



Contra  
Costa  
County

To: Wiedemann Ranch GHAD Board of Directors  
From: Patricia E. Curtin, GHAD Attorney and General Manager  
Date: June 20, 2017

Subject: Adopting Resolution approving Annexation of Elworthy Ranch subdivision in Danville Wiedemann Ranch GHAD

**RECOMMENDATION(S):**

ADOPT Resolution No. 2017/228 approving the annexation of the Elworthy Ranch subdivision into the Wiedemann Ranch Geologic Hazard Abatement District ("GHAD") as required under Public Resources Code section 26581, as recommended by the GHAD Attorney and the GHAD Manager.

**FISCAL IMPACT:**

None. Funding of GHAD responsibilities within the Elworthy Ranch development was anticipated in the approved Engineer's Report; these costs were used to set the development's assessment limit; therefore, no revisions to the Engineer's Report or budget are anticipated which are related to this proposed annexation, other than planned annual CPI adjustments.

**BACKGROUND:**

On September 1, 1998, the Contra Costa County Board of Supervisors adopted Resolution No. 98/438 approving the formation of the Wiedemann Ranch GHAD and appointed itself

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **06/20/2017** ☒ 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: June 20, 2017

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

By: Stacey M. Boyd, Deputy

Contact: Amara Morrison  
510.834.6600

cc:

to serve as the GHAD Board of Directors.

Under

### BACKGROUND: (CONT'D)

Condition of Approval No. 25, the Town of Danville required that the Elworthy Ranch Residential Development (Subdivision 9009) (the "Project") be included within a GHAD. To satisfy this requirement, annexation of the Project into the Wiedemann Ranch GHAD was approved on July 29, 2014, by the Wiedemann Ranch GHAD Board of Directors.

Attorneys for the GHAD have advised that this proposed Board of Supervisors action is needed because California Public Resources Code Section 26581 states that the annexation is subject to the approval of the legislative body which ordered formation of the GHAD. The Contra Costa County Board of Supervisors ordered formation of the Wiedemann Ranch GHAD in 2008. The requirement for the legislative body that formed the GHAD to approve any annexations remains, even though members of the Contra Costa County Board of Supervisors also serve as the Wiedemann Ranch GHAD Board of Directors.

Approval of the Elworthy Ranch annexation by the Board of Supervisors will complete actions necessary to under California Public Resources Code Section 26581.

### CONSEQUENCE OF NEGATIVE ACTION:

If the Contra Costa GHAD Board of Supervisors does not proceed with this matter, satisfaction of annexation requirements under California Public Resources Code Section 26581 will not be complete and future transfer of responsibilities to the GHAD as anticipated in the Plan of Control will likely be delayed and possibly may not occur.

### ATTACHMENTS

Resolution No. 2017/228