

May 3, 2021

*By email only:* ann.jimenez@sdcounty.ca.gov

Chair Michael Edwards and  
San Diego County Planning Commissioners  
County of San Diego  
Planning & Development Services  
5510 Overland Avenue, Suite 110  
San Diego, CA 92123

Re: Opposition to Petition for Right to Appeal Director of PDS Administrative Decision  
(PDS2019-AD-19-030)  
Planning Commission Hearing Agenda May 14, 2021

Chair Edwards and Planning Commissioners:

I represent the Sandia Creek Road Committee (“SCRC”), recipient of a permit to install gates on a private road issued by administrative decision PDS2019-AD-19-030 on March 3, 2021 (“Permit”). The Permit allows for the installation of two gates on a private road—Sandia Creek Drive—owned by the residents adjacent to the road and maintained by the SCRC (“Project”). SCRC objects to the standing alleged by certain persons appealing the Permit.<sup>1</sup>

### *The Appeals*

On March 12, 2021, a group identifying themselves as Coalition to Protect the Sandia Creek Byway and who purport to own property in the vicinity of Sandia Creek Road (“PSCB Appellants”) filed an appeal of the Permit (“Appeal”). The Appeal lists ten (10) “representational members” and claims “organizational standing” for Appellants through these members. County staff reviewed the Appeal and determined at least four of the “representational members” were not interested property owners and did not live within three hundred (300) feet of the project area.

On March 15, 2021, Shaunna Jengo, as a representative of PRD20, also filed an appeal of the Permit (“Jengo Appeal”).

San Diego County Zoning Code section 7201(a) identifies the following persons as eligible to file an administrative appeal:

1. A person having an interest<sup>2</sup> in the property that is the subject of the decision being appealed;
2. A person having an interest in property located within 300 feet of the exterior boundaries of the subject property; and

<sup>1</sup> SCRC will submit a more fulsome opposition to any—if any—appeals the Planning Commission allows to go forward.

<sup>2</sup> “Interest” is generally recognized as a property right and not a general concern.

3. A person not having an interest in property located within 300 feet of the exterior boundaries of the subject property, who after written petition request to the Planning Commission, filed within 10 days of the date on which the decision being appealed was rendered, receives permission to file an appeal. The decision of the Planning Commission on a petition requesting for permission to appeal shall be made without hearing<sup>3</sup> and shall be final.

4. A County Officer, Board, Commission, or other County body other than the authority having jurisdiction over the appeal.

The PSCB Appeal names John Tomik and Melissa Alvis, Andrew and Cynthia Dale, Richard and Kristen Beck, David and Shaunna Jengo, and Anthony and Amy Braccio as the representative members of Appellants. They claim to rely on the first two qualifying factors to appeal.

Staff has properly determined the Jengos and the Braccios do not have an interest in the subject property and do not have an interest in property located within 300 feet of the subject property. As a result, they must request permission from the planning commission to hear their appeal. Staff also determined Ms. Jengo does not have authority to appeal on behalf of PRD20. Furthermore, as is stated above, Ms. Jengo does not have standing under the first two requirements of the County Zoning Code. Therefore, Staff is also processing the Jengo Appeal as an individual petition to appeal.

*The Braccios and Jengos Petition to Appeal Must Be Denied and They Must Be Rejected from the PSCB Appeal*

The PSCB Appeal lists as its first ground of appeal incorporation of a letter submitted to the County on January 17, 2021 (“January Letter”) on behalf of Melissa Alvis and John Tomik and “members of the public who are not landowners or easement holders . . . but who have and continue to use, and will be adversely affected and impacted by the closure and gating of, Sandia Creek Drive.”

Looking at the January Letter in an effort to identify facts supporting how the Jengos and the Braccios have standing reveals no additional information. If the Jengos and the Braccios will somehow be affected adversely by the Project, there is no information in the January letter or the PSCB Appeal supporting that proposition. The January Letter also states the Project infringes on thousands of persons’ rights. Neither the January Letter nor the PSCB Appeal indicate whether or how the Jengos and the Braccios are included in the “thousands.”

*The Jengo Petition to Appeal Must Be Denied*

The Jengo Appeal also incorrectly states its standing derives from persons having interest in the Property or an interest located within 300 feet of the Property, neither of which Ms. Jengo actually has. Nothing in the March 15 letter accompanying the Jengo Appeal indicates anything supporting Ms. Jengo’s standing to appeal. It lists a number of concerns, but it is unclear how exactly these issues might affect Ms. Jengo.

*County Code Does Not Provide Standing to the General Public*

<sup>3</sup> State law—the Brown Act—requires a hearing. Ca. Gov. Code §§ 54950-54963.

The County Zoning Code does not provide standing to appeal a Director's decision on an Administrative Permit to the general public. It only allows those who are directly affected by the Project to appeal. This is appropriate. If anyone could appeal a permit, residents from the other side of the County could submit appeals and weigh down the planning commission's agenda on projects in which the appellants had no tangible interest.

*Conclusion*

There is no factual allegation as to why the Jengos and the Braccios have standing to appeal. As such, SCRC requests the Planning Commission reject the Jengos' and the Braccios' petition to appeal the Permit and remove them from the PSCB Appeal. Likewise, the Jengo Petition to Appeal should also be rejected.

Sincerely,



Andrea Contreras Rosati

cc: Nicholas Koutoufidis (nicholas.koutoufidis@sdcounty.ca.gov)  
Randall Sjoblom (randall.sjoblom@sdcounty.ca.gov)

**From:** [Henri Kelley Gerwig](#)  
**To:** [Koutoufidis, Nicholas](#); [Flannery, Kathleen](#); [randal.sjoblom@sdcounty.ca.gov](mailto:randal.sjoblom@sdcounty.ca.gov); [Jimenez, Ann](#)  
**Cc:** [s carpenter](#); [Rick Saathoff](#); [Abby Elston](#)  
**Subject:** PDS2019-AD-19-030 Appeals  
**Date:** Wednesday, May 12, 2021 1:32:21 PM

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As an owner of three parcels in the 'subject area' for the Sandia Creek Gate Project, I am requesting that the Director of Planning & Development Services reconsider your submission to the Planning Commission regarding our approved Administrative Permit.

*Sherman and PRD20 Appeals paperwork is clear*

Zoning Ordinance 7201 (Source: [Appeal Form for Discretionary Permits | PDS-157.pdf](#)), which is the heart of PDS-157, delineates in simple, clear language the criteria for an acceptable appeal to a Administrative Permit which are:

- A person having an interest in the property that is the subject of the decision being appealed (subject property).
- A person having interest in property located within 300 feet of the exterior boundaries of the subject property.
- A person not having an interest in property located within 300 feet from the exterior boundaries of the subject property who, after written petition request to the Planning Commission, receives permission to file an appeal. The decision of the Planning Commission on a petition requesting for permission to appeal shall be made without hearing and shall be final.
- A County officer, Board, Commission or other County body.

There are five individual 'petition requests' from four individuals identified as PRD20 submitted by Shaunna Jengo, David Jengo, Shaunna Jengo, Anthony Braccio, and Amy Braccio. **None of these individuals meet the first two criteria listed above per their appeal application** as completed by their lawyer. They may only join an accepted appeal once the Planning Commission has reviewed and approved their written petition requesting for permission to appeal. I am told that their appeal is their written petition request although none of the four individuals asked in their filings for any such petition request. While there are numerous forms and filing documents in the PDS catalog for the Administrative Permit process, there appears to be **NO FORM for filing a 'written petition request'** leaving the County to infer the intent of the appellant rather than accept what they have written in the body of the appeal.

*Criteria for a Petition Requesting to Appeal*

*What are the criteria the Planning Commission uses to determine if an individual petition requesting permission to appeal is satisfied?* Per the County's letter dated May 14, 2021 anyone who previously engaged in public hearings or wrote letters or placed phone calls should be given permission to join or file an individual

appeal. However, this criterion is really an extension of the public comment period. The County Zoning Code does not provide standing to appeal a Director's decision on an Administrative Permit to the general public. It only allows those who are **directly affected** by the Project to appeal. This is appropriate. If anyone could appeal a permit, residents from the other side of the County could submit appeals and weigh down the planning commission's agenda on projects in which the appellants had no tangible interest. Further, neither appeal application - Sherman Appeal or PRD20 Appeal - have shown how these four individuals will be directly impacted by the Director's approval of our Administrative Permit.

#### *PRD20 is an Agency without standing to Appeal*

The PRD20 Appeal, submitted by Shaunna Jengo-PRD20 Chairperson, is **clearly on behalf of an agency for which there is no provision in County code to appeal** projects. The County altered the application to be filed as an individual although her appeal packet clearly states otherwise. Ms. Jengo does not live within, nor does she have a property interest in or live within 300 feet of the exterior boundary of the subject property, and therefore does not meet the criteria clearly indicated on her appeal submission. Her residence on record is more than 6 miles from the outer boundaries of the subject property and far outside the range of being directly impacted by the Director's approval of our Administrative Permit. Her appeal application does not provide any substantive, independently corroborated evidence to support any such claims. Further, emergency access to use Sandia Creek Drive has been provided for in the final permit approval. And finally, Ms. Jengo does not have any legal, financial or tangible interest in our private road.

#### *Jengo & Braccio are not Directly Impacted*

Specifically, both the Jengos and Braccios are miles from the outer boundaries of the subject property and far outside the range of being directly impacted by the Director's approval of our Administrative Permit. As with the PRD20 appeal, their appeal application does not provide any substantive, independently corroborated evidence to support any such claims. As stated above, emergency access to use Sandia Creek Drive has been provided for in the final permit approval. Again, neither the Jengos and Braccios have any legal, financial or tangible interest in our private road.

Additionally, the Braccios live in the Rock Mountain / Gavilan Mountain area which is part of the Access Plan approved by Sandia Creek Property Owners on the private road. Our Access Plan allows property owners in the Rock Mountain / Gavilan Mountain neighborhood to apply for an annual pass to use our private road as a commuter. This option together with the Emergency Access Plan negates any impact to these particular individuals.

#### *Stakeholders Should be Driving this Process*

The County is proposing to give non-stakeholders another opportunity to delay a properly approved Administrative Permit solely based on the fact that they previously

expressed opinions during the FOUR public hearings and during an extended public comment period held prior to the Director's approval. It is time for those who are directly impacted everyday by the cut-through commuter traffic using our private property and road to shorten their commute times to be the only ones driving the process. We face ongoing, imminent peril to our lives, property, safety, and welfare every day these appeals to our approved Administrative Permit stays the issuance of our permits. As a property owner and a full-time resident on Sandia Creek Drive, I, my family, our vendors, and employees **have no other alternate route to access our three parcels**. Both the Braccios and Jengos have numerous other routes to travel north or south. And during a regional emergency, NCFD has the authority and technology to open the gates to the public until the emergency has passed. Finally, I and my family are directly impacted every day by the cut-through commuter traffic and have a **tangible, legal, and financial interest in the outcome** of these proceedings that the Jengos and Braccios simply lack.

*Imminent Peril certification should be declared*

We have a request before the Director to certify for Imminent Peril to lift the stay on issuing our permits pending the outcome of the appeals process. We submitted this request per Zoning Ordinance 7202 which states in part: "*However, if the Director certifies to the Planning Commission that by reason of facts which the Director shall provide, a stay would cause imminent peril to life or property, the Planning Commission may determine that said proceedings shall not be stayed.*" We believe our situation does warrant such a declaration and certification by the Director and is supported by CHP records, and Sandia Creek Road Committee's own catalog of accidents. Other corroborating evidence is readily available in documents issued by the DPW Traffic Advisory Committee report dated June 2020 and the CEQA Traffic Impact Report dated October 2020 which uniformly determined that **our private road is 2 times more dangerous than a similarly situated road in the entire county and state.**

With this letter, I respectfully request that the Director of Planning & Development Services **withdraw the recommendation** to allow the four individuals to join the "Sherman Appeal" and for the PRD20 Appeal to move forward. Further, I respectfully request that the Director of Planning & Development Services **certify our road as meeting the Imminent Peril threshold** and lift the stay on issuing our permits which are currently being reviewed or soon to be submitted.

Thank you,  
Kelley Gerwig

Resident, Sandia Creek Drive

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**From:** [noreply@granicusideas.com](mailto:noreply@granicusideas.com)  
**To:** [Barnhart, Douglas](#); [Calvo, Yolanda](#); [Edwards, Michael \(LUEG\)](#); [Flannery, Kathleen](#); [Jimenez, Ann](#); [Nicoletti, Vince](#); [Pallinger, David](#); [Ashman, Ronald](#); [Slovick, Mark](#); [Smith, Ashley](#); [Talleh, Rami](#); [Hitzke, Ginger](#); [Hough, Tommy](#); [Lieberman, Tara](#); [Efird, Robert](#)  
**Subject:** New eComment for Planning Commission Hearing  
**Date:** Tuesday, May 11, 2021 8:23:58 PM

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[SpeakUp](#)

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## New eComment for Planning Commission Hearing

Dillon Hall submitted a new eComment.

Meeting: Planning Commission Hearing

Item: 3. Request to Appeal Sandia Creek Drive Gates; PDS2019-AD-19-030. If you would like to speak on this item call (619) 343-2539 and use ID 812 470 809#

eComment: 1) Should the following individuals be given standing to appeal our approved permit? The simple answer is No. Why? The individuals do not have ownership or easement rights to the PRIVATE property in question. The request to appeal the Sandia Creek Drive Gates by the below-mentioned individuals should result in a denial.

