

Before the Board of Supervisors County of Placer, State of California

In the matter of: A Resolution annexing the territory previously located within the boundaries of County Service Area 28, Zone of Benefit 24 – Applegate Sewer; and the parcel owned by Stephen Johnson, APN 073-120-003.

Resolution No.: 2018-040

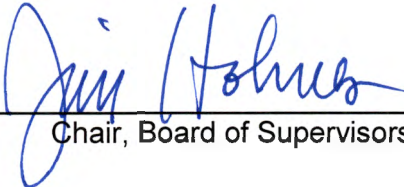
The following Resolution was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held March 20, 2018, by the following vote on roll call:

Ayes: DURAN, WEYGANDT, UHLER, MONTGOMERY, HOLMES

Noes: NONE

Absent: NONE

Signed and approved by me after its passage.



Chair, Board of Supervisors

Attest:



Clerk of said Board

WHEREAS, by the previous action the Board of Supervisors approved the dissolution of Zone 24, Applegate Sewer in County Service Area 28 (Applegate CSA) in accordance with California Government Code Section 25217, 25217.1 and 25217.2; and,

WHEREAS, the Board of Supervisors hereby determines that the annexation of the Johnson Parcel and the parcels formerly known as the Applegate CSA (collectively, the Annexation Lands) into Sewer Maintenance District 1 (SMD 1) will be benefitted by the administrative action to consolidate sewer districts; and

WHEREAS, the Annexation Lands consist of the 88 parcels within the former boundaries of the Applegate CSA and the Johnson Parcel, which are generally located on the east side of I-80 in the Applegate area, as specifically described in Exhibits "A" and "C" attached hereto and incorporated herein, and as shown and depicted in Exhibits "B" and "D" attached hereto and incorporated herein. Such lands contain approximately 157.9 acres; and,

WHEREAS, on February 20, 2018, in accordance with California Health and Safety Code Sections 4896 and 4897, your Board adopted Resolution of Intention 2018-030 establishing the time and date to conduct a Public Hearing regarding annexing the Annexation Lands into SMD 1; and

WHEREAS, the Public Hearing for the proposed annexation was advertised in the Auburn Journal and posted in six locations pursuant to Health and Safety Code Sections 4898; and,

WHEREAS, the Board finds that the value of the assets transferring from the Annexation Lands to SMD 1, including the infrastructure constructed for the Applegate Regional Sewer Pipeline Project, have a current depreciated value of \$6,846,364 according to the Auditor-Controller's Asset Detail.

BE IT RESOLVED, by the Board of Supervisors, County of Placer, State of California, that upon the effective date of this Resolution:

1. The boundaries of SMD 1 shall be altered to include the territory of the Annexation Lands and the Board accepts the value of the infrastructure from the Applegate CSA in lieu of the annexation fee delineated in Section 13.12.360 of the County Code; and,
2. That SMD 1 shall accept all system facilities transferred from the Annexation Lands in "as is" condition; and,
3. All material and incidental liabilities, including, but not limited to, accounts payables and contract obligations held by the Annexation Lands shall be transferred to SMD 1; and,
4. All assets, including, but not limited to, cash reserves, buildings and other real property, rolling stock, tools, fixtures, equipment, all lands, buildings, real property, and appurtenances held by the Annexation Land shall be transferred to SMD 1; and ,
5. All previously authorized sewer service fee charges currently in effect for the Annexation Lands shall be continued and assumed by SMD 1; and,
6. Until duly revised by the Board of Supervisors, and unless otherwise expressly provided herein or legally required, all ordinances, resolutions, rules and regulations, policies, procedures and practices existing for the Annexation Lands shall continue in full effect, pending the Board of Supervisors expeditious review and revisions of the ordinances, resolutions, rules and regulations, policies, procedures and practices, as they shall deem appropriate; and
7. Any funds currently deposited for the benefit of the Annexation Lands which have been impressed with a public trust, use or purpose shall be transferred to SMD 1.

