

There is presented to the Board a letter, Board of Supervisors Document No. 614799, from the Planning Commission concerning making a correction in the legal description for R78-106, Julian area, and making certain recommendations relative thereto.

No. 12

The Chairman reads the title of the proposed ordinance, and ON MOTION of Supervisor Bates, seconded by Supervisor Hamilton, the Board of Supervisors waives further reading of the ordinance.

Roll call on the foregoing motion results in the following vote:

- AYES: Supervisors Hamilton, Bates, and Eckert
- NOES: Supervisors None
- ABSENT: Supervisors Moore and Hedgecock

No. 13

ON MOTION of Supervisor Bates, seconded by Supervisor Hamilton, the Board of Supervisors finds that the proposed action of this ordinance is administrative in nature and not subject to the environmental review process; and introduces the ordinance for further Board consideration on December 16, 1980, entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY

Roll call on the foregoing motion results in the following vote:

- AYES: Supervisors Hamilton, Bates, and Eckert
- NOES: Supervisors None
- ABSENT: Supervisors Moore and Hedgecock

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This being the time set for the hearing on the proposed establishment of Zone A - Cottonwood Village within County Service Area No. 26, Rancho San Diego, Rancho San Diego area, east of Jamacha Road and north of Willow Glen Drive, the matter is now called up.

Evidence is on file that due and proper notice of said hearing has been given as required by law.

There is presented to the Board a letter, Board of Supervisors Document No. 612697, from the Director of Transportation concerning said County Service area, and recommending that the Board adopt a resolution establishing Zone A, waive the Sunset Evaluation Process, and adopt the enabling ordinance.

No. 14

ON MOTION of Supervisor Bates, seconded by Supervisor Hamilton, the Board of Supervisors adopts the following resolution:

WHEREAS, on November 4, 1980, this Board adopted its resolution of intention to form Zone A - Cottonwood Village in County Service Area No. 26 - Rancho San Diego pursuant to the provisions of the County Service Area Law, Chapter 2.2 (commencing with Section 25210.1) of Part 2, Division 2 of Title 3 of the Government Code to provide the type or types of extended county services herein described within the hereinafter described unincorporated territory, and ordered that a public hearing on the establishment of said proposed Zone be held in the Chamber of this Board on December 10, 1980, at 10:00 a.m.; and

WHEREAS, notice of said hearing was given, as required by law, as shown by the affidavit of publication on file herein (Document No. 614325); and

WHEREAS, said hearing was held at said time and place; all interested persons or taxpayers were heard for and against the establishment of the proposed Zone the extent of the area and the furnishing of the proposed types of services; all written protests were considered; and evidence was received that the services proposed to be provided are extended county services; and

WHEREAS, in the judgment of this Board it is advisable to establish the Zone; NOW, THEREFORE

IT IS RESOLVED, ORDERED AND DETERMINED as follows:

1. The services described in said resolution of intention, as hereinafter set forth, are extended county services.

2. Written protests against the establishment of the Zone or the furnishing of any of the specified types of extended services within the proposed Zone were not received from 50% or more of the registered voters residing within the territory proposed to be included in the Zone or from the owners of one-half or more of the value of the land and improvements in the territory to be included in the Zone, as shown by the last equalized assessment roll, as described in Government Code Section 25210.17a.

3. All protests made orally or in writing against the establishment of the Zone, the extent of the area or the furnishing of specified types of extended services are denied.

4. The types of extended county services to be performed within the boundaries of said Zone pursuant to said Chapter 2.2 of the Government Code are landscape and open space maintenance.

5. The Board certifies, in accordance with Section 15064 of the State Guidelines for Implementation of the California Environmental Quality Act of 1970 (Div. 6, Title 14, Cal. Admin. Code, commencing at § 15000), that it has reviewed and considered the information contained in the Environmental Impact Report (TM 3584) prepared by the County of San Diego.

6. The proceedings for the formation of said proposed Zone are valid and in conformity with the requirements of the aforementioned County Service Area Law.