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**To:** [Barnhart, Douglas](#); [Calvo, Yolanda](#); [Edwards, Michael \(LUEG\)](#); [Flannery, Kathleen](#); [Jimenez, Ann](#); [Nicoletti, Vince](#); [Pallinger, David](#); [Ashman, Ronald](#); [Slovick, Mark](#); [Smith, Ashley](#); [Talleh, Rami](#); [Hitzke, Ginger](#); [Hough, Tommy](#); [Lieberman, Tara](#); [Efird, Robert](#)  
**Subject:** New eComment for Planning Commission Hearing  
**Date:** Tuesday, May 11, 2021 9:48:17 PM

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[SpeakUp](#)

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## New eComment for Planning Commission Hearing

Patty Brown submitted a new eComment.

Meeting: Planning Commission Hearing

Item: 3. Request to Appeal Sandia Creek Drive Gates; PDS2019-AD-19-030. If you would like to speak on this item call (619) 343-2539 and use ID 812 470 809#

eComment: This has got to be opposed & we need to move on with installing the gates. With Covid releasing it's grips on us the traffic is increasing once again & is more & more dangerous & don't want to see anyone else killed or injured because of delays. The majority has spoken.....why are we waiting? We have witnessed tractor trailer trucks loaded with cars going up the very steep grade below our property on Sandia Creek Road. That is one of the reasons why our road is in such disrepair.....potholes!

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**To:** [Barnhart, Douglas](#); [Calvo, Yolanda](#); [Edwards, Michael \(LUEG\)](#); [Flannery, Kathleen](#); [Jimenez, Ann](#); [Nicoletti, Vince](#); [Pallinger, David](#); [Ashman, Ronald](#); [Slovick, Mark](#); [Smith, Ashley](#); [Talleh, Rami](#); [Hitzke, Ginger](#); [Hough, Tommy](#); [Lieberman, Tara](#); [Efird, Robert](#)  
**Subject:** New eComment for Planning Commission Hearing  
**Date:** Tuesday, May 11, 2021 10:00:24 PM

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[SpeakUp](#)

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## New eComment for Planning Commission Hearing

Marlow Brown submitted a new eComment.

Meeting: Planning Commission Hearing

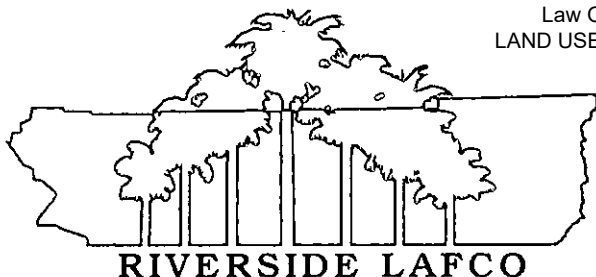
Item: 3. Request to Appeal Sandia Creek Drive Gates; PDS2019-AD-19-030. If you would like to speak on this item call (619) 343-2539 and use ID 812 470 809#

eComment: I believe we are in imminent peril based on my vantage point from my property. I have seen many accidents & near misses. Also, semi trucks using our road to possibly avoid the scales on the I-15, which damages our roads & makes them even more dangerous. If something is not done immediately, there will be more injuries & fatalities. Our need for the gate is urgent for so many reasons. Please help us protect our road & it's owners.

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6.  
12/6/2007

TO: Local Agency Formation Commission

FROM: Adriana Romo, Local Government Analyst II

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**SUBJECT: STATUS REPORT OF THE DE LUZ COMMUNITY SERVICES DISTRICT  
AND TENAJA COMMUNITY SERVICES DISTRICT CONSOLIDATION  
DISCUSSIONS**

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PRIOR AGENDAS/RELATED ACTIONS: None.

**EXECUTIVE SUMMARY AND GENERAL RECOMMENDATIONS:**

At the December 2006 hearing the spheres of influence for Tenaja Community Services District (TCSD) and De Luz Community Services District (DLCSD), formerly the Santa Rosa CSD, were discussed. The Commission approved staff's recommendation to establish a coterminous sphere of influence for TCSD and to make no changes to DLCSD's coterminous sphere. Also, staff mentioned it would be appropriate for both agencies to discuss consolidation. Consequently, staff was directed to present the Commission with a written report regarding future consolidation efforts within one year of the DLCSD and TCSD sphere reviews.

To date, discussions have been minimal. However, the districts have discussed similarities and differences in their governing structures and in the level of service each provides. On November 28, 2007, DLCSD's board will discuss their progress in this matter and determine whether each District's board presidents should be involved in future consolidation discussion meetings. Staff will attend and report the outcome of the meeting at the Commission meeting.

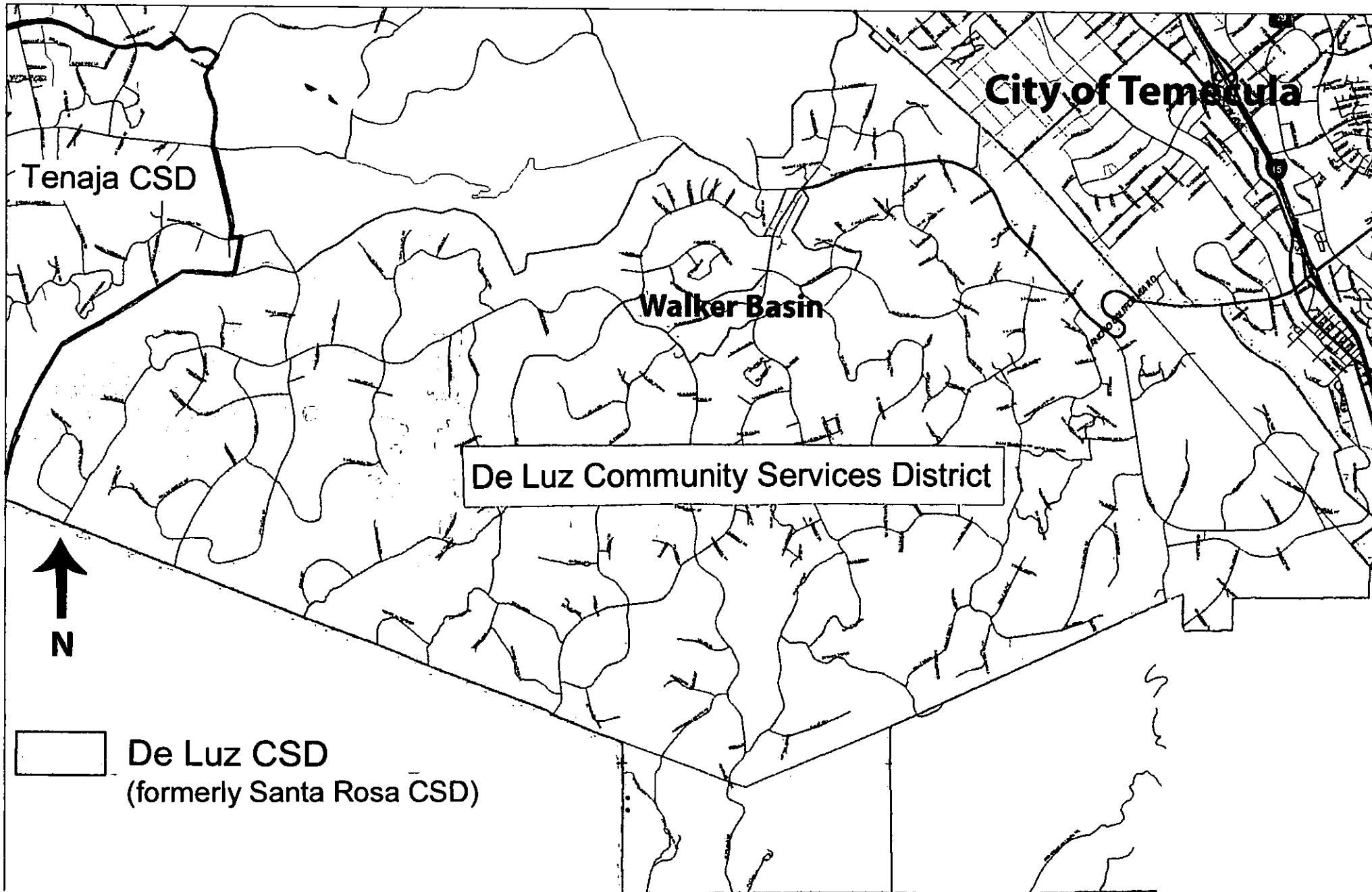
Staff is recommending the Commission direct staff to provide a written status report on the progress of the districts consolidation efforts at next month's meeting. Based on the DLCSD meeting and subsequent meetings with the board presidents,

Staff will be returning with a recommendation on whether to pursue consolidation.

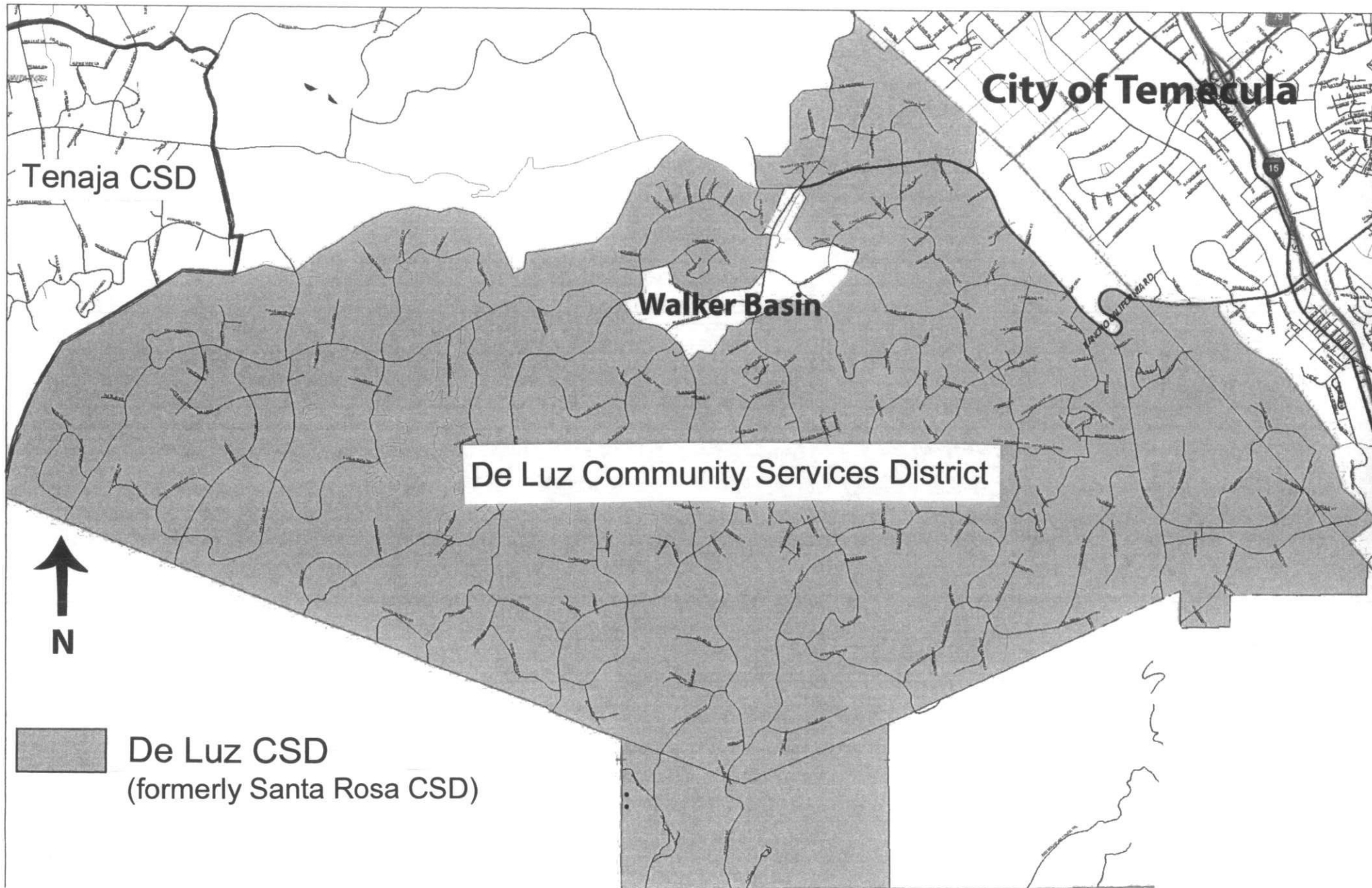
Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Adriana Romo". The signature is fluid and cursive, with the first name "Adriana" and the last name "Romo" clearly distinguishable.

Adriana Romo  
Local Government Analyst II









**4.f.(errata)**  
**12/7/2006**

TO: Local Agency Formation Commission

FROM: Adriana Romo, Local Government Analyst II

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**SUBJECT: LAFCO 2006-67-1—SPHERE OF INFLUENCE REVIEW AND  
POTENTIAL AMENDMENTS—SANTA ROSA COMMUNITY SERVICES  
DISTRICT**

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PRIOR AGENDAS/RELATED ACTIONS: None.

That staff report states that the formation boundaries and the existing boundaries for the Santa Rosa Community Services District are the same. After further research of the District boundaries it was found that in 1980, there was a detachment of approximately 3,400 acres as requested by the landowners within the subject area (LAFCO 1980-68-1). The exhibit provided in the staff report depicts the existing boundaries of SRCSD after the detachment of this area.

Based on initial information from the Auditor's Office, the amount of property tax revenue generated by SRCSD for FY 06-07 as listed in the staff report was \$355,720. In fact, the Auditor's Office later found that SRCSD does not receive a portion of the ad valorem nor has it ever. The Auditor's Office has corrected its records since.

Respectfully submitted,



Adriana Romo  
Local Government Analyst II

**4.f.&g.**  
**12/7/2006**

TO: Local Agency Formation Commission  
FROM: Adriana Romo, Local Government Analyst II

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**SUBJECT: LAFCO 2006-67-1-SPHERE OF INFLUENCE REVIEW AND  
POTENTIAL AMENDMENTS-SANTA ROSA COMMUNITY SERVICES  
DISTRICT;  
LAFCO 2006-68-1-SPHERE OF INFLUENCE REVIEW AND  
POTENTIAL AMENDMENTS-TENAJA COMMUNITY SERVICES DISTRICT**

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**PRIOR RELATED ITEMS:** None.