Exhibit A
Exhibit B
Exhibit C
Exhibit D

EXHIBIT A

EXHIBIT A

Annexation of Assessor Parcel No. 073-120-003 Into Sewer Maintenance District No. 1,
Annexation No. 142

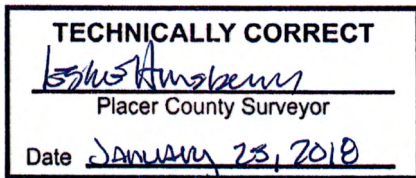
The land referred to herein below is situated in an unincorporated area, County of Placer, State of California and is described as follows:

A portion of the Northeast quarter of the Southeast quarter of Section 8, Township 13 North, Range 9 East, M.D.B. & M., described as follows:

Beginning at the southwest corner of County Service Area No. 24 – Applegate Resolution #73-629 being a point in the North line of the said Northeast quarter of the Southeast quarter of said Section 8 which is 200 feet Northeasterly measured radially from the original centerline of Westward Main Tract of the Central Pacific Railway Company at Engineer's Station 717 plus 83.44, said point also bears North 87°35'30" East a distance of 49.59 feet from an iron pin marking the Northwest corner of the said Northeast quarter of the Southeast quarter of said Section 8; thence along the said North line North 87°35'30" East along the south line of said County Service Area #24, and beyond a distance of 790.71 feet more or less to a point 100 feet Northwesterly at right angles from the centerline of the Eastward main tract of said railway company; thence leaving said south line on a line parallel with and 100 feet Northwesterly at right angles from said centerline of Eastward main tract South 40°18' West a distance of 1048.58 feet more or less to a point 200 feet Easterly measured radially from the said original centerline of Westward main tract at Engineer's Station 710 plus 80.09; thence on the arc of a compound curve concave to the West, concentric with and 200 feet Easterly, measured radially, from the said original centerline of Westward main tract, having the following radii and chords: 1) Radii – 1632.47 feet, Chord Bearing – North 02°33'12" West, Chord Length – 517.39, and 2) Radii – 1346.01 feet, Chord Bearing – North 17°51'27" West, Chord Length – 290.08 feet, to the point of beginning.

Containing 6.4 acres, more or less.