7. The following described territory is declared established without an election as a Zone and shall be designated Zone A - Cottonwood Village:

Those portions of Sections 19 and 20 in Township 16 South, Range 1 East, 5th Bernardino Meridian, according to Official Plat thereof AND of Tracts "A" and "C" of RANCHO JAPACHA, in the County of San Diego, State of California, according to Partition Map thereof made in the action entitled "WILLIAM H. KEIGHLER, et al, vs. MARY H. EDDY, et al" under Superior Court Case No. 13 on file in the Office of the County Clerk of San Diego County, a copy of the Decree rendered under said Case No. 13 being recorded April 2, 1881 in Book 38, Page 305 of Deeds, records of San Diego County, and being described as follows:

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Beginning at the most Southerly, Southeast corner of Monte Vista Knolls, according to Map thereof No. 5436, filed in the Office of the County Recorder of San Diego County, August 5, 1964; thence along the most Southerly line of said Map No. 5436, South 89°15'04" West (Record - South 89°27'45" West) 480.41 feet to the Northeasterly corner of land described in deed to JOHN A. LAMP, et ux, recorded September 2, 1949 as Document No. 25971 in the Office of the Registrar of Land Titles, San Diego County; thence along the boundary of said Lamp's land as follows: South 00°12'24" East, 1330.87 feet (Record - South 00°02'53" East, 1331.51 feet) to the Southeast corner of said land; and South 89°37'59" West, (Record - South 89°47'30" West) 2619.38 feet to the Westerly line of said Tract "C"; thence along said Westerly line South 00°12'24" East, 1389.18 feet to the Northwesterly corner of land described in Parcel 1 in deed to the State of California, recorded June 18, 1963 as File No. 105748; thence along the Northerly line of said land North 89°43'10" East, 821.72 feet (Record - North 89°53'46" East, 831.40 feet) to the Northeasterly corner of said land; thence North 76°49'09" East, 125.82 feet; thence North 37°06'53" West, 10.94 feet; thence North 76°49'09" East, 65.64 feet; thence South 37°06'53" East, 10.94 feet; thence North 76°49'09" East, 1033.60 feet to the Southwest corner of land described in Parcel 2 in said deed to State of California hereinabove referred to; thence along the boundary of said Parcel 2 as follows; North 00°10'36" West (deed - North) 150.00 feet; thence North 89°49'24" East (deed - East) 290.40 feet and South 00°10'36" East (deed - South) 114.00 feet; thence leaving said boundary South 27°00'14" East, 193.23 feet; thence South 62°35'00" East, 100.00 feet; thence South 15°49'15" East, 91.97 feet; thence South 81°49'58" East, 66.73 feet; thence South 86°55'18" East, 148.0 feet; thence South 63°26'31" East, 88.00 feet; thence North 77°38'42" East, 120.0 feet; thence South 77°40'41" East, 78.00 feet; thence North 42°52'16" East, 80.00 feet; thence North 76°54'11" East, 86.42 feet; thence South 33°33'50" East, 145.00 feet; thence North 63°04'22" East 358.77 feet; thence North 52°44'18" East 157.62 feet; thence South 72°30'00" East, 80.00 feet; thence South 74°59'35" East, 215.00 feet; thence North 64°14'34" East, 328.80 feet to the most Southwesterly line of land described in Parcel 2 in deed to O. W. MOORMAN, TRUSTEE, recorded February 18, 1976 as File No. 76-045761; thence along the boundary of said Parcel 2 of Moorman's land as follows: North 22°19'16" West (Record - North 22°22'20" West) 258.69 feet to the most Westerly corner of said land North 60°34'29" East (Record - North 60°31'25" East) 180.94 feet; South 43°09'41" East (Record - South 43°12'45" East) 232.16 feet; South 43°48'34" West (Record - South 43°45'30" West) 119.25 feet to an angle point therein; and South 48°44'56" East (Record - South 48°46'00" East) 435.51 feet to the Northwesterly line of land described in deed to O. W. MOORMAN, TRUSTEE, recorded July 6, 1961 as File No. 115914; thence along said Northwesterly line North 36°52'19" East (deed - North 36°49'15" East) 881.95 feet to the Northwesterly corner of said land, being a point on the Southerly line of said

