

DEPARTMENT OF
PUBLIC WORKS



COUNTY OF SANTA CRUZ

FILE COPY

GOVERNMENTAL CENTER

701 OCEAN STREET SANTA CRUZ, CALIFORNIA 95060

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DIRECTOR OF PUBLIC WORKS

PHIL W. SANFILIPPO (408) 425-2133
ASST. DIRECTOR ENGINEERING

JOHN A. PANTHAM (408) 425-2481
ASST. DIRECTOR OPERATIONS

August 22, 1979

Board of Supervisors

APPROVED

COL. ES

Auditor

County of Santa Cruz

S.A.O.

Date: 8/22/79

DO. Counsel

By: [Signature]

Public Works

Deputy Clerk of the

Board

SANTA CRUZ COUNTY BOARD OF SUPERVISORS
701 Ocean Street
Santa Cruz, California 95060

SUBJECT: FORMATION OF THE DAVENPORT COUNTY
SANITATION DISTRICT - PUBLIC HEARING

Members of the Board:

On May 23, 1979, the Board of Supervisors petitioned the Local Agency Formation Commission (LAFC) to initiate proceedings to form the Davenport County Sanitation District.

As proposed at that time, the District would consist of a portion of the territory within the Santa Cruz County Waterworks District No. 1, the territory within the Davenport County Sewer Maintenance District (County Service Area No. 19), and the portion of State Highway 1 running from Marine View Avenue to Cement Plant Road and then along Cement Plant Road to First Avenue in Newtown and including the area of Newtown in the Davenport area, as shown on the attached map.

The intent of the proposal was to form one District that would have full water and sewer powers, as well as full contracting and financing powers, in order to receive the State and Federal Grant monies needed to construct the required water and sewer system improvements, and be governed by one authority, the Santa Cruz County Board of Supervisors. The proposed District would provide drinking water and sanitation facilities which would meet State standards and Regional Water Quality Control Board Requirements.

By: [Signature]
COUNTY CLERK OF THE
BOARD OF SUPERVISORS OF THE
COUNTY OF SANTA CRUZ, CALIFORNIA

SANTA CRUZ COUNTY BOARD OF SUPERVISORS
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On August 8, 1979, LAFC approved the proceedings for formation of such a District. A negative declaration was also issued at that time, as it was determined that the formation of said District would not have a significant effect on the environment.

In order to insure that currently proposed water and sewer projects can be considered for State and Federal grants during the next Legislative session, the attached schedule of proceedings requires that the Hearing on Formation be held on October 2, 1979.

It is therefore recommended that the Board of Supervisors take the following action:

1. Adopt the attached Resolution of Intention to Form the Davenport County Sanitation District which sets the Public Hearing for October 2, 1979 and Determines that the Board of Supervisors shall be the Board of Directors.
2. Direct Public Works to mail a Notice of Hearing to all landowners in the District by September 14, 1979.
3. Direct Public Works to have the Notice of Hearing and Resolution of Intention published on September 11, and September 18, 1979 in a newspaper of general circulation.

Yours truly,

D. A. Porath
D. A. PORATH
Director of Public Works

TLB:egs

Attachments

cc: LAFC

Regional Water Quality Control Board
State Water Resources Board

RECOMMENDED FOR APPROVAL:

George T. Newbold
County Administrative Officer

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

RESOLUTION NO. 531-79

On the motion of Supervisor Patton
duly seconded by Supervisor Matthews
the following resolution is adopted:

A RESOLUTION ORDERING FORMATION OF THE
DAVENPORT COUNTY SANITATION DISTRICT

RESOLVED, by the Board of Supervisors of the County of
Santa Cruz, California, that

WHEREAS, the Local Agency Formation Commission adopted
Resolution No. 565 on August 8, 1979 authorizing this Board to con-
duct the proceedings to establish the Davenport County Sanitation
District; and

WHEREAS, pursuant to Sections 4710, 4712 and 4730.1 of
the Health & Safety Code said Board of Supervisors did on the 28th
day of August, 1979, adopt its Resolution No. 454-79, A RESOLUTION
OF INTENTION TO FORM THE DAVENPORT COUNTY SANITATION DISTRICT, in
said County which is to be designated as "Davenport County Sani-
tation District";

WHEREAS, said Board did declare in said Resolution its
intention to form a County Sanitation District in the unincorporated
area of Santa Cruz County in the vicinity of Davenport; and the
boundary lines of the territory proposed to be included within the
District were to be as set forth in Exhibits "A" and "C" attached
hereto; and

WHEREAS, said Resolution was duly published, and notices
of its passage were duly posted and mailed for the time and in the
form and manner provided by law, all as more particularly appears
from the affidavits thereof on file in the office of the County Clerk;

WHEREAS, a public hearing was conducted by this Board and
this Board heard all persons having objections to the formation of
said Sanitation District or to the extent thereof, and all written
protests and other written communications were publicly read at said
meeting, all in the time and manner provided by law;

WHEREAS, maps and descriptions indicating the boundaries
of the proposed Maintenance District are on file in the office of
the County Clerk;

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED and ORDERED
as follows:

1. That protests against the formation of said Sanitation
District, were (not) signed by the owners of more than

one-half of the area of the property included within such District.