**EXECUTIVE SUMMARY AND GENERAL RECOMMENDATIONS:** Santa Rosa Community Services District (SRCSD) provides road construction and maintenance, enhanced police protection services, and solid waste disposal to a community of approximately 20,000 acres.

Tenaja Community Services District (TCSD) was formed in 1985 to provide multiple services to an unincorporated area generally southwest of the City of Murrieta. To date TCSD provides road construction and maintenance, collects, treats, and disposes of storm water, and converts existing overhead electric facilities to underground locations to approximately 6,400 acres.

Upon staff's review of the Municipal Service Review (MSR) for SRCSD and TCSD it can be concluded that the Districts can continue to adequately provide services. At this time, Staff's recommendation is for no change in the Districts' sphere of influence.

However, the Districts should discuss the potential for reorganization as an opportunity for cost savings and a greater efficiency in the provision of services.

**BACKGROUND:** A Sphere of Influence (SOI), as defined by Government Code Section 56075 is "a plan for the probable physical boundaries and service area of a local agency, as determined by the Commission". Spheres of influence are used as a planning tool for agencies to conduct service and facility planning for areas they intend to service in the future.

Riverside Local Agency Formation Commission is initiating sphere of influence reviews for all cities and special districts pursuant to Cortese-Knox-Hertzberg (CKH) Local Government Reorganization Act of 2000 (Government Code Section 56425). State law requires the Commission to review all city and district spheres of influence at least once every five years.

Consistent with Commission sphere of influence policies, a sphere of influence can a) be coterminous to agency boundaries as the ultimate foreseen configuration of the agency in anticipation of no future growth, b) extend beyond the agency boundaries in anticipation of future growth, c) be smaller, indicating the need to detach areas from the agency boundaries, or d) be designated a "zero sphere", which indicates a potential dissolution of the agency.

SRCSD and TCSD were formed under Section 61000 et. seq. of the Government Code. Likewise, the Districts' governing body consists of five elected board members.

GENERAL LOCATION: The boundaries of Santa Rosa Community Services District can be generally described as being south of Tenaja Rd., west of the Cities of Murrieta and Temecula, north of the Riverside/San Diego County Boundary, and east of Corona Cala Camino.

The District office is located at 41785 Enterprise Circle South in Temecula, CA.

The boundaries of Tenaja Community Services District can generally be described as being South of Calle Paramo and Calle Huerto, west of the City of Murrieta and Via Volcano, north of the Riverside/San Diego County Boundary and east of the Rancho Santa (Moreno) Rancho Line.

The District office is located at 32395-B Clinton Keith Rd. in Wildomar, CA.

#### INDIVIDUAL DISTRICT ANALYSES:

##### **Santa Rosa Community Services District**

HISTORY: Santa Rosa Community Services District was formed August 10, 1978 to provide solid waste disposal services, road construction and maintenance, and police protection services to the general unincorporated area of Santa Rosa Plateau.

In 1984, the Commission established a coterminous sphere of influence for SRCSD. There have been no annexations or changes to the District since.

MUNICIPAL SERVICE REVIEW (MSR) DISCUSSION: As mandated by Government Code Section 56430, a Municipal Service Review (MSR) was prepared for SRCSD, which was received and filed by the Commission in September of 2006, prior to the review of SRCSD's sphere of influence. Provided is a brief overview of the MSR for the District.

As discussed in the MSR, the SRCSD's total service area is approximately 20,000 acres. Services provided by the District include road construction and maintenance, police protection, and refuse collection. To schedule the maintenance of roads based on need, the District has implemented *The Pavement Management Program* that identifies the overall conditions of the roads and recommends specific maintenance activities based on the condition of the roads.

SRCSD provides police protection services through a contract with

the Riverside County Sheriff's Department. The agreement calls for two deputies to patrol exclusively within the District's boundaries 80 hours a week. There is no defined response time standard for the area.

Solid waste services are provided by contract with Waste Management, Inc. Rates are based on type of service (i.e. residential/commercial) and the number of refuse bins available to one customer.

Any future growth within the District will be a result of infill development. A constraint for the District is the fixed amount of revenue the District receives from assessments. The assessments received by the District are based on acreage therefore, any subdivision of existing lots for new development would not generate additional revenues. However, new development impacts existing services, making it more difficult for the District to maintain the same level of service from existing revenue, while the cost for providing services is rising. The District is evaluating its options for additional revenues and is considering holding an election pursuant to Proposition 218 to increase existing assessments and/or generate additional assessments.

#### **Tenaja Community Services District:**

HISTORY: Tenaja Community Services District formed December 19, 1985 to provide multiple services of which only road construction and maintenance, collection, treatment, and disposal of storm water, and converting existing overhead electric and communication facilities to underground locations.

Since TCSD's formation, there is no record of a subsequent sphere of influence being established. Also, there have been no annexations to the District.

MUNICIPAL SERVICE REVIEW (MSR) DISCUSSION: As mandated by Government Code Section 56430, a Municipal Service Review (MSR) was prepared for TCSD, which was received and filed by the Commission in September of 2006, prior to the review of TCSD's sphere of influence. Provided is a brief overview of the MSR for the District.

As discussed in the MSR, the TCSD's total service area is approximately 6,400 acres or 10 square miles. Services provided by the District include road construction and maintenance, the conversion of overhead electric facilities to underground locations, and the collection, treatment, and disposal of stormwater. The latter service is provided through the District's existing culverts and gutters. Also, overhead electric facilities have yet to be converted to underground locations within TCSD. However, the District is in the planning stages with Edison to do so in the near future.

TCSD currently has four zones of benefit that provide financing for road improvements. Zone 4 is generally southeast of the District, that would improve Via Volcano that runs along the eastern edge of the District boundaries, a portion Avocado Mesa Rd. east of Calle Mucho and west of Via Volcano, as well as a portion of Rancho

California Rd. Zones 2/3 continue along Avocado Mesa Rd. to west of the District connecting to interior unimproved streets. Zone 8 is generally located in the center of the District along Tenaja Rd. extending north along Avenida Escala to the end of the District boundaries.

Any future growth will be a result of infill development. There are several undeveloped lots in the Tenaja that could be a potential challenge for the District once developed. New development does not generate additional revenue because assessments are based on acreage and are not set on a per parcel basis.

The District currently maintains a section of roadway along Los Gatos Rd., which connects SRCSD and TCSO. However, the road is unpaved and is a road improvement both Districts should be facilitating. Therefore, staff does not feel there is a need to amend the Districts' spheres.

#### **SIGNIFICANT ISSUES:**

**BOUNDARIES:** SRCSD's sphere of influence is coterminous to the District's boundaries. The easterly portion of SRCSD's boundaries and sphere currently overlap the City of Temecula sphere of influence, to the west and north SRCSD is surrounded by TCSO and La Cresta, all which provide similar services. Since SRCSD and TCSO currently provide similar services, it may be appropriate for the two districts to initiate discussions for potential reorganization in the future. There could be cost savings in administrative costs and in minimizing space by using one facility. Other advantages could be shared management skills/expertise and increasing the number of board members to 11 if consolidated to continue representation from all geographic areas.

If this scenario were to be considered for the future, possibly within the next five-ten years, SRCSD could offer its expertise for the provision of police protection and refuse collection services, which TCSO does not provide. Any expansion of services would be contingent upon funding for those services. Again, any new assessment would have to be taken to a vote of the registered voters or landowners currently within the boundaries of TCSO.

A sphere of influence was never established for TCSO. Since TCSO is bounded by SRCSD to the south, La Cresta Homeowner's Association (HOA) to the east, and the County to the west, which provide similar services, staff feels establishing a coterminous sphere of influence for TCSO would be appropriate.

**TAXES AND ASSESSMENTS:** Since SRCSD was formed prior to the adoption of Proposition 13 in 1978, it receives a portion of the one-percent tax levy. In fiscal year 2005-06, SRCSD received approximately, \$355,720. In addition, the District receives additional assessments based on acreage.

TCSO does not receive any portion of the one-percent property tax levy. District-wide there is a general assessment of approximately \$25/acre. Additional assessments are charged on a per parcel basis for the Zones of Benefit described above.

COMMENTS FROM AFFECTED AGENCIES/AFFECTED PARTIES: SRCSD and TCSD have responded to Staff's questionnaire and do not foresee a need to change their existing spheres.

CONCLUSION: Each district is doing the best they can with the resources available to them. The current sphere of influence for Santa Rosa Community Services District is consistent with the one established in the late eighties. Upon review of the sphere of influence for SRCSD, it was found that the sphere is adequate at this time for the provision of future services.

Since there is no record that a sphere of influence was established for Tenaja Community Services District at the time of formation or after the fact, staff feels it would be appropriate to establish a coterminous sphere of influence for the District.

It is important to note that both districts have limitations on their operating revenue since their assessments are based on acreage versus a per parcel basis. Therefore, as lots are developed and subdivided the need for services grows and the revenue remains the same. The only opportunity to increase revenue is for area residents to approve an increase in assessments or through bond measures.

Since both districts provide similar services, they should discuss potential advantages for consolidation. There would be an opportunity for greater economies of scale and a greater efficiency in service provisions. Any reorganization would not be immediate, but should be considered a viable option to be pursued within the next ten to five years.

RECOMMENDATIONS: Based on the factors above, it is the recommended the Commission;

LAFCO 2006-67-1:

1. Determine that Santa Rosa Community Services District's current sphere of influence is adequate;
2. Adopt the Santa Rosa Community Services District's written statements specifying the services provided by the district (See Attached).

LAFCO 2006-67-1:

1. Establish a coterminous sphere of influence for Tenaja Community Services District;
2. Adopt the following State of Determinations for the Tenaja Community Services District sphere of influence;

***a. The present and planned land uses in the area, including agricultural and open-space lands:***

The subject area consists of a semi-developed low density residential rural community. Any future land

uses will be consistent with existing land uses.

***b. The present and probable need for public facilities and services in the area:***

The recommended sphere of influence to be established for Tenaja Community Services District is coterminous to the District's boundaries and has already been included in TCSD's planning for the future provision of services.

***c. The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide:***

Tenaja Community Services District currently provides road construction and maintenance, collection, treatment, and disposal of storm water, and converting existing overhead electric and communication facilities to underground locations. The sphere of influence area includes unpaved roads for which improvements will be funded through additional bonds as existing bonds are retired.

***d. The existence of any social or economic communities of interest in the areas if the commission determines that they are relevant to the agency:***

The sphere of influence area includes an unincorporated equestrian area known as Tenaja.

3. Adopt the Tenaja Community Services District's written statements specifying the services provided by the district (See Attached).

Respectfully submitted,



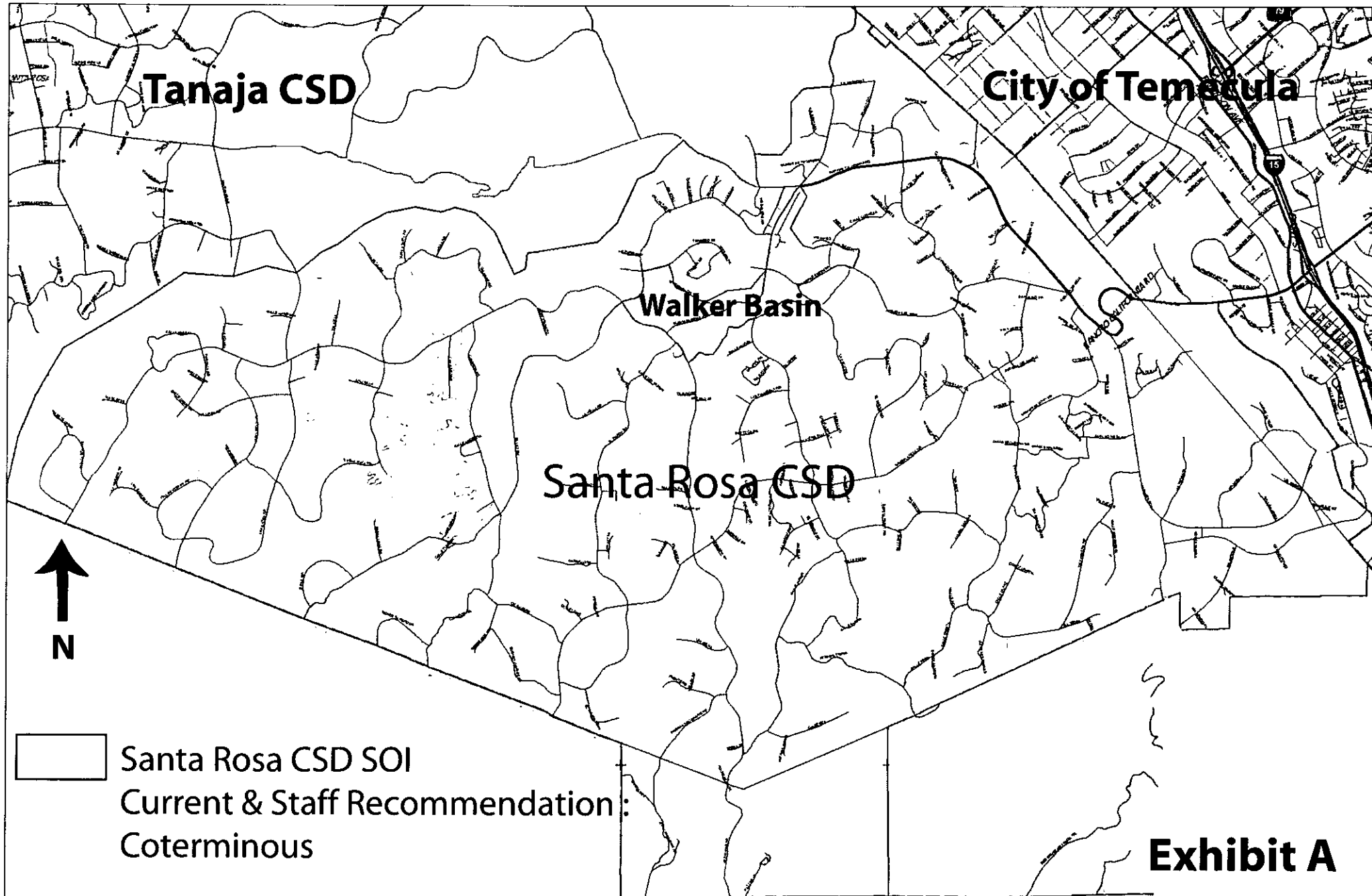
Adriana Romo  
Local Government Analyst II