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Tract "A", distant thereon South 89°48'31" West, 517.48 feet from the intersection of said Southerly line with the Southeasterly line of County Road Survey No. 631 (known as Willow Glen Road) according to Plat thereof on file in the office of the County Engineer of San Diego County; thence along said Southerly line North 89°48'31" East 261.26 feet to the Southwest corner of land described in deed to C. M. WORLEY, dated January 6, 1915 and recorded in Book 668, page 449 of Deeds; thence along the Westerly line of said Worley's land, North 00°15'48" East, 349.59 feet (deed - North, 350.00 feet) to the Northwest corner of said land; thence Northeasterly along a line which connects the last said Northwest corner with the most Westerly boundary corner of lands as described in deed recorded August 16, 1921 in Book 859, page 289 of Deeds of said County, North 36°52'19" East 31.67 feet; thence departing last said line, North 34°25'00" West 547.13 feet; thence North 68°33'06" West, 169.21 feet; thence South 21°26'54" West 18.68 feet; thence North 68°33'06" West, 120.00 feet; thence South 76°15'13" West 85.06 feet; thence North 85°50'00" West, 341.26 feet; thence South 89°10'00" West, 395.00 feet; thence North 81°40'00" West, 417.27 feet; thence North 32°35'16" West, 56.09 feet; thence South 87°57'15" West, 312.00 feet; thence South 07°59'02" East, 227.00 feet; thence South 73°50'57" West, 110.00 feet; thence South 13°30'40" East, 150.00 feet; thence South 56°07'00" West, 111.17 feet; thence North 05°37'14" West, 160.53 feet; thence North 23°38'31" West, 65.39 feet; thence North 22°04'31" East, 174.00 feet; thence North 00°12'48" West, 86.00 feet; thence North 19°50'5" West, 196.42 feet; thence North 01°55'00" West, 250.66 feet; thence South 88°05'0" West, 8.46 feet; thence North 01°55'00" West, 102.00 feet; thence South 88°05'00" West, 370.42 feet to a point on the arc of a non-tangent 270.00 foot radius curve, concave Easterly, a radial line of said curve bears North 85°48'28" West to said point; thence Northerly along the arc of said curve through a central angle of 04°28'15" a distance of 21.07 feet; thence tangent to said curve North 08°39'1" East, 107.50 feet to the beginning of a tangent 20.00 foot radius curve, concave Southeasterly; thence Northeasterly and Easterly along the arc of said curve through a central angle of 86°43'27" a distance of 30.27 feet to the beginning of a reverse 330.00 foot radius curve; thence Easterly along the arc of said curve through a central angle of 07°18'14" a distance of 42.07 feet; thence tangent to said curve North 98°05'00" East, 433.77 feet to the beginning of a tangent 1030.00 foot radius curve, concave Northwesterly; thence Northeasterly along the arc of said curve through a central angle of 21°05'00" a distance of 379.01 feet; thence tangent to said curve North 67°00'00" East, 688.66 feet to the beginning of a tangent 330.00 foot radius curve, concave Northwesterly; thence Northeasterly along the arc of said curve through a central angle of 10°26'21" a distance of 60.12 feet; thence leaving said curve South 29°16'37" East, 244.24 feet to a point on the arc of a non-tangent 782.00 foot radius curve, concave Northwesterly, a radial line of said curve bears South 29°16'37" East to said point; thence Northeasterly along the arc of said curve through a central angle of 25°13'23" a distance of 344.26 feet; thence tangent to said curve North 35°30'00" East, 619.96 feet to the beginning of a tangent 228.00 foot radius curve, concave Southeasterly; thence Northeasterly along the arc of said curve through a central angle of 15°10'24" a distance of 60.38 feet; thence tangent to said curve North 50°40'24" East, 36.20 feet to the beginning of a tangent 20.00 foot radius curve, concave Northwesterly; thence Northeasterly and Northerly along the arc of said curve through a central angle of 82°07'02" a distance of 28.66 feet to the beginning of a reverse 330.00 foot radius curve; thence Northwesterly along the arc of said curve through a central angle of 23°27'26" a distance of 135.10 feet; thence tangent to said curve North 07°59'12" West, 45.68 feet to the beginning of a tangent 20.00 foot radius

