clerk to file the certified copy of this resolution and said approved and confirmed report of charges with the County Auditor no later than August 10, 2006.

Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing Resolution is hereby adopted.

\_\_\_\_\_  
Chairperson of the Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

JAMES B. LINDHOLM, JR.  
County Counsel

By: *Carole J. Loren*  
Deputy County Counsel

Dated: 5/26/06

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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 \_\_\_\_\_, 20 \_\_\_\_\_.

(SEAL)

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

By \_\_\_\_\_ Deputy Clerk *CB*