2. That said protests be, and each of them are hereby, overruled.

3. That the public interest and convenience require, and a Sanitation District is hereby formed, for the maintenance and operation of works, improvements, facilities and appurtenances now existing or hereafter to be constructed in said County, and of benefit to said Sanitation District, but not of benefit to the County as a whole, which District said Board hereby determines will be the District benefited by the maintenance and operation of said improvements.

4. That said District be, and it is hereby, designated as "Davenport County Sanitation District", by which name it shall hereafter be referred to in all proceedings including proceedings for the levy and collection of any service charges that may prove necessary to fund the construction, maintenance and operation of said improvements.

5. That the District and the boundaries thereof benefited and to be assessed for the maintenance and operation of the works, improvements and facilities so described, are situate in the County of Santa Cruz, State of California, and are more particularly described in Exhibit "C" attached hereto and by reference incorporated herein.

6. That the County Clerk shall file a certified copy of this Resolution and the map or plat indicating the boundaries of said District with the State Board of Equalization and said County Assessor, as required by Section 54900 et seq., of the Government Code of the State of California.

PASSED AND ADOPTED by the Board of Supervisors of Santa Cruz County on the 2nd day of October, 1979, by the following vote:

AYES: SUPERVISORS LIBERTY, MATTHEWS, PATTON

NOES: SUPERVISORS NONE

ABSENT: SUPERVISORS FORBUS, LIDDCOAT

Maury D. Liddcoat
Chairman of said Board

ATTEST: *Richard C. Smith*
Clerk of said Board

Approved as to form:

C. A. Carlson
County Counsel

Distribution: County Counsel
Public Works
Auditor
LAFCO

CF

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

RESOLUTION NO. 291-79

On the motion of Supervisor PATTON
duly seconded by Supervisor MATTHEWS
the following resolution is adopted:

RESOLUTION OF APPLICATION FOR THE FORMATION OF
THE DAVENPORT COUNTY SANITATION DISTRICT

RESOLVED, by the Board of Supervisors of the County of Santa Cruz, State of California, that

WHEREAS, the Board of Supervisors desires to initiate proceedings for the sanitation district hereinafter described,

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that application and a proposal is hereby made to the Local Agency Formation Commission of the County of Santa Cruz for a change of organization as follows:

a. This proposal is made pursuant to the District Reorganization Act of 1965, commencing with Section 56000, Government Code.

b. The nature of the proposed change of organization and the names of all districts for which any such change of organization is proposed are as follows: To unite the existing Santa Cruz Waterworks District No. 1 and the Davenport Sewer Maintenance District (County Service Area No. 19) into the Davenport County Sanitation District.

c. The territory included within this proposal is found to be inhabited.

d. Maps and descriptions of the exterior boundaries of such territory are attached hereto as Exhibits "A" and "C" and are made a part hereof by this reference.

e. The L.A.F.C. Justification of Proposal Questionnaire is attached hereto as Exhibit "B" and is made a part hereof by this reference.

f. It is desired that the proposed Davenport County Sanitation District provide for and be made subject to the following terms and conditions:

g. The reasons for this proposal are as follows:
In order to qualify for State aid to construct re-
quired wastewater and drinking water facilities
(which must be constructed to replace the existing
deficient facilities).

h. It is hereby requested that proceedings be taken
for the Davenport County Sanitation District here-
inafter proposed.

BE IT FURTHER RESOLVED AND ORDERED that the Clerk
of the Board be, and is hereby authorized and directed to file
a certified copy of this resolution with the Executive Officer
of the Local Agency Formation Commission of the County of
Santa Cruz.

PASSED AND ADOPTED by the Board of Supervisors of
the County of Santa Cruz, State of California, this 29th day
of May, 1979, by the following vote:

AYES: SUPERVISORS LIDDICOAT, LIBERTY, MATTHEWS, PATTON, FORBUS

NOES: SUPERVISORS NONE

ABSENT: SUPERVISORS NONE


Chairman of said Board

ATTEST: Richard C. Neal
Clerk of said Board

Approved as to form:


County Counsel

Distribution: County Counsel
Auditor-Controller
Public Works
Assessor
L.A.F.C.