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curve, concave Southwesterly; thence Northwesterly along the arc of said curve through a central angle of 83°18'24" a distance of 29.08 feet to the end of said curve; thence leaving said curve North 01°17'36" West, 60.00 feet; thence South 88°42'24" West, 162.73 feet to the beginning of a tangent 330.00 foot radius curve, concave Southeasterly; thence Southwesterly along the arc of said curve through a central angle of 65°32'24" a distance of 377.48 feet; thence tangent to said curve South 23°10'00" West, 531.15 feet to the beginning of a tangent 270.00 foot radius curve, concave Northwesterly; thence Southwesterly along the arc of said curve through a central angle of 43°50'00" a distance of 206.56 feet; thence tangent to said curve South 67°00'00" West, 688.66 feet to the beginning of a tangent 970.00 foot radius curve, concave Northwesterly; thence Southwesterly along the arc of said curve through a central angle of 21°05'00" a distance of 356.93 feet; thence tangent to said curve South 88°05'00" West, 433.77 feet to the beginning of a tangent 270.00 foot radius curve, concave Northerly; thence Westerly along the arc of said curve through a central angle of 05°59'28" a distance of 28.23 feet to the beginning of a compound 20.00 foot radius curve; thence Northwesterly along the arc of said curve through a central angle of 94°35'19" a distance of 33.02 feet; thence tangent to said curve North 08°39'47" East, 76.26 feet; thence North 88°05'00" East, 419.62 feet; thence North 78°39'02" East, 136.48 feet; thence North 75°49'39" East, 155.00 feet; thence North 30°17'04" West, 150.57 feet; thence North 00°46'25" West, 155.01 feet; thence North 38°26'01" East, 98.08 feet; thence North 89°13'35" East, 147.00 feet; thence North 00°46'25" West, 150.00 feet; thence North 89°13'35" East, 8.27 feet; thence North 00°46'25" West, 238.00 feet to the Southerly boundary of said Map No. 5346; thence along the boundary of said Map No. 5436 as follows: South 89°13'35" West (Record - South 89°27'45" West) 597.32 feet to a corner therein; and South 00°20'12" East, 659.93 feet (Record - South 00°07'02" East, 660.11 feet) to the Point Of Beginning.

The Clerk of this Board shall file with the Assessor of the County of San Diego and with the State Board of Equalization a certified copy of this resolution and order together with a legal description of the boundaries and a map or plat indicating the boundaries of the territory to be established by this order, as provided in Chapter 3 (commencing with Section 54900) of Part 1, Division 2, Title 5 of the Government Code.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Diego, State of California, this 10th day of December, 1980, by the following vote:

AYES: Supervisors Hamilton, Bates and Eckert  
NOES: Supervisors None  
ABSENT: Supervisors Moore and Hedgecock

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No. 15

ON MOTION of Supervisor Bates, seconded by Supervisor Hamilton, the Board of Supervisors waives the Sunset Review as set forth in Board Policy A-76, Sunset Evaluation Process for Ordinances, Policies, and Resolutions Related to County Programs

Roll call on the foregoing motion results in the following vote:

- AYES: Supervisors Hamilton, Bates, and Eckert
- NOES: Supervisors None
- ABSENT: Supervisors Moore and Hedgecock

No. 16

The Chairman reads the title of the proposed ordinance, and ON MOTION of Supervisor Bates, seconded by Supervisor Hamilton, the Board of Supervisors waives further reading of the proposed ordinance.

Roll call on the foregoing motion results in the following vote:

- AYES: Supervisors Hamilton, Bates, and Eckert
- NOES: Supervisors None
- ABSENT: Supervisors Moore and Hedgecock

No. 17

ON MOTION of Supervisor Bates, seconded by Supervisor Hamilton, the Board of Supervisors introduces the proposed ordinance for further Board consideration on December 16, 1980, entitled:

AN ORDINANCE PROVIDING A PROCEDURE FOR FIXING AND COLLECTING CHARGES ON THE TAX ROLL FOR MISCELLANEOUS EXTENDED SERVICES PROVIDED BY COUNTY SERVICE AREA NO. 26, AONE A - COTTONWOOD VILLAGE

Roll call on the foregoing motion results in the following vote:

- AYES: Supervisors Hamilton, Bates, and Eckert
- NOES: Supervisors None
- ABSENT: Supervisors Moore and Hedgecock





ORDINANCE NO. 5952 (NEW SERIES)

AN ORDINANCE PROVIDING A PROCEDURE FOR  
FIXING AND COLLECTING CHARGES ON THE TAX  
ROLL FOR MISCELLANEOUS EXTENDED SERVICES  
PROVIDED BY COUNTY SERVICE AREA NO. 26 -  
Cottonwood Village, Zone A

The Board of Supervisors of the County of San Diego, acting on behalf of  
County Service Area No. 26 - Cottonwood Village, Zone A do ordain  
as follows:

Section 1. Purpose. County Service Area No. 26 - Cottonwood Village, Zone A,  
is authorized to provide the miscellaneous extended services of  
landscape improvement and maintenance

Government Code Section 25210.77a authorizes this Board to fix and collect charges  
for miscellaneous extended services provided by a county service area to pay, in  
whole or in part, for the cost thereof. Section 25210.77a further authorizes this  
Board to collect such charges on the tax roll by adopting an ordinance providing  
a procedure therefor. This ordinance shall provide that procedure for County  
Service Area No. 26 - Cottonwood Village, Zone A