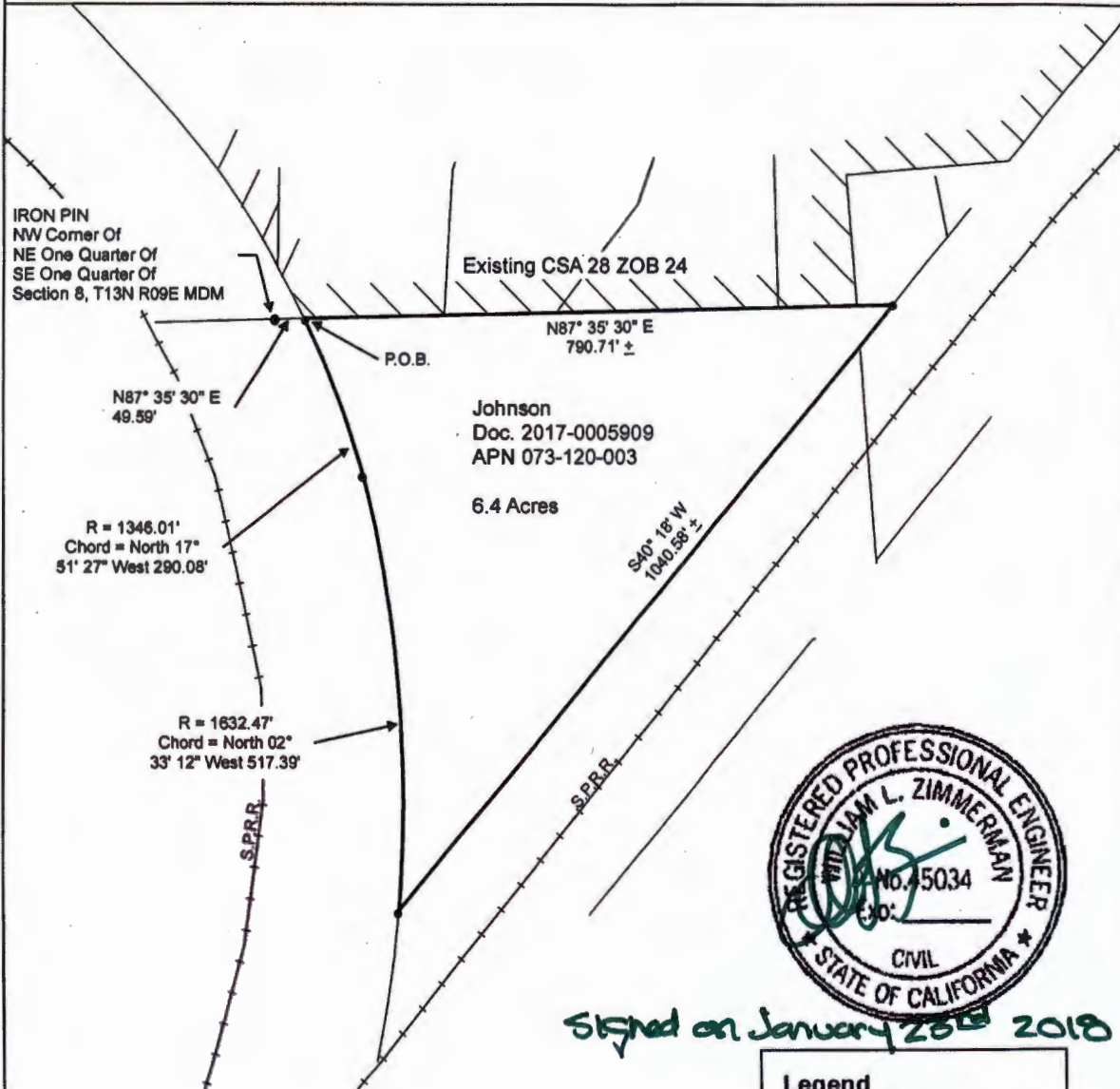
APN: 073-120-003



signed on January
23rd 2018

EXHIBIT B

EXHIBIT B - Johnson Sewer Annexation
Sewer Maintenance District No. 1, Annexation No. 142

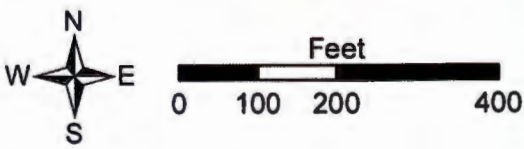


Signed on January 29, 2018

Legend

- Existing CSA 28 ZOB 24
- Annexation Boundary

TECHNICALLY CORRECT
William L. Zimmerman
Placer County Surveyor
Date: January 29, 2018



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EXHIBIT C

EXHIBIT C

Annexation of the Sewer Services for CSA No. 28 ZOB 24 Into Sewer Maintenance
District No. 1, Annexation No. 143

All that real property located in Placer County, California, being portions of Sections 4, 5, 8 and 9, of Township 13 North, Range 9 East, M.D.B. & M., more particularly described as follows:

Beginning at an existing corner of County Service Area No. 24 Applegate Resolution #73-629, being a point on the southern boundary of County Road G-1013 at its intersection with the north-south section line common to Section 8 and 9; the intersection of the centerline of said road with said section line bears the record course of South 1° 31' West, 122.10 feet from the section corner common to said Sections 4, 5, 8 and 9, thence, along said existing CSA No. 24 boundary the following 4 consecutive courses and distances:

1. Southerly along the east line of Section 8, 2,000 feet more or less to its intersection with the northwest boundary of a 100 foot wide Southern Pacific Railroad right-of-way; thence
2. Southwesterly 103 feet more or less along said right-of-way to Railroads Engineer's Station 1072 + 27.5; thence
3. North 49° 42' West, along said right-of-way 50.00 feet; thence
4. South 40° 18' West along the 200 foot wide Railroad right-of-way 336 feet more or less; thence, leaving said CSA #24 Boundary
5. Continuing South 40°18' West along said right of way 239.60 feet more or less to the south line of the northeast quarter of Section 8; thence
6. Leaving said Railroad right-of-way, South 87°35'30" West along said south line 49.51 feet more or less to the southerly most southeast corner of said existing CSA #24 Boundary; thence Along said existing CSA #24 Boundary the following 13 consecutive courses and distances;
7. South 87° 35' 30" West 748 feet more or less along the south line of the northeast quarter of Section 8, Township 13 North, Range 9 East, M.D.B. & M., to the eastern right-of-way boundary of the Southern Pacific Railroad; thence
8. Northwesterly along the eastern boundary of the Southern Pacific Railroad right-of-way 1, 120 feet, more or less, to the north boundary of Placer County Road G-1012; thence

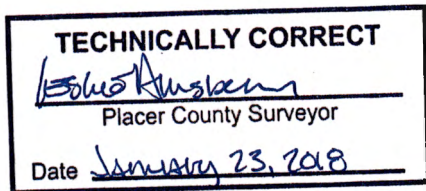
(Sheet 1 of 3)

9. Along the eastern right-of-way boundary of the Southern Pacific Railroad 1,845 feet more or less to the Southern line of Section 5, Township 13 North, Range 9 East, M.D.B. & M.; thence
10. Along a curve to the right following the Railroad right-of-way, said curve having a radius of 1,073.57 feet and a length of 371.37 feet to a point on the southern line of County Road, said point also being the northern most corner of a parcel deeded to the State of California as recorded in Volume 1326 of the Official Records of Placer County on Page 478; thence
11. Continuing along the Railroad right-of-way in a northeasterly direction 1500.0 feet more or less to an intersection with the north-south section line common to Sections 4 and 5, Township 13 North, Range 9 East, M.D.B. & M., said point also being the northeast corner of that parcel deed to M.V. & I.W. Estes as recorded in Volume 1389 of the Official Records of Placer County on Page 368; thence
12. Continuing along the Railroad right-of-way in a northeasterly direction 820.0 feet more or less to an intersection with the north line of the southwest quarter of the southwest quarter of Section 4, Township 13 North, Range 9 East, M.D.B. & M. Said intersection point also being the northwest corner of that parcel deed to Dennis S. Baker as recorded in Volume 1365, Page 167 of the Official Records of Placer County; thence
13. Easterly along the north line of the southwest quarter of the southwest quarter of Section 4, 650 feet more or less to the east line of the southwest quarter of the southwest quarter of Section 4; thence
14. South 3° 35' 22" East, 87.43 feet along the east line of the southwest quarter of the southwest quarter of Section 4, to a point on the northern line of the Southern Pacific Railroad right-of-way; thence
15. Along the northern Railroad right-of-way line the following five (5) courses:
 1. South 37° 52' West, 268.50 feet
 2. South 37° 12' West, 142.11 feet
 3. South 32° 54' West, 431.84 feet
 4. South 22° 49' West, 316.64 feet
 5. South 16° 41' West, 188.67 feetTo a point on the north line of County Road G-1012, said point also being the southeast corner of that certain parcel deeded to Dennis S. Baker as recorded in Volume 1365 of the Official Records of Placer County at Page 167; thence
16. Continuing Southerly along the Southern Pacific Railroad right-of-way 110 feet more or less to an intersection with the south line of County Road G-1013; thence

(Sheet 2 of 3)

17. Along the south line of County Road G-1013 South 77° 21' West, 260 feet more or less; thence
18. Continuing along the south line of County Road G-1013; South 80° 17' West, 158 feet more or less; thence
19. Continuing along the south line of County Road G-1013; North 89° 41' West 160 feet more or less to a point on the north-south Section line common to Section 8 and 9, said point being the point of beginning.

Containing 151.5 acres, more or less.



*Signed on January
22nd 2018*

(Sheet 3 of 3)

EXHIBIT D - Annexation of the Sewer Services for CSA No. 28 ZOB 24
 Into Sewer Maintenance District No. 1, Annexation No. 143