Law Offices of Andrea Contreras Rosati  
LAND USE, REAL ESTATE, ENVIRONMENTAL  
3 of 69

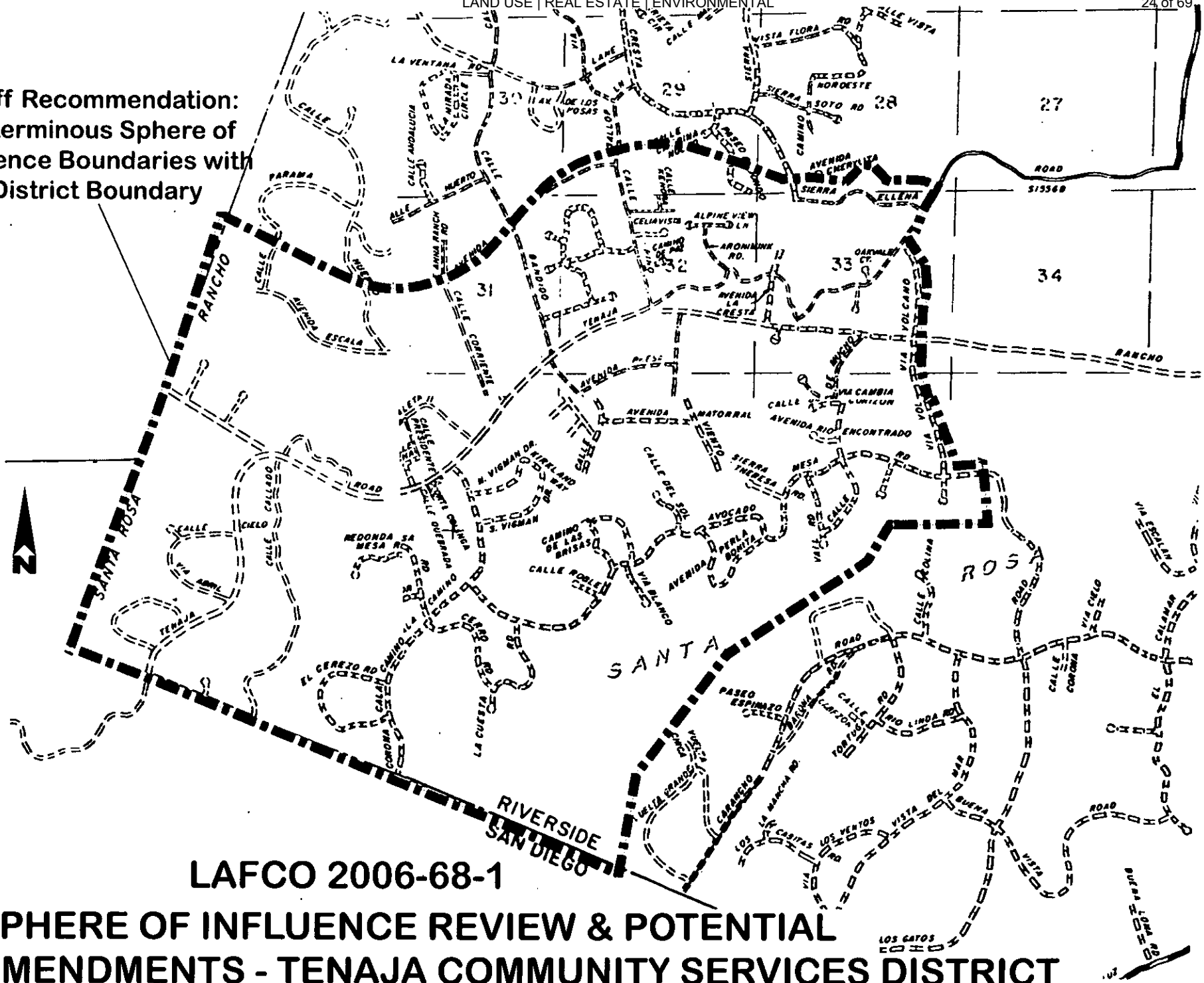
# Sphere of Influence Review & Potential Amendments

## Santa Rosa Community Services District

LAFCO 2006-67-1



**Staff Recommendation:  
Coterminous Sphere of  
Influence Boundaries with  
District Boundary**



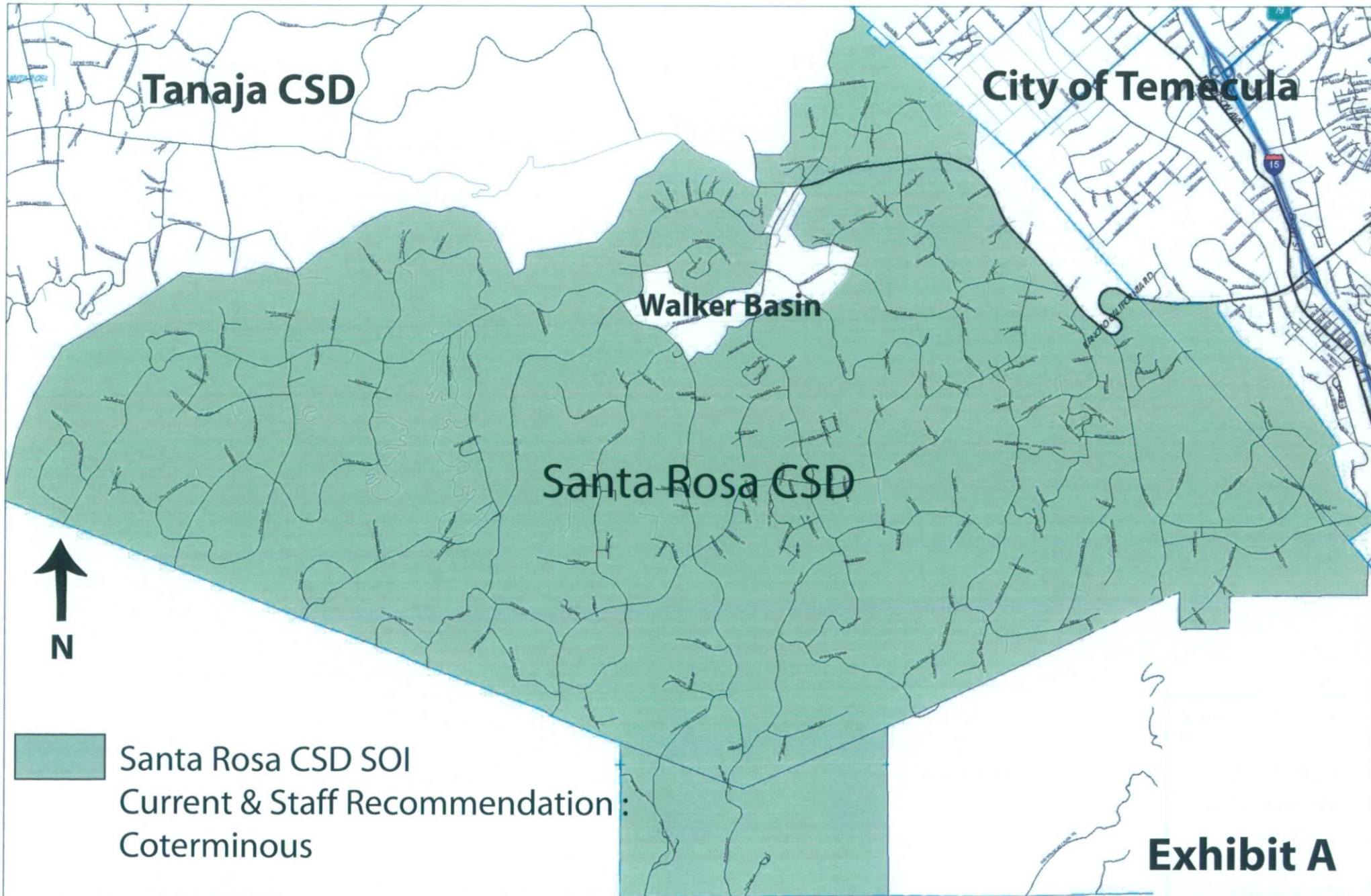
Law Offices of Andrea Contreras Rosati  
LAND USE | REAL ESTATE | ENVIRONMENTAL

# Sphere of Influence Review & Potential Amendments

## Santa Rosa Community Services District

LAFCO 2006-67-1

25 of 69



# SPHERE OF INFLUENCE REVIEW & POTENTIAL AMENDMENTS - TENAJA COMMUNITY SERVICES DISTRICT

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# WRITTEN STATEMENTS

---



## Santa Rosa Community Services District

RIVERSIDE LOCAL AGENCY  
FORMATION COMMISSION  
06 NOV 28 AM 10:58

41785 Enterprise Circle South  
Suite A  
Temecula, California 92590-9804

PHONE: (951) 296-3176  
FAX: (951) 296-3177  
E-MAIL: srcsd@santarosacsd.org

www.santarosacsd.org

### BOARD OF DIRECTORS

GENE BIANCHI  
BLAINE BOYER  
WALT KELLY  
STEVE RUBIN  
JOHN S. THOMAS

GENERAL MANAGER  
ROB HOLMES

November 27, 2006

Adriana Romo  
LAFCO  
3850 Vine St., Ste. 110  
Riverside, CA 92507

Ms. Romo,

It was a pleasure meeting with you last week. I will address each inquiry from your November 1<sup>st</sup>, 2006 letter titled "LAFCO-67-1 Sphere of influence review and potential amendments-Santa Rosa Community Services District."

### **INQUIRY NUMBER 1 (SERVICES PROVIDED) –**

The Santa Rosa Community Services District was established in November 1978 by the Riverside County Board of Supervisors. It began operations in March 1979 under the provisions of the Community Services District Act (Section 61000 et. seq. of the California Government Code). Upon establishment, it was granted the power to perform three functions: road construction and maintenance, refuse collection, and extended police protection.

### **ROAD CONSTRUCTION AND MAINTENANCE:**

The District performs road construction and rehabilitation projects through public works contracts which are competitively bid and awarded to outside contractors. The inspection of these projects is generally performed by District staff. Maintenance projects of minimal scope and cost are performed by outside contractors on a purchase order basis, or by District staff itself.

### **REFUSE COLLECTION:**

Trash collection responsibility is exercised with a franchise agreement with Waste Management of the Inland Empire (formerly International Rubbish Service). The current agreement expires on December 31, 2007.

**EXTENDED POLICE PROTECTION:**

Since 1989, the District has contracted with the County of Riverside for additional Deputy Sheriffs dedicated to serving our area.

**INQUIRY NUMBER 2 (SERVICES PROVIDED OUTSIDE DISTRICT BOUNDARIES)-**

None

**INQUIRY NUMBER 3 (GROWTH AND REVISION TO SOI)-**

The District is experiencing high growth within our boundaries and anticipates no revision to our SOI. I have included a copy of the map you sent me detailing the current SOI and I do have questions as to the need for overlap of the City of Temecula's SOI along our easterly boundary. Please see cross hatched area added to original map.

**INQUIRY NUMBER 4 (POTENTIAL ADMENTMENT TO SOI)-**

The District does not anticipate any need to amend current SOI with the possible exception of overlap with City of Temecula noted in response to inquiry number 3.

**INQUIRY NUMBER 5 (EXHIBITS)**

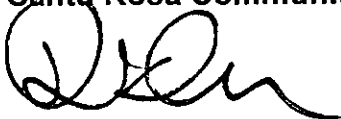
Please see attached SOI map.

**INQUIRY NUMBER 6 (AGENCY CHALLENGES)**

The Santa Rosa Community Services District may need to pursue a prop. 218 required election to increase the current level of benefit fees collected to provide anticipated service requirements near the end of the five year period.

Again, It was a pleasure meeting you, please contact me if additional information or clarification is needed.

Sincerely yours,  
**Santa Rosa Community Services District**



Rob Holmes  
General Manager

November 17, 2006

Adriana Romo  
Riverside Local Agency Formation Commission  
3850 Vine Street Suite 110  
Riverside, CA 92507-4277

Subject: LAFCO 2006-68-1 Sphere of Influence Review and  
Potential Amendments - Tenaja Community Services District  
Response to Letter of November 1, 2006 - Questionnaire

Dear Ms. Romo:

In response to the questionnaire, I offer the following:

- 1) The District currently provides those services set forth in our letter dated March 14, 2006, a copy of which is enclosed.
- 2) The District does maintain a section of roadway outside our boundaries on Los Gatos as shown on enclosed map . The District built this section of roadway for the mutual safety and benefit of our District and Santa Rosa CSD. Attached are documents that show that section of right-of-way.
- 3) In reviewing the District's activities and budgets, the District's growth estimate in population has and probably will continue to grow. The number of parcels is also projected to increase. As you know the majority of parcels in the District are zoned for a 5-acre minimum. At this time the District has approximately 500 parcels. There are approximately 150 parcels that are greater than 10 acres that have the potential of being split. However, the District does not anticipate expanding its boundaries.
- 4) The District, at this time, does not propose to increase or decrease its existing sphere of influence.
- 5) As previously stated, at this time, the District does not intend to request any changes in its boundaries. There are several active homeowners association for properties that surround the District, but no one has voiced any interest in being annexed at this time.

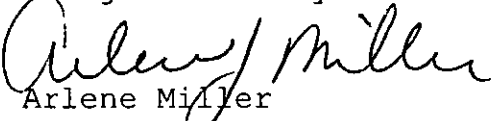
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RIVERSIDE LOCAL AGENCY  
FORMATION COMMISSION  
06 NOV 22 PM 2:22

6) The challenges the TCSD will be facing in the next five years are budget constraints. With the cost of repairs and the aging of the road system, the current assessments may need to be increased to accommodate the increased growth and use of the road system.

Hopefully I have adequately addressed all the questions in your questionnaire. If, however, you need any further information please don't hesitate to contact me.

Thank you.

Sincerely,  
Tenaja Community Services District

  
Arlene Miller  
Board Secretary

Attachments

<b>Document Type:</b>	<b>Proposal</b>
<b>Proposal Name:</b>	<b>Formation of Daily Road County Service Area</b>
<b>Proposal Reference Number:</b>	<b>DF70-12</b>
<b>Proposal Agency:</b>	<b>CSA 20</b>
<b>Proposal Approval Date:</b>	<b>5/4/70</b>
<b>Proposal Recorded Date:</b>	

# "FORMATION OF DAILY ROAD CSA"

## SAN DIEGO COUNTY LOCAL AGENCY FORMATION COMMISSION FILE CHECK LIST

~~CD~~ DISTRICT ~~OF~~ FORMATION - Daily Road

DATE FILED: 3-31-70 CODE NO. DF 70-12

DETACHMENT  
ANNEXATION ~~FORMATION~~  
REORGANIZATION  
DISSOLUTION

1. MAP & LEGAL DESCRIPTION TO ASSESSOR 3-31-70
2. ASSESSOR'S REPORT RECEIVED disc ok 4-13-70
3. ASSESSOR'S REPORT (LANDOWNERS) ✓
4. MAP TO COUNTY ENGINEER ✓
5. MAP TO COUNTY PLANNING 3-31-70
6. REGISTRAR OF VOTERS REPORT  
(RESIDENT-VOTERS) ✓
7. QUESTIONNAIRE & APPLICATION TO X.O. 3-31-70
8. PRESENTATION 5-4-70
9. NOTICE OF HEARING ✓
10. POSTING ✓
11. PUBLICATION Fallbrook Enterprise, 4-16-70  
P.O. Box 397, Fallbrook CA 92028
12. X.O.'S CERTIFICATES OF POSTING & MAILING 5-4-70
13. PUBLIC HEARING 5-4-70

Presentation (permissive/100%)

Adjoinment Approved by the Local Agency Formation  
dated Commission of San Diego  
to

Determination MAY 04 1970 #10

14. PROPONENTS NOTIFIED (record names) 5-7-70

Clerk - Porter D. Cremans  
Board of Supervisors  
Secretary of said Commission

Copy to affected district  
(responsible of determinations)

Ross Daily

Receipt is hereby acknowledged of resolution making  
determinations adopted by the Local Agency Formation Commission  
on (date) May 4, 1970,  
concerning "Formation of Daily Road County Service Area"  
DF70-12

PORTER D. CREMANS  
Clerk of the Board of Directors  
of said District

By

Audrey Luthicum  
Deputy

Dated 5/7/70

Item 10

Ref: DF70-12

RESOLUTION OF LOCAL AGENCY FORMATION COMMISSION  
APPROVING A PROPOSED FORMATION OF A  
COUNTY SERVICE AREA TO BE KNOWN AS  
COUNTY SERVICE AREA NO. \_\_\_\_ - DAILY ROAD

On motion of Commissioner Morgan, seconded by Commissioner Kratka, the following resolution is adopted:

WHEREAS, an application for approval of a proposal for the initiation of proceedings for the formation of a county service area to be known as County Service Area No. \_\_\_\_ - Daily Road has been filed with this Commission (Local Agency Formation Commission Reference No. DF70-12) as provided for by Government Code (§ 54791); and

WHEREAS, the executive officer of this Commission has filed his report relative to said proposed formation, which report has been reviewed and considered by this Commission, NOW THEREFORE

BE IT RESOLVED THAT THIS COMMISSION HEREBY FINDS, DETERMINES AND ORDERS, pursuant to Government Code (§ 54790 et seq.) as follows:

1. A county service area is proposed to be established under the terms of Chapter 2.2 (commencing with § 25210.1) of Part 2 of Division 2 of Title 3 of the Government Code in the unincorporated area of the county described on Exhibit A attached hereto and incorporated herein, as the territory proposed for inclusion in the area.
2. The name proposed for such county service area is  
COUNTY SERVICE AREA NO. \_\_\_\_ - DAILY ROAD.
3. The type or types of extended county services proposed to be provided within the area pursuant to said Chapter 2.2 of the Government Code are road repair and maintenance and, except where funds are otherwise available from service charges collected pursuant to Section 25210.77(a) of the Government Code, a tax sufficient to pay for all such services which are furnished on an extended basis will be annually levied upon all taxable property within such area.

4. The hearing was held on the date set therefor and due notice of said hearing was given in the manner required by law.
5. At the hearing the Commission called for, heard and considered all interested parties and read and considered the report of the executive officer.
6. The description of the boundaries of the territory proposed to be formed into the county service area is described on Exhibit A attached hereto and incorporated by this reference.
7. The description of the boundaries of the Territory conforms to lines of assessment and ownership.
8. The terms and conditions to which the proposed formation is subject are none in addition to those set forth herein.
9. The Commission hereby approves the proposed formation and the Board of Supervisors is authorized to initiate, conduct and complete formation proceedings in compliance with this resolution and those provisions of law which are applicable to the proposal.
10. The executive officer of this Commission is directed to mail and file certified copies of this resolution as required by law.

PASSED AND ADOPTED by the Local Agency Formation Commission  
of the County of San Diego this 4th day of May, 1970, by the  
following vote:

AYES: Commissioners Hartman, Morgan, Scheidle, Doan,  
and Kratka

NOES: Commissioners None

ABSENT: Commissioners None

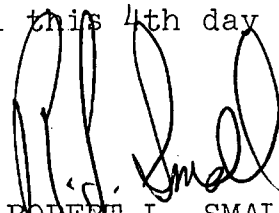
ABSTAINING: Commissioners None

\* \* \* \*

STATE OF CALIFORNIA }  
COUNTY OF SAN DIEGO }

I, ROBERT L. SMALL, Executive Officer of the Local Agency  
Formation Commission of the County of San Diego, State of  
California, hereby certify that I have compared the fore-  
going copy with the original resolution adopted by said Com-  
mission, at its regular meeting on May 4, 1970, which original  
resolution is now on file in my office; that same contains a  
full, true and correct transcript therefrom and of the whole  
thereof.

Witness my hand and seal this 4th day of April, 1970.



ROBERT L. SMALL, Executive Officer  
Local Agency Formation Commission  
County of San Diego

All that area within the County of San Diego, State of California, lying within the following described boundary line:

1. Beginning at the Northeast corner of Lot 2 (Northwest quarter of the Northeast quarter) of Section 4, Township 9 South, Range 4 West, San Bernardino Base and Meridian according to United States Government Survey;
2. thence Southerly the East line of said Lot 2 and along the East line of the West half of the East half of said Section 4 to the South line of the North half of the South half of said Section 4;
3. thence Westerly along said South line to the center line of De Luz Road according to New Survey No. 130 on file in the Office of the County Engineer of said County;
4. thence generally Northwesterly, Westerly and Southwesterly along said center line to said South line of the North half of the South half of said Section 4;
5. thence Westerly along said South line and along the South line of the Northeast quarter of the Southeast quarter of Section 5 of said Township and Range to the Southwest corner of said Northeast quarter of the Southeast quarter;
6. thence Northerly along the East line of the West half of the East half of said Section 5 to the South line of Section 32, Township 8 South, Range 4 West, San Bernardino Base and Meridian;
7. thence Easterly along said South line to the West line of the East half of the Southeast quarter of said Section 32;
8. thence Northerly along said West line to the East and West center line of said Section 32;
9. thence Easterly along said East and West center line to the West line of Section 33 of said Township 8 South, Range 4 West;
10. thence Northerly along said West line to the South line of the Northwest quarter of the Northwest quarter of said Section 33;
11. thence Easterly along said South line to the East line of said quarter-quarter;
12. thence Northerly along said East line to the North line of said Section 33;
13. thence Easterly along said North line to the North and South center line of said Section 33;
14. thence Southerly along said North and South center line to the South line of the North half of the Northeast quarter of said Section 33;
15. thence Easterly along said South line to the West line of Section 34 of said Township;
16. thence Northerly along said West line and along the West line of Section 27 of said Township to the North line of the South half of the Southwest quarter of said Section 27;

17. thence Easterly along said North line to the West line of the Southeast quarter of said Section 27;

18. thence Northerly along said East line to the North line of said Southeast quarter;

19. thence Easterly along said North line to the West line of fractional Section 26 of said Township;

20. thence Northerly along said West line to the Northeasterly line of Lot 4 of said Section 26;

21. thence Southeasterly along said Northeasterly line and along the Northeasterly line of Lot 3 of said Section 26 to the North and South center line of said Section 26;

22. thence Southerly along said North and South center line to the South line of the North half of the Southwest quarter of said Section 26;

23. thence Westerly along said South line to the East line of said Section 27;

24. thence Southerly along said East line and along the East line of Section 34 of said Township 8 South, Range 4 West, to the South line of Said Section 34;

25. thence Westerly along said South line and along the South line of Section 33 of said Township to the Northeast corner of aforesaid Lot 2 of Section 4 of said Township 9 South, Range 4 West, and the POINT OF BEGINNING.

MAP CHANGED? No

MAY meeting - YES Notices

REFERENCE: DF70-12

DATE FILED: 3/31/70

MAP: 400 - A - 1

TO: Executive Officer  
FROM: County Assessor  
SUBJECT: Report of Boundary Review

- "Formation of Daily Road County
- A. Type of Proposal DISTRICT FORMATION: Service Area
- B. Area: 2153 acres; or 3  $\frac{1}{3}$  square miles; TCA 75027, 75057
- C. Cities and Districts included wholly or partially within proposal:
- ..... De Luz Muni. Wtr Dist. & Imp. Dist. N<sup>o</sup> 1 thereof.....
- ..... S. D. Co. Wtr Auth...... Fallbrook Un. Hi. Sch. Dist.
- ..... Metro. Wtr. Dist......
- ..... Fallbrook Hospital Dist......
- ..... Fallbrook Un. Sch. Dist......
- ..... Palomar Jr. College Dist.....
- D. Cities (other than those listed above) within 3 miles of proposal:
- ..... None.....
- .....
- E. Boundaries (attach corrected description): OK.
- |   | Yes or No  |
|---|------------|
| 1. Correction recommended.....              | <u>No</u>  |
| 2. Definite and certain.....                | <u>YES</u> |
| 3. Follow assessment & ownership lines..... | <u>YES</u> |
| 4. Addition of territory recommended.....   | <u>No</u>  |
| 5. Deletion of territory recommended.....   | <u>No</u>  |
| 6. Creates: Island.....                     | <u>No</u>  |
| Strip.....                                  | <u>No</u>  |
| Corridor.....                               | <u>No</u>  |
- F. Formation all territory.  
Annexation is contiguous non-contiguous to annexing agency.
- G. Apparent conflicts with other agencies: None
- H. Assessed value:
1. Not required.....
2. Valuation (L, I & PP) only.....
3. Ownerships and valuations.....
4. Ownerships, addresses and valuations.....
- I. Map (to be returned to Executive Officer) ✓
- Show approximate location of code areas. ✓

E. C. WILLIAMS, County Assessor

DATE 4-13-70

By Rudolph P. Benitez  
Asst. Chief, Assessment Mapping Div

All that area within the County of San Diego, State of California, lying within the following described boundary line:

1. Beginning at the Northeast corner of Lot 2 (Northwest quarter of the Northeast quarter) of Section 4, Township 9 South, Range 4 West, San Bernardino Base and Meridian according to United States Government Survey;
2. thence Southerly the East line of said Lot 2 and along the East line of the West half of the East half of said Section 4 to the South line of the North half of the South half of said Section 4;
3. thence Westerly along said South line to the center line of De Luz Road according to New Survey No. 130 on file in the Office of the County Engineer of said County;
4. thence generally Northwesterly, Westerly and Southwesterly along said center line to said South line of the North half of the South half of said Section 4;
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24. thence Southerly along said East line and along the East line of Section 34 of said Township 8 South, Range 4 West, to the South line of Said Section 34;
25. thence Westerly along said South line and along the South line of Section 33 of said Township to the Northeast corner of aforesaid Lot 2 of Section 4 of said Township 9 South, Range 4 West, and the POINT OF BEGINNING.

CHAIRMAN  
CHARLES C. HARTMAN  
VICE CHAIRMAN  
KILE MORGAN  
EXECUTIVE OFFICER  
ROBERT L. SMALL  
239-7711, EXT. 341

Law Offices of Andres Contreras Rosati  
**SAN DIEGO**  
LAND USE | REAL ESTATE | ENVIRONMENTAL

**LOCAL AGENCY FORMATION COMMISSION**  
**ROOM 306 COUNTY ADMINISTRATION CENTER**  
**1600 PACIFIC HIGHWAY**  
**SAN DIEGO, CALIFORNIA 92101**

MEMBERS:  
MILES W. KRATKA  
COUNTY BOARD OF SUPERVISORS  
HARRY F. SCHEIDLE  
COUNTY BOARD OF SUPERVISORS  
CHARLES C. HARTMAN  
RADM, USN (RET.)  
KILE MORGAN  
MAYOR, CITY OF NATIONAL CITY  
LEWIS P. TUSTIN  
COUNCILMAN, CITY OF ESCONDIDO  
ALTERNATE MEMBERS:  
HENRY A. BONEY  
COUNTY BOARD OF SUPERVISORS  
TROY L. DOAN  
MAYOR, CITY OF VISTA

April 27, 1970

REF: DF70-12

TO: Local Agency Formation Commission  
FROM: Executive Officer  
SUBJECT: Proposed "Formation of Daily Road County Service Area"

This is a proposal to form a county service area for road repair and maintenance purposes.

The service area would include 2,153 acres located north of Fallbrook and southeast of the community of De Luz. There are 22 separate roads or lanes of varying lengths which serve the residents to be included in the service area.

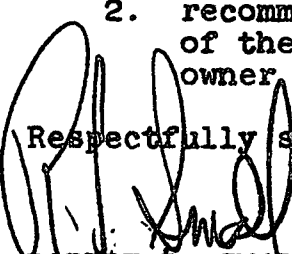
The County Engineer has prepared a work program for the roads. This program, along with the financial arrangements, has been reviewed and approved by the proponents.

Considering the amount of land involved in this proposal and the fact that there are undoubtedly numerous non-resident property owners included, your staff feels a recommendation should be made to the Board of Supervisors that notice be given to individual property owners of the Board's hearing on this matter. Such notice is not required by law, but would appear advisable in this particular instance. Therefore, it is

RECOMMENDED: That your Commission

1. adopt the form of resolution prepared by County Counsel making determinations, approving the proposed "Formation of Daily Road County Service Area" and authorizing the County Board of Supervisors to initiate proceedings in accordance therewith; and
2. recommend to the Board of Supervisors that mailed notice of the Board's hearing on this proposal be given to each owner of property within the proposed service area.

Respectfully submitted,

  
ROBERT L. SMALL  
Executive Officer

RLS:SMS:jam

HARTMAN  
VICE CHAIRMAN  
KILE MORGAN  
EXECUTIVE OFFICER  
ROBERT L. SMALL  
239-7711, EXT. 341

Law Offices of Anthony G. Rosati  
SAN DIEGO  
LAND USE | REAL ESTATE | ENVIRONMENTAL

**LOCAL AGENCY FORMATION COMMISSION**  
ROOM 306 COUNTY ADMINISTRATION CENTER  
1600 PACIFIC HIGHWAY  
SAN DIEGO, CALIFORNIA 92101

MEMBERS:  
MILES W. KRATKA  
COUNTY BOARD OF SUPERVISORS  
HARRY F. SCHEIDLE  
COUNTY BOARD OF SUPERVISORS  
CHARLES C. HARTMAN  
ADM. USN (RET.)  
KILE MORGAN  
MAYOR, CITY OF NATIONAL CITY  
LEWIS P. TUSTIN  
COUNCILMAN, CITY OF ESCONDIDO  
ALTERNATE MEMBERS:  
HENRY A. BONEY  
COUNTY BOARD OF SUPERVISORS  
TROY L. DOAN  
MAYOR, CITY OF VISTA

RECEIVED

APR 20 1970

March 31, 1970

REF: DF70-12

S.D. CO. PLANN. COMM.

County Planning Department

ATTN: C. E. Swanson

A proposal has recently been filed with the Local Agency Formation Commission involving proposed "Formation of Daily Road County Service Area"

A map of this proposal is enclosed.

The matter has been set for consideration by the Commission on May 4, 1970. To assist in staff review of this matter, your comments regarding the proposal would be appreciated by April 20, 1970. ~~ASAP~~ Please comment on any aspects or possible effects of the proposal that you feel are pertinent. The following aspects are of particular interest to the Commission:

If any questions arise, feel free to contact me or my assistant, Skip Schmidt.

Very truly yours,

ROBERT L. SMALL  
Executive Officer

Attachment

You may make your comments immediately below and return this letter to the Commission:

*[Handwritten signature]*

CHIEF ADM. OFFICER  
APR 21 8 17 AM '70

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO )  
CITY OF SAN DIEGO )

CERTIFICATE OF MAILING  
NOTICE OF PUBLIC HEARING

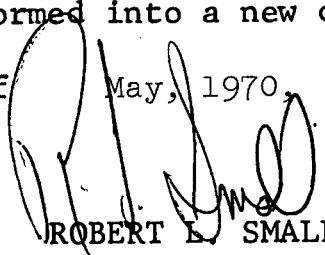
The undersigned certifies under penalty of perjury as follows:

I am the duly selected and acting Executive Officer of the  
Local Agency Formation Commission of the above county.

On April 17, 1970, I mailed, or caused to be mailed,  
notice of public hearing by the Local Agency Formation Commission  
of said county. A copy of said notice is ATTACHED HERETO. Said  
notice was sent by first class mail and was deposited, postage  
prepaid, in the United States mails. Said notice was mailed:

- (a) To each affected county, city or district;
- (b) To the chief petitioners, if any;
- (c) To each person, if any, who filed a written request  
for special notice with me; and
- (d) If the proposal referred to in said notice was for an  
annexation or detachment or for a reorganization for the  
formation of a new district, to each city within three miles  
of the exterior boundaries of any territory so proposed to  
be annexed, detached or formed into a new district.

Executed this 4th day of May, 1970, in the above  
entitled city.

  
ROBERT L. SMALL, Executive Officer  
Local Agency Formation Commission  
County of San Diego

Attachment

"Formation of Daily Road County Service Area"

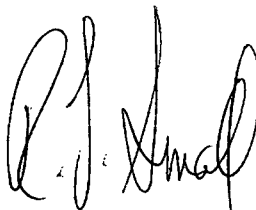
NOTICE OF PUBLIC HEARING BY  
THE LOCAL AGENCY FORMATION COMMISSION UPON  
APPLICATION TO FORM THE DAILY ROAD COUNTY SERVICE AREA

NOTICE IS HEREBY GIVEN that on May 4, 1970, at 9:00 a.m., in Room 358, County Administration Center, 1600 Pacific Highway, San Diego, California, the Local Agency Formation Commission of the County of San Diego will meet to hear and consider a proposal to form the DAILY ROAD COUNTY SERVICE AREA, under the authority of the County Service Area Law within the hereinafter described territory. At the hearing, said Commission will hear any interested parties who have made formal request to appear and be heard, and will hear and consider the report of the Commission's staff.

The boundary of the proposed service area includes approximately 2,600 acres located east of the community of De Luz, east and north of De Luz Road, south of De Luz Murrieta Road, and extending 3 miles east of De Luz Road, in the County of San Diego, State of California.

Application to form said district is on file at the office of the Executive Officer of said Commission, Room 209, County Administration Center, 1600 Pacific Highway, San Diego, California, and may be examined by any interested person (Proposal No. DF70-12).

Dated April 16, 1970.



ROBERT L. SMALL, Executive Officer  
Local Agency Formation Commission  
County of San Diego

NOTICE OF PUBLIC HEARING  
BY THE LOCAL AGENCY  
FORMATION COMMISSION  
UPON APPLICATION TO  
FORM THE DAILY ROAD  
COUNTY SERVICE AREA

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a.m., in Room 358, County Ad-  
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form the DAILY ROAD COUNTY  
SERVICE AREA, under the  
authority of the County Service  
Area Law within the herein-  
after described territory. At  
the hearing, said Commission  
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who have made formal request  
to appear and be heard, and  
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Application to form said dis-  
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the Executive Officer of said  
Commission, Room 209, County  
Administration Center, 1600  
Pacific Highway, San Diego,  
California, and may be exam-  
ined by any interested person  
(Proposal No. DF70-12).

Dated April 16, 1970

ROBERT L. SMALL,  
Executive Officer  
Local Agency Formation  
Commission, County of  
San Diego

Pub. April 16, 1970

*As compared  
no / 21*

## Proof Of Publication

STATE OF CALIFORNIA,

County of San Diego

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of the

### FALLBROOK ENTERPRISE

a newspaper of general circulation, printed and published

Weekly, Thursday

in the City of Fallbrook, California 92028, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of April 1, 1911, Case Number 173-737; that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

April 16

1970

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at FALLBROOK, CALIFORNIA, this 17th

day of April, 1970

*Rayle Marts*

Signature

Assistant To Publisher

This space is for the County Clerk's Filing Stamp

Proof of Publication of

### Legal Notice

NOTICE OF PUBLIC HEARING  
BY THE LOCAL AGENCY  
FORMATION COMMISSION  
UPON APPLICATION TO  
FORM THE DAILY ROAD  
COUNTY SERVICE AREA

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that on May 4, 1970, at 9:00  
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County of San Diego will meet to  
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Area Law within the herein-  
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Commission, Room 209, County  
Administration Center, 1600  
Pacific Highway, San Diego,  
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ined by any interested person  
(Proposal No. DF70-12).

Dated April 16, 1970

ROBERT L. SMALL,  
Executive Officer  
Local Agency Formation  
Commission, County of  
San Diego

Pub. April 16, 1970

P.O. 31069

S.B. 31871

7 1/4"

4/20/70

*Walter D. Burman*  
Clerk of the Board of  
Supervisors

APR 20 8 08 AM '70

DOC. NO.  
BOARD OF SUPERVISORS  
FILED

DAILY ROAD CSA

De Luz Heights Muni. Water Dist., P.O. Box 515, Fallbrook, Ca 92028

San Diego County Water Authority, 2750 Fourth Ave, San Diego, Ca 92103

Metropolitan Water District, P.O. Box 54153, Term. Annex, L.A. 90054  
Attn: M. G. Cahill

Fallbrook Hospital District, 624 East Elder, Fallbrook, Ca 92028

Fallbrook Union School District, P.O. Box 698, Fallbrook, Ca 92028

Palomar Jr. College Dist., Highway 78, San Marcos, Ca 92069

Fallbrook Union High School Dist., P.O. Box 368, Fallbrook, Ca 92028

THE LOCAL AGENCY FORMATION COMMISSION UPON  
APPLICATION TO FORM THE DAILY ROAD COUNTY SERVICE AREA

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Dated April 16, 1970.

ROBERT L. SMALL, Executive Officer  
Local Agency Formation Commission  
County of San Diego

PUBLICATION ORDER

Minute Item --- ( )

Ordinance No. --- (NS)

Cuts (Carroll Engraving) ---

Other Copy LAFC Notice of Hearing on proposed dFormation of Daily  
Road County Service Area" -- DF70-12

Paper FALLBROOK ENTERPRISE, P.O. Box 397, Fallbrook, CA 92028

Publication Dates APRIL 16, 1970 -- THURSDAY

Proofs TWO

Printed Copies NONE

Affidavits of Publication YES Special Form ---

Hearing Date MONDAY -- May 4, 1970

By Judy Matthews  
Judy Matthews

Proof ---

Copies ---

A/P ---

Newspaper

Carroll

P. O. No. 31069

Sub. No. 31871

Mailed by Judy

Date 4-9-70

Date March 31, 1970

Local Agency Formation Commission  
306 County Administration Center  
1600 Pacific Highway  
San Diego, California 92101

Gentlemen:

Application is hereby made to form a special district to be  
known as "DAILY ROAD"

The formation is proposed under the following statutory provisions:

25210.1 et seq. of the GOVERNMENT CODE

A map and legal description of the specific boundaries of the proposed district are attached hereto and are made a part hereof by this reference.

In addition, a completed form of questionnaire, as required by the Formation Commission is submitted.

Notice, process and other communications regarding said annexation may be directed to the proponents at:

F. J. MOREY, CAO

1600 Pacific Highway - Room 209

San Diego, CA

Signed

F. J. Morey

Attachments

DF70-12



# COUNTY OF SAN DIEGO

## INTER-DEPARTMENTAL CORRESPONDENCE

DATE March 23, 1970

TO: Chief Administrative Officer (6)  
Attn: Mr. Skip Schmidt

FROM: County Engineer

Subject: Proposed Establishment of County Service Area (CSA)  
Daily Road, et al.

Attached are all papers pertinent to the proposed formation of a County Service Area for Daily Road, et al, in the De Luz area.

Mr. Ross Daily advised by telephone on March 13 that; "provided the revised map and legal description required a tax rate in the neighborhood of \$2.00 per \$100 of assessed valuation, that to save time, not to delay the proceedings by referring it to him, rather return it to the Chief Administrative Officer with our acceptance of the total proposal as submitted August 4, 1969.

Therefore, these conditions having been met by a maximum of \$1.28 per \$100 of assessed valuation, the program is returned requesting that the formation of the Service Area proceed in accordance with Mr. Daily's wishes.

*H. M. Taylor*  
H. M. TAYLOR

HMT:EEG:nL

Attachments: Work Program  
Repayment Schedule  
Legal Description  
Petition to Establish  
One Sepia Reproducible Map  
Eleven Blue-line Prints

cc: Mr. Ross Daily w/attachments  
Supt. Div. III w/o attachments  
Fiscal w/Work Program & Repayment Schedule  
Road Operations w/o attachments

ROAD	WORK CODE	LENGTH IN MILES	AVERAGE WIDTH IN FT.	SQ. YDS.	L	E	M	SUB TOTAL	AOH 11%	TOTAL
Daily Rd. (3' for mat'l)	TW-3	2.59	22	33429	\$ 729	\$ 376	\$890	\$1995	\$220	\$2215
Ross Rd. (3' for mat'l)	TW-3	0.27	18	2851	76	39	94	209	22	231
Santa Margarita TT	TW-1	1.84	13-16	15653	241	138	-	379	42	421
Ross Rd.	TW-1	0.50	18+	5280	65	38	-	103	11	114
River View Rd.	TW-1	0.18	18+	1901	23	14	-	37	4	41
Culver Rd.	TW-1	0.27	16-17	2420	35	20	-	55	6	61
Quality Rd.	TW-1	0.21	13-15	1725	27	16	-	43	5	48
American Rd.	TW-1	0.62	17-18	6365	81	47	-	128	14	142
Canyon View Rd.	TW-1	0.33	13-16	2807	43	25	-	68	8	76
Mountain View Rd.	TW-1	0.10	13+	763	14	8	-	22	2	24
Stinson Dr.	TW-1	0.33	12+	2323	43	25	-	68	8	76
Jones Dr.	TW-1	1.37	16-18	13664	180	103	-	283	31	314
Daily Dr.	TW-1	1.52	10-13	10257	199	114	-	313	34	347
Harris Spur	TW-1	0.50	11-15	4400	65	38	-	103	11	114
Joan Ln.	TW-1	0.90	13-18	8185	118	68	-	186	20	206
Lakeview Dr.	TW-1	0.53	14+	4353	70	40	-	110	12	122
Helen Rd.	TW-1	0.96	12-15	7604	126	72	-	198	22	220
Vickers Rd.	TW-1	0.23	10-12	1484	31	17	-	48	5	53
South Shore Dr.	TW-1	0.54	13-18	4911	70	41	-	111	12	123
Lynda Ln.	TW-1	0.31	13-15	2546	41	23	-	64	7	71
Little Ross Rd.	TW-1	0.17	12-14	1297	22	13	-	35	4	39
Green Valley Rd.	TW-1	0.60	13-18	5456	79	45	-	124	14	138
Supervision 10% L&E					238	132	-	370	41	411
TOTAL					\$2616	\$1452	\$984	\$5052	\$555	\$5607

FIRST YEAR

PROPOSED COUNTY SERVICE AREA

LAW OFFICES OF ROBERT A. ROSATI  
DAILY ROAD, ETC.  
 LAND USE | REAL ESTATE | ENVIRONMENTAL

56 of 69

ROAD NAME	WORK CODE	LENGTH IN MILES	AVERAGE WIDTH IN FT.	SQ. YDS.	L	E	M	SUB TOTAL	AOH 11%	TOTAL
Daily Rd.	Rout.Maint.	2.59	22	\$500/mi	\$ 578	\$ 473	\$244	\$1295	\$142	\$1437
Ross Rd.	Rout.Maint.	0.27	18	\$500/mi	61	49	25	135	15	150
Santa Margarita TT	TW-1	1.84	13-16	15653	121	69	-	190	21	211
Ross Rd.	TW-1	0.50	18+	5280	33	19	-	52	6	58
Riverview Rd.	TW-1	0.18	18+	1901	12	7	-	19	2	21
Culver Rd.	TW-1	0.27	16-17	2420	18	10	-	28	3	31
Quality Rd.	TW-1	0.21	13-15	1725	14	8	-	22	2	24
American Rd.	TW-1	0.62	17-18	6365	42	24	-	66	7	73
Canyon View Rd.	TW-1	0.33	13-16	2807	22	13	-	35	4	39
Mountain View Rd.	TW-1	0.10	13+	763	7	4	-	11	1	12
Stinson Rd.	TW-1	0.33	12+	2323	22	13	-	35	4	39
Jones Rd.	TW-1	1.37	16-18	13664	90	52	-	142	16	158
Daily Dr.	TW-1	1.52	10-13	10257	100	57	-	157	17	174
Harris Spur	TW-1	0.50	11-15	4400	33	19	-	52	6	58
Joan Ln.	TW-1	0.90	13-18	8185	59	34	-	93	10	103
Lakeview Dr.	TW-1	0.53	14+	4353	35	20	-	55	6	61
Helen Rd.	TW-1	0.96	12-15	7604	63	36	-	99	11	110
Vickers Rd.	TW-1	0.23	10-12	1484	16	9	-	25	3	28
South Shore Dr.	TW-1	0.54	13-18	4911	35	22	-	57	6	63
Lynda Ln.	TW-1	0.31	13-15	2546	22	12	-	34	4	38
Little Ross Rd.	TW-1	0.17	12-14	1297	11	7	-	18	2	20
Green Valley Rd.	TW-1	0.60	13-18	5456	40	23	-	63	7	70
Supervision 10% L&E					143	98	-	241	27	268
TOTAL					\$1577	\$1078	\$269	\$2924	\$322	\$3246

2nd, 3rd and 4th YEARS

CSA DAILY ROAD

	<u>1969/70</u>	<u>1970/71</u>	<u>1971/72</u>	<u>1972/73</u>
Balance due	-0-	\$6,300	\$4,171	\$2,053
Work program	\$5,607	3,246	3,246	3,246
Admin overhead 6%	336	195	195	195
Interest 6%	357	378	250	123
	<hr/>	<hr/>	<hr/>	<hr/>
TOTAL	\$6,300	\$10,119	\$7,862	\$5,617
Tax rate		\$ 1.28	\$ 1.25	\$ 1.21
Revenue		\$ 5,948	\$5,809	\$5,623
Revenue required		\$ 5,919	\$5,791	\$5,617

Assessed value	\$473,940
less delinquency 1.95%	- 9,242
	<hr/>
Net assessed value	\$464,698

$$\frac{6,300.03}{3} = 2,100.01$$

All that area within the County of San Diego, State of California lying within the following described boundary line:

1. Beginning at the Northeast corner of lot 2 (Northwest quarter of the Northeast quarter) of Section 4, Township 9 South, Range 4 West, San Bernardino Base and Meridian according to United States Government Survey;
2. thence Southerly the East line of said lot 2 and along the East line of the West half of the East half of said Section 4 to the South line of the North half of the South half of said Section 4;
3. thence Westerly along said South line to the center line of De Luz Road accord to New Survey N<sup>o</sup> 130 on file in the Office of the County Engineer of said County;
4. thence generally Northwest, Westerly and Southwest, along said center line to said South line of the North half of the South half of said Section 4;
5. thence Westerly along said South line and along the South line of the Northeast quarter of the Southeast quarter of Section 5 of said Township and Range to the Southwest corner of said Northeast quarter of the Southeast quarter;
6. thence Northerly along the East line of the West half of the East half of said Section 5 to the South line of Section 32, Township 8 South, Range 4 West, S.B.B. & M.

7. thence Easterly along said South line to the West line of the East half of the Southeast quarter of said Section 32;
8. thence Northerly along said West line to the East and West center line of said Section 32;
9. thence Easterly along said East and West center line to the West line of Section 33 of said township 8 South, Range 4 West;
10. thence Northerly along said West line to the South line of the Northwest quarter of the Northwest quarter of said Section 33;
11. thence Easterly along said South line to the East line of said quarter-quarter;
12. thence Northerly along said East line to the North line of said Section 33;
13. thence Easterly along said North line to the North and South center line of said Section 33;
14. thence Southerly along said North and South center line to the South line of the North half of the Northeast quarter of said Section 33;
15. thence Easterly along said South line to the West line of Section 34 of said township;
16. thence Northerly along said West line and along the West line of Section 27 of said Township to the North line of the South half of the Southwest quarter of said Section 27;

17. thence Easterly along said North line to the West line of the Southeast quarter of said Section 27;
18. thence Northerly along said East line to the North line of said Southeast quarter;
19. thence Easterly along said North line to the West line of fractional Section 26 of said township;
20. thence Northerly along said West line to the Northeasterly line of lot 4 of said Section 26;
21. thence Southeasterly along said Northeasterly line and along the Northeasterly line of lot 3 of said Section 26 to the North and South center line of said Section 26;
22. thence Southerly along said North and South center line to the South line of the North half of the Southwest quarter of said Section 26;
23. thence Westerly along said South line to the East line of said Section 27;
24. thence Southerly along said East line and along the East line of Section 34 of said township & South, Range 4 West, to the South line of said Section 34;
25. thence Westerly along said South line and along the South line of Section 33 of said township to the Northeast corner of aforesaid lot 2 of Section 4 of said township 9, South Range 4 West, and the point of beginning.

FORM OF PETITION REQUESTING INSTITUTION OF PROCEEDINGS FOR  
ESTABLISHMENT OF COUNTY SERVICE AREA

TO the Board of Supervisors of San Diego County:

We, the undersigned registered voters of San Diego County, respectfully request the Board of Supervisors to institute proceedings to establish a county service area pursuant to Title 3, Division 2, Part 2, Chapter 2 of the Government Code of the State of California.

The boundaries of the territory which is proposed for inclusion in the area are: \_\_\_\_\_

\_\_\_\_\_  
(continued on reverse side or on separate sheet if necessary)

The \_\_\_\_\_ of extended county services  
(type)  
to be provided within the area (is or are) \_\_\_\_\_

	Signature	Address	City	State
1.	Charles W. Klein	Rt 3 Box 29A	Fallbrook	Calif.
2.	Marlene Klein	Rt 3 Box 29A	Fallbrook	Calif.
3.	Ross Daily	Rt 3 Box 26	Fallbrook	Calif.
4.	William A. Rose	Rt. 3 Box 29B	Fallbrook	Calif.
5.	S. Joan Rose	Rt. 3 Box 29B	Fallbrook	Calif.

	Signature	Address	City	State
1.	Ernie Kuhn	Rt. 3 Box 29C	Fallbrook	Calif.
2.	Alice Kuhn	Rt. 3 Box 29C	Fallbrook	Calif.
3.	John Daily	Rt 3 Box 26	Fallbrook	Calif.
4.	Roscoe W. Walker	Rt 3 Box 29B	Fallbrook	Calif.
5.	Noemi Wells	Rt 3 Box 29B	Fallbrook	Calif.

Philip E. Berg Rt 3 Box 28 Fallbrook, Calif.  
Darlene F. Berg Rt 3 Box 28 Fallbrook, Calif.  
Eddie Berg Rt 3 Box 28 Fallbrook Calif.  
Mrs. Anna M. Berg Rt 3 Box 28 Fallbrook Calif.

L. R. Kirkland  
Bina Kirkland

4-23-9

David H. Speer  
County Engineer

Dear Sir

As Owner of 130 Acres of  
property in the De Luz District  
I wish to be included in the  
County Service District Presently being  
formed to maintain roads & provide  
other services to the area.

I understand the contact working  
on this in the area is Mr Russ Daily  
of Fallbrook, Calif. If you need  
any additional information please  
contact me.

Sincerely

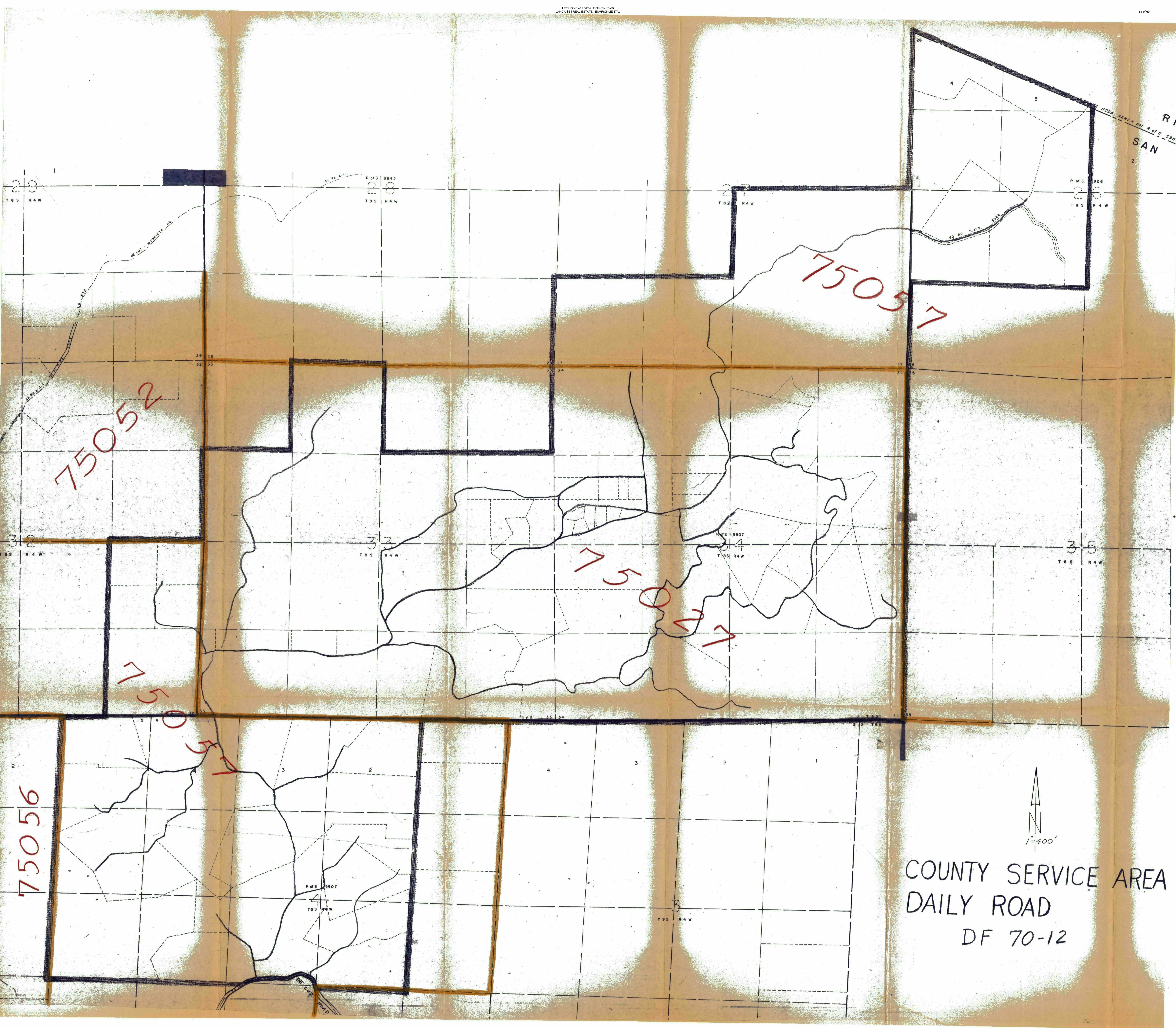
J. B. Schwarz  
8477 E. Piccadilly Rd  
Scottsdale, Arizona 85251  
Phone (602) 946-1715

4-30-9

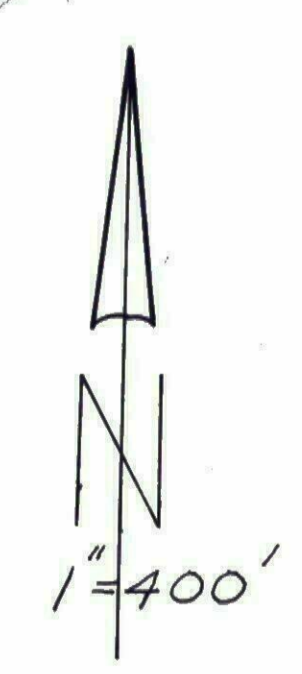
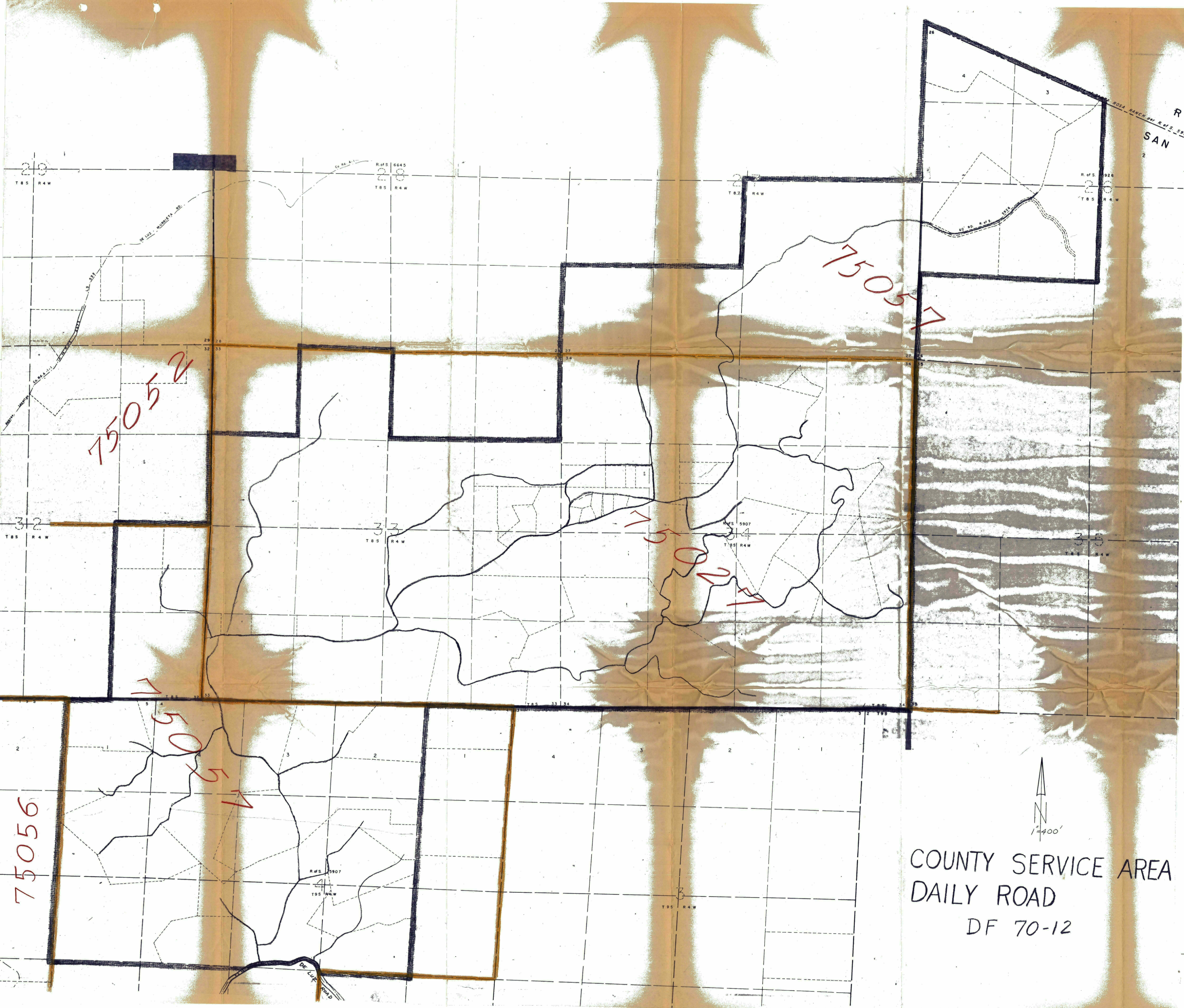
All that area within the County of San Diego, State of California, lying within the following described boundary line:

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2. thence Southerly the East line of said Lot 2 and along the East line of the West half of the East half of said Section 4 to the South line of the North half of the South half of said Section 4;
3. thence Westerly along said South line to the center line of De Luz Road according to New Survey No. 130 on file in the Office of the County Engineer of said County;
4. thence generally Northwesterly, Westerly and Southwesterly along said center line to said South line of the North half of the South half of said Section 4;
5. thence Westerly along said South line and along the South line of the Northeast quarter of the Southeast quarter of Section 5 of said Township and Range to the Southwest corner of said Northeast quarter of the Southeast quarter;
6. thence Northerly along the East line of the West half of the East half of said Section 5 to the South line of Section 32, Township 8 South, Range 4 West, San Bernardino Base and Meridian;
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25. thence Westerly along said South line and along the South line of Section 33 of said Township to the Northeast corner of aforesaid Lot 2 of Section 4 of said Township 9 South, Range 4 West, and the POINT OF BEGINNING.



COUNTY SERVICE AREA  
DAILY ROAD  
DF 70-12



COUNTY SERVICE AREA  
DAILY ROAD  
DF 70-12

**From:** [Chairman PRD20](#)  
**To:** [Jimenez, Ann](#)  
**Subject:** Shaunna Jengo Documents for the Appeal hearing  
**Date:** Wednesday, May 12, 2021 3:55:33 PM  
**Attachments:** [Screen Shot 2021-05-12 at 3.50.45 PM.png](#)  
[Screen Shot 2021-05-12 at 3.50.14 PM.png](#)  
[Screen Shot 2021-05-12 at 3.47.44 PM.png](#)  
[Screen Shot 2021-05-12 at 3.47.11 PM.png](#)  
[Screen Shot 2021-05-12 at 3.37.31 PM.png](#)  
[Screen Shot 2021-05-12 at 3.34.24 PM.png](#)  
[2006-67 \(2\).pdf](#)  
[CSA 20 Formation docs.pdf](#)

These attached and linked documents are for the Commissioner's review prior to the Hearing.  
I also have a website that the Commissioners may view at :

<https://prd20deluz.wixsite.com/website>

Chairman PRD20 <prd20deluz@gmail.com>  
to Dominic, Sandy, San + Thu, Sep 26, 2019, 2:00 PM ☆ 📧 ⋮

Hi Jen,

Thank you for your last email. In regards to the "Landscaping Activities" of brush and/or vegetation, I certainly didn't know that it wasn't the PRD's responsibility until Sandy informed me otherwise in an email on 08/05/19 wherein she wrote "it is not your responsibility". Prior to that, your office wrote emails and letters, stating that it should be done "to maintain safe conditions". That doesn't sound like a choice, it sounds like a directive from your office to encourage the Chairpersons to authorize PRD monies set aside for the purpose of "private road maintenance" to be spent on an unrelated "activity". The past chairpersons and committee members didn't know either which resulted in PRD20 paying \$57,797 according to an email from Julie Kindle on 12/29/15 wherein she states, "In 2015, 39 miles (both sides) of roadway within the PRD received mowing, brush clearing, tree trimming etc... Powerland was contracted for the mowing at a cost of \$42,054 and Aztec was contracted for the cost of \$15,743", (plus, your department's "administrative fee". The recollections of past committee member's and the Chairmen recall discussions over the matter and their minutes reflect they never resolved the issue whether we were financially responsible and whether we could incur any liability by not doing what your office authorized us to do. This expenditure, in my opinion, financially benefited the property owners who chose not to clear their encroachment, and further, financially harmed many others property owners that did pay to keep their property's brush from encroachment prior to the expenditure by paying twice, first paying with their personal money and then again though the county's yearly assessment (39 miles-both sides were billed whether clearing was needed or not). This example shows why there is a need for clearer boundaries and defined policies. Potholes and bumps in the side roads are the number one "relevant" complaint that I am informed about and the second is the side roads don't receive any maintenance. On one hand, situationally, 347 parcel owners can't be fortunate enough to live on the "main road" which benefits mainly them because they don't have to drive on the "unmaintained roads with potholes and bumps". On the other, we need to raise the benefit unit dollar amount in order to do so. That is why it is so important that all of the "misunderstandings" stop. PRD monies are to be used for the "repair and maintenance of PRD zones roads" only and should have never been diverted to other "activities" in my opinion. \$58k would have fixed a great many potholes and bumps, benefiting all parcel owners equally. The PRDs nor Public Works have the authority to "enforce private property owners to clear their side of the street" so to speak. As far as I can tell, CalFire may be the authority that does though. They can do so because the overgrown vegetation is a fire hazard (in a high fire zone) and the encroachment could possibly hinder fire trucks access to homes in our zone. I need to focus on getting the benefit unit dollar amount increased and I can't do that if I have spend all my time questioning everything because I can't rely on your office providing me with accurate information.

Thanks,

Shaunna

Sent from my iPhone

PRD 20 Daily Road 📧 Inbox ✕ PW Emails ✕ 🔍 📧 📧

Winfrey, Jennifer <Jennifer.Winfrey@adcounty.ca.gov>  
to me + Thu, Sep 26, 2019, 12:49 PM ☆ 📧 ⋮

Hi Shaunna,

Thank you for bringing the inconsistencies in our FAQs to our attention. Board of Supervisors Policy J-16 states that during formation PRD Zones must have a road committee and designated chairperson. The County recognizes the valuable role that the road committee serves to facilitate communication between the County and PRD residents, however the policy does not specify how a road committee should be organized or operated. Your committee can determine for itself how decisions are made and whether consensus of the committee is required, etc. We are currently writing internal guidance on the PRD program to enhance our customer service and we will make sure we clarify the inconsistency you identified in our internal guidance document and FAQs.

Sincerely,  
J

Jen Winfrey  
Department of Public Works  
858-694-2691

Chairman PRD20 <prd20deluz@gmail.com>  
to Sandy + Tue, Aug 6, 2019, 10:42 AM ☆ 📧 ⋮

Good morning Sandy,

Thank you for your email. I will contact Ms. Lingold and provide her with the information your department has provided me regarding private property overgrown brush removal. My position is that PRD funds shall not be used to unfairly benefit financially recalcitrant property owners.

I drove the roads yesterday and saw a particular section that I think needs attention. This morning I spoke with the previous chairman, Mr. Dubreuil and he believes he can make the road less dangerous by compacting dirt in the caved section with his tractors. Attached are pictures. Please call me at your earliest convenience to discuss this further.

Thank you,  
Shaunna Jengo  
(949) 554-3827

RE: DPW2019-TRNGEN-SREQ-08916 



Brady, Sandy <Sandy.Brady@sdcounty.ca.gov>  
to slingold@gmail.com, me

Tue, Aug 6, 2019, 3:52 PM   

Hello Suzanne,

We received your service request for De Luz Heights Road in the De Luz neighborhood of Fallbrook, CA. This road is maintained through the Permanent Road Division (PRD) Zone 20 program. Thank you for notifying us of the situation. This request has been sent to the PRD Chairperson, Shaunna Jengo (949)554-3827 for review.

All overgrown brush that has encroached into the PRD road will need to be removed by the property owner of the parcel. Shaunna is working on a temporary repair to the washed out areas of the roadway and we will work with her for any additional work needed.

The PRD Chair and Road Committee provide the connection between the County of San Diego and the PRD residents, so please contact Shaunna directly for any questions related to the roads within your PRD, as this will provide for quicker service.

If you have any questions or need additional information, please let me know.

Thank you,

Sandy Brady, PE

Senior Civil Engineer  
Closed Landfills/Private Road and Landscape Maintenance  
County of San Diego, Department of Public Works  
858-974-5915

Help us ensure DPW Management Services Division's customers have a positive experience. Please take 60 seconds to provide us with your [feedback](#).

06/12/2019

COUNTY OF SAN DIEGO VOLUNTEER REPORT FORM PERIOD JULY 1, 2017 - JUNE 30, 2018 Deadline: July 13, 2018		COUNTY OF SAN DIEGO 2018 JUL 13 AM 8:00 CLERK OF THE BOARD OF SUPERVISORS
<b>1. DEPARTMENT INFORMATION:</b>		
Department:	Public Works	
Division/Unit:	All	
<b>2. VOLUNTEER PROGRAM BENEFITS:</b>		
a. GENERAL VOLUNTEERS (this section should include community volunteer, student intern, groups, corporations, etc).		
No. of Vol.	1,967 Hours	6,170 X \$24.69 = \$152,337.30
Types of work performed by GENERAL VOLUNTEERS in this category:		
The number of days crews work per month varies. Adopt-A-Roads Volunteers work picking up litter off the side of roads. These numbers reflect rotating volunteers. Permanent Road Division (PRD) Chairs volunteer