

RESOLUTION NO. 98-3

**RESOLUTION OF THE UKIAH VALLEY SANITATION DISTRICT MAKING
DETERMINATIONS RELATIVE TO THE AGWOOD ANNEXATION INTO THE
UKIAH VALLEY SANITATION DISTRICT.**

RESOLVED, the Ukiah Valley Sanitation District accepts for annexation that territory described as the Agwood Property;

WHEREAS, this action is being taken pursuant to the Cortese/Knox Local Government Reorganization Act (Government Code Section 56000); and

WHEREAS, the Board of Director of the Ukiah Valley Sanitation District has given approval through board action to a request by the Agwood Property owners, for the annexation of the Agwood Property into the Ukiah Valley Sanitation District for the purpose of providing sewer and wastewater treatment for the property; and

WHEREAS, the boundaries of the Agwood Property are described in Exhibit A attached; and

WHEREAS, the conditions imposed by the Local Agency Formation Commission of Mendocino County in LAFCO Resolution No. L97-06, have been addressed and are included with this resolution as Exhibit B; and

WHEREAS, the Ukiah Valley Sanitation District has submitted and the Local Agency Formation Commission of Mendocino County has approved the Master Service Element and Sphere of Influence Plan, required as a condition for the annexation of the Agwood Property into the Sanitation District; and

WHEREAS, the Agwood Property will not be taxed for existing general bonded indebtedness of the Ukiah Valley Sanitation District.

NOW THEREFORE, the Board of Director of the Ukiah Valley Sanitation District DOES HEREBY RESOLVE, that the District through proper approvals has accepted annexation into the District of the Agwood Property.

ADOPTION of this Resolution was moved by Board Member Shoemaker seconded by Board Member Chavez, and carried on this 17th day of June, 1998, by the following roll call vote:

AYES: Directors Chavez, Shoemaker and Delbar
NOES: None
ABSENT: None
ABSTAIN: None

WHEREUPON, the Chairman declared the Resolution adopted, AND SO ORDERED.


BOARD CHAIRMAN

ATTEST: *Norma S. Lewis*
Secretary

EXHIBIT "A"

LAFCO DESCRIPTION

Beginning at a ¾ inch pipe at the southerly terminus of the course "S 02°16'00" W, 462.83 feet" as shown on an Amended Parcel Map filed in Map Case 2, Drawer 39, Page 42, Mendocino County Records; thence North 02°16'00" East, 462.83 feet; thence North 87°08'00" East, 512.95 feet; thence North 88°44'04" East, 684.47 feet; thence South 02°16'00" West, 290.00 feet; thence South 87°44'00" East, 35.52 feet; thence South 32°45'00" West, 132.26 feet; thence South 47°30'00" East to the centerline of Ackerman Creek; thence Westerly, upstream, along the said centerline to a point that bears South 89°08'00" East from the point of beginning; thence North 89°08'00" West, 140 feet more or less to the point of beginning.

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This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyor's Act.

Walter M. Haydon
Walter M. Haydon L.S. 4873
My License Expires 9-30-2000

8/7/97
Date

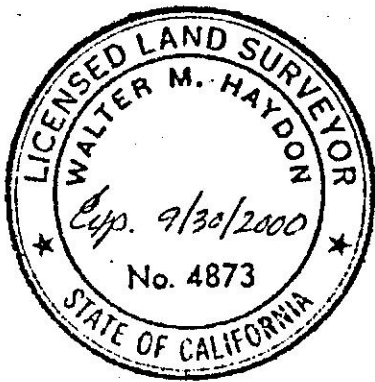


EXHIBIT B

The following conditions were outlined in LAFCO Resolution No. L96-06 relative to the Ukiah Valley Sanitation District. Following each condition are details as to how each has been met:

- a) The Ukiah Valley Sanitation District in the County of Mendocino is designated the Conducting Authority, and the Board of Directors of the Ukiah Valley Sanitation District are hereby authorized to conduct subsequent proceedings in accordance with Government Code Section 56837, without public hearing.

Response:

The Ukiah Valley Sanitation District has accepted the role of Conducting Authority. The Board of Directors has approved a Resolution of the District at their May 27th regularly scheduled Board meeting.

- b) Minor changes to the LAFCO map and legal description are to be corrected.

Response:

All changes to the LAFCO map and legal description has been submitted to LAFCO by the applicant.

- c) All requirements for new installation as set forth by County, City and Sanitation District agencies shall apply, including the need to abandon existing septic tank facilities.

Response:

The applicant agrees under ordinances of the Ukiah Valley Sanitation District to abandon existing septic tank facilities.

- d) The Ukiah Valley Sanitation District is hereby ordered to prepare their Master Service Element and Sphere of Influence Plan and provide the Commission with a draft within 6 months of the date of this resolution, with the final document to be approved not later than September 8, 1998; and that no further annexation or reorganization applications will be accepted by the Commission until the Master Service Element and Sphere of Influence Plan has been approved; and further if the Ukiah Valley Sanitation district fails to comply with the Master Service Element and Sphere of Influence Plan requirement and time frame, the \$3000 fee waiver of the Commission will be revoked.

Response:

The Ukiah Valley Sanitation District has submitted and the Local Agency Formation Commission has approved the Master Service Element and Sphere of Influence Plan as required.