



**Contra
Costa
County**

To: Contra Costa County Flood Control District Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: May 23, 2017

Subject: Hearing to approve Annexation No. 5 to Drainage Area 67A, for Minor Subdivision 802-08, Walnut Creek area. Project No. 7575-6D8166, CP #17-12

RECOMMENDATION(S):

ADOPT Resolution No. 2017/173 approving Annexation No. 5 to Flood Control District Drainage Area 67A (DA 67A) and the Levy of Annual Benefit Assessments for Financing Drainage and Flood Control Services, Minor Subdivision 802-08, Walnut Creek area, CP# 17-12.

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 annual assessment is levied \$185.97 per each lot. Funds will be collected in

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **05/23/2017** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor

Candace Andersen, District II Supervisor

Diane Burgis, 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: May 23, 2017

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

By: June McHuen, Deputy

Contact: Tim Jensen, (925)
313-2390

DA 67A for use to perform annual maintenance of DA 67A facilities. (100% Drainage Area 67A)

BACKGROUND:

The City of Walnut Creek conditioned Minor Subdivision 802-08 to annex into DA 67A. Minor Subdivision 802-08 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 April 18, 2017, the Board adopted Resolution No. 2017/121 announcing its intention to annex to DA 67A three new lots created by Minor Subdivision 802-08 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 May 23, 2017, 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 not approved, DA 67A will not receive necessary funding for maintenance of facilities and the final map for Minor Subdivision 802-08 will not be approved.

CLERK'S ADDENDUM

CLOSED the hearing; ADOPTED Resolution No. 2017/173 approving Annexation No. 5 to Flood Control District Drainage Area 67A (DA 67A) and the Levy of Annual Benefit Assessments for Financing Drainage and Flood Control Services, Minor Subdivision 802-08, Walnut Creek area, CP# 17-12; DETERMINED that the activity is not subject to the California Environmental Quality Act; 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. 2017/173

CEQA

Exhibit A

Exhibit B