



**Contra
Costa
County**

To: Contra Costa County Flood Control District Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: September 13, 2016

Subject: Hearing to Adopt Resolution approving Annexation No. 4 to Drainage Area 67A, for Subdivision 9366, Walnut Creek area. Project #7575-6D8166, CP #16-32

RECOMMENDATION(S):

ADOPT Resolution No. 2016/527 approving Annexation No. 4 to Flood Control District Drainage Area 67A (DA 67A) and the levy of annual benefit assessments for financing drainage and flood control services, Subdivision 9366, and related actions under the California Environmental Quality Act, Walnut Creek area.

DETERMINE that the activity is not subject to the California Environmental Quality Act (CEQA), pursuant to Article 5, Section 15061(b)(3) of the CEQA Guidelines, and

DIRECT the Director of the Conservation and Development Department to file a Notice of Exemption with the County Clerk and,

AUTHORIZE the Public Works Director/Chief Engineer, or designee, to arrange for payment of a \$25 fee to the Conservation and Development Department for processing, and a \$50 fee to the County Clerk for filing the Notice of Exemption.

FISCAL IMPACT:

The proposed assessment is levied \$90.45 per year for 14 lots and \$77.92 per year for 2

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **09/13/2016** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: September 13, 2016

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Tim Jensen, (925) 313-2390

cc: Laura Strobel, County Administrator's Office, Robin Cantu, County Assessor's Office, Bob Campbell, County Auditor-Controller, Letitia Watters, County Auditor-Controller's Office, Brice Bins, County Treasurer-Tax Collector, Mike Carlson, Flood Control, Tim Jensen, Flood Control, Homira Shafaq, Engineering Services, Beth Balita, Finance, Dan Jordan, Flood Control--CWP, Catherine Windham, Flood Control

lots. Funds will be collected in DA 67A for use to perform annual maintenance of DA 67A facilities. (100% Drainage Area 67A Funds)

BACKGROUND:

The City of Walnut Creek Condition of Approval #20 under the Engineering section for Subdivision 9366 requires the annexation into DA 67A. Subdivision 9366 benefits from DA 67A facilities and is conditioned to annex into DA 67A to pay for its fair share of maintenance of these facilities.

On July 12, 2016, the Board adopted Resolution No. 2016/442 announcing its intention to annex 16 new lots created by Subdivision 9366 to DA 67A and to levy annual benefit assessments for the purpose of financing the maintenance and operation costs of the drainage and flood control services provided to said real property, and fixing a public hearing on September 13, 2016, on the proposed annexation.

Ballots were mailed to the current property owners per State Law. Prior to this hearing, the Chief Engineer, Flood Control and Water Conservation District, certified that the ballots submitted were in favor of the proposed assessments, exceeding those submitted in opposition to the proposed assessments.

CONSEQUENCE OF NEGATIVE ACTION:

If the project and related CEQA is not approved, DA 67A will not receive necessary funding for maintenance of facilities.

CLERK'S ADDENDUM

CLOSED the public hearing; ADOPTED Resolution No. 2016/527 approving Annexation No. 4 to Flood Control District Drainage Area 67A (DA 67A) and the levy of annual benefit assessments for financing drainage and flood control services, Subdivision 9366, Walnut Creek area; DETERMINED that the activity is not subject to the California Environmental Quality Act (CEQA); DIRECTED the Director of the Conservation and Development Department to file a Notice of Exemption with the County Clerk; and AUTHORIZED the Public Works Director/Chief Engineer, or designee, to arrange for payment of a \$25 fee to the Conservation and Development Department for processing, and a \$50 fee to the County Clerk for filing the Notice of Exemption

ATTACHMENTS

Resolution No. 2016/527

CEQA

Exhibit A

Exhibit B

Exhibit C

Ballot Results Notice