Section 2. Fixing of Charges. For the miscellaneous extended services  
relating to landscape improvement

there is hereby fixed an annual charge of \$ 200 for each "unit" determined  
under Section 3 of this ordinance. For the miscellaneous extended services  
relating to landscape maintenance

there is hereby fixed an annual charge of \$ 200 for each "unit" determined under  
Section 3 of this ordinance. Any charges established by this ordinance may be  
modified or amended by resolution of the Board of Supervisors. Such charges shall  
be reviewed by staff annually and shall be fixed by substantially the following  
procedure:

(a) A budget shall be proposed for the fiscal year specifying the amounts  
required to provide the required level of those miscellaneous extended services  
proposed to be funded by charges in lieu of, or supplemental to, revenue  
obtained by the levy of taxes.

(b) The fund balance, revenues to be obtained by the levy of taxes and  
other revenues available to support the budget shall be deducted from the  
amount of the proposed budget.

(c) The balance remaining shall be divided by the total number of units,  
as calculated under Section 3 of this ordinance. The amount obtained from  
that calculation shall be the charge fixed for each unit.

(d) The charge per unit shall then be fixed by resolution adopted by the  
Board of Supervisors.

CSA NO. 26, Zone A

Section 3. Number of Units Determined. The number of units to which charges shall be applied shall be calculated as follows:

- a. Each parcel of land shall be assigned one unit of benefit.
- b. Open Space easements will not be charged: 518-012-01, 03, 04, 07 and 518-101-40.

Section 4. Preparation of Report, Hearing and Transmission to Auditor.

(a) Once a year the Board of Supervisors shall cause to be prepared a written report which shall contain a description of each parcel of real property receiving the particular extended service and the amount of the charge for each parcel for such year computed in conformity with the procedure set forth in this ordinance authorizing collection of such charges on the tax roll. Such report shall be filed with the Clerk of the Board of Supervisors.

(b) Upon the filing of such report, the Clerk shall fix a time, date, and place for hearing thereon and for filing objections or protests thereto. The Clerk shall publish notice of such hearing as provided in Government Code Section 6066, prior to the date set for hearing, in a newspaper of general circulation printed and published in the County.

(c) At the time, date and place stated in the notice, the Board of Supervisors shall hear and consider all objections or protests, if any, to the report and may continue the hearing from time to time. Upon conclusion of the hearing, the Board of Supervisors may adopt, review, change, reduce or modify any charge and shall make its determination upon each charge as described in the report and thereafter, by resolution, shall confirm the report. The report shall be transmitted to the Auditor not later than August 10 of the fiscal year in which the charges shall apply.

CSA NO. 26, Zone A

(d) The charges set forth in the report, as confirmed, shall appear as a separate item on the tax bill. The charge may be collected at the same time and in the same manner as ordinary County ad valorem property taxes are collected and shall be subject to the same penalties and the same procedure and sale in case of delinquency as provided for such taxes. All laws applicable to the levy, collection and enforcement of County ad valorem property taxes shall be applicable to such charge, except that if the real property to which such charge relates has been transferred or conveyed to a bona fide purchaser for value, or if a lien of a bona fide encumbrancer for value has been created and attaches thereon, prior to the date on which the first installment of such taxes would become delinquent, then the charge confirmed pursuant to this section shall not result in a lien against such real property but instead shall be transferred to the unsecured roll for collection.

Section 5. This ordinance shall take effect and be in force thirty (30) days after the date of its passage, and before the expiration of fifteen (15) days after its passage, it shall be published once, with the names of the members voting for and against the same, in the Spring Valley Bulletin, a newspaper of general circulation published in the County of San Diego.

PASSED, APPROVED AND ADOPTED this 16th day of December, 1980.

ROGER HEDGECOCK  
Chairman of the Board of Supervisors of the  
County of San Diego, State of California

The above ordinance was adopted by the following vote:

Supervisor Thomas D. Hamilton, Jr.	voting "Aye"
Supervisor Lucille V. Moore	voting "Aye"
Supervisor Roger Hedgecock	voting "Aye"
Supervisor Jim Bates	voting "Aye"
Supervisor Paul Eckert	voting "Aye"

ATTEST my hand and the seal of the Board of Supervisors this 16th day of December, 1980.

(SEAL)

PORTER D. CREMANS  
Clerk of the Board of Supervisors  
By Beatrice Mitchell Deputy

*William D. Smith*

10-24-80

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