STATE OF CALIFORNIA } SS
COUNTY OF SANTA CRUZ }

I, Richard C. Neal, County Clerk and ex-officio Clerk of
the Board of Supervisors of the County of Santa Cruz, State
of California, do hereby certify that the foregoing is a true
and correct copy of a resolution passed and adopted by and
entered in the minutes of the said board.

In witness whereof I have hereunto set my hand and af-
fixed the seal of the said Board, on May 31, 1979

RICHARD C. NEAL, County Clerk

By  Deputy

EXHIBIT "B"

COUNTY OF SANTA CRUZ LOCAL AGENCY FORMATION COMMISSION

JUSTIFICATION OF PROPOSAL QUESTIONNAIRE

In accordance with requirements set forth in the California Government Code, the Commission must review specific factors in its consideration of this proposal. In order to facilitate the Commission's review, please respond to the following questions listed in this justification of proposal.

Please complete the attached "Environmental Information Form" if the subject territory is presently undeveloped.

DAVENPORT COUNTY SANITATION DISTRICT

LAFCO File No.

Title of Proposal

GENERAL INFORMATION

Please check the method by which this application was initiated:

- ☒ Resolution of Application
☐ Petition

1. Describe the nature of the proposed change of organization, reorganization or municipal reorganization and the name or names of all cities and districts for which any change of organization is proposed. The proposed Davenport County

Sanitation District would unite the two existing districts of the Davenport Sewer Maintenance District (County Service Area No. 19) and the Santa Cruz Water Works District No. 1, both in the town of Davenport and New Town, along with some additional contiguous unincorporated area.

2. Land area of the subject territory: Square miles _____ Acres 57

3. State general description of topography. The town is a relatively hilly area surrounded by the Lone Star Industries plant on the north, agricultural lands to the south and east, and the ocean west.

4. The subject territory is:

- ☒ Inhabited (includes more than twelve registered voters).
☐ Uninhabited (includes less than twelve registered voters).

5. Describe the proximity of the subject territory to other populated areas or communities. The unincorporated town of Davenport is approximately ten miles north of the city of Santa Cruz on Highway One.

6. Would this proposal create an island or corridor of unincorporated territory?
Yes ☒ No ☐ If yes, please justify. The 13-acre New Town area north of Davenport will be connected to the 44-acre town core by a corridor along the cement plant road right-of-way, with the cement plant abutting the two areas.

Justification of Prop. 1 Questionnaire

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7. How many parcels are included in the proposal and what are the Assessor's parcel numbers in subject territory? There are approximately 140 separate parcels in the proposed district area; they are shown on Assessor's Map Sheets 58-06, -09, -10, -11, and Parcel No. 58-121-11.

8. Does the application possess 100% written consent of each property owner within the subject territory? Yes _____ No X

9. Discuss the reasons for the proposal. To form one district that would have full water and sewer powers, have full contracting and financing powers (in order to receive the State and Federal Grant monies needed to construct the required improvements), and be governed by one authority, the Santa Cruz County Board of Supervisors.

Land Use and Development Potential

1. What is the General Plan designation of the affected city? _____

Santa Cruz County? Residential High Density (1961); No other plan available at this time.

2. Indicate the existing zoning: C-2-PD and C-4-PD along Hwy. 1; R-1-6 in town; and A-40 for Parcel No. 58-121-11.

3. What is the proposed zoning? No change.

4. Has the area been prezoned? Yes X No _____ What is the prezoning classification? N/A for this type of district formation action.

5. Indicate the existing land use. Residential and small commercial businesses.

6. What is the proposed land use? No change.

7. Is the projected land use in conformity with appropriate City and County general and specific plans? Yes X No _____ (If projected land use is not in conformance with appropriate plans, applicant must justify this proposal on a separate page and attach to this application.)

8. Could the proposal serve to encourage development of presently undeveloped areas or increase intensity of development of already developed areas? Yes X No _____

Justification of Proposed Questionnaire

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Need for Governmental Services or Controls

1. Describe those governmental services or controls which should be provided which are not now provided or which should be provided at an increased level.
Improved drinking water quality and wastewater effluent that will meet State health standards, and improved maintenance services to both systems and increased level of fire protection.
2. Estimate probable future need for new or increased governmental services or controls in the area Level of maintenance required should decrease due to increased reliability and safety of both systems.
3. Describe how your proposal meets the needs identified in 1. and 2. above.
Combining old districts into one Sanitation District will allow District to have full contracting and financing powers and full water and sewer powers under one agency, thus allowing District to receive State and Federal grant monies for above improvements.

Please complete the attached "Environmental Information Form" if the subject territory is presently undeveloped.

Please provide the names and addresses of a maximum of three (3) officers or persons who are to be furnished copies of the Agenda and Executive Officer's report and who are to be given mailed notice of hearing.

<u>Name</u>	<u>Address</u>	<u>Phone</u>
D. A. PORATH, Public Works Dir.	701 Ocean St., Santa Cruz, CA	(408) 425-2032
JOHN FANTHAM, Asst. P. W. Dir.	701 Ocean St., Santa Cruz, CA	(408) 425-2133
D. FORHUS, Chairman, Bd. of Supvs.	701 Ocean St., Santa Cruz, CA	(408) 425-2201

Name and Address of Applicant

D. A. PORATH, DIRECTOR OF PUBLIC WORKS
701 Ocean Street
Santa Cruz, California 95060

Signature

Thank you for your cooperation and assistance in completing the LAFCO application.

LEGAL DESCRIPTION

DAVENPORT COUNTY SANITATION DISTRICT

Santa Cruz County Department of Public Works

May 23, 1979

Situate in the County of Santa Cruz, Rancho San Vicente, State of California, described as follows:

Beginning at the most northerly corner of lot #6, block #6 as shown and delineated on that certain map titled "Davenport Subdivision No. 2" filed for record December 22, 1918 in Volume 18 of Maps, Page 29, Santa Cruz County Official Records, thence the following courses and distances:

S 23° 25' W 224.34
N 62° 00' W 80.00 more or less to the westerly sideline of Church Street, thence along Church curving to the left 50 feet more or less to the southeasterly corner of lot 6, block 4, thence continuing the following courses and distances:

N 17° 31' E 140.00
N 88° 50' W 136.04
S 60° 31' W 78.28
S 47° 31' W 378.33 to the northerly sideline of Marine View Avenue, 170 feet more or less to the intersection of the prolongation of centerline of Ocean Street and the northerly sideline of Marine View, thence the following courses and distances:

S 29° 43' W 20.00 more or less to the intersection of the centerline of Ocean Street and the centerline of Marine View as called for in Volume 1953 Official Records, Page 421, thence continuing:

S 73° 13' E 61.23
N 17° 33' 12" E 163.97 to the well site called for in the aforementioned deed, thence continuing:

N 69° 37' 54" W 43.32
N 20° 22' 06" E 100.00
S 69° 37' 54" E 50.00
S 20° 22' 06" W 100.00
N 69° 37' 54" W 6.68
S 17° 33' 12" W 143.97 to the northerly sideline of Marine View Avenue, thence northerly along the north sideline of Marine View Avenue 200' more or less to a point from which the common corner of lot 6 and lot 7, block 3 bears, S 29° 43' W 40.53 feet, thence:

N 29° 43' E 60.00
 N 69° 37' W 101.88
 S 29° 43' W 60.00 to the northerly side
 line of Marine View Avenue, thence along Marine View Avenue

N 69° 37' W 40.00 more or less
 S 29° 43' W 165.00 more or less
 S 1° 14' W 225.00 more or less to the
 northerly sideline of State Highway 1, thence northwesterly along
 Highway 1 1200 feet more or less to Cement Plant Road, thence
 along the northerly side of Cement Plant Road 2600 feet more
 or less to the easterly sideline of First Street as shown and
 delineated on that certain map titled "Davenport Subdivision
 No. 1" filed for record June, 1918 in Volume 18 of Maps, Page
 27, Santa Cruz County Official Records, thence:

N 39° 39' E 540.00 feet more or less to
 the northerly line of said subdivision thence continuing:

N 50° 16' W 510.6
 S 39° 39' W 730.00 feet more or less to
 the southerly line of State Highway 1 thence southeasterly
 along State Highway 1 6000 feet more or less to San Vicente
 Creek, thence northerly along the centerline of San Vicente
 Creek 3850 feet more or less to the easterly prolongation of
 the northerly line of lot #9 block 2 as shown and delineated
 on that certain map titled "Davenport Subdivision No. 3" filed
 for record in June 1918 in Volume 18 of Maps, Page 30, Santa
 Cruz County Official Records, thence the following courses
 and distances:

N 51° 45' W 160.00 feet more or less to
 the northerly corner of said lot, and continuing;

S 38° 15' W 151.08
 S 46° 05' W 295.99
 S 37° 23' W 370.15 to the westerly corner
 of lot 1 block 2 of said map and thence;

S 44° 17' W 148.73
 S 2° 07' E 313.65
 S 10° 51' W 100.24
 S 18° 51' W 100.24
 S 29° 45' W 82.78 and
 S 43° 59' W 546.18 feet more or less to
 the point of beginning.

GLA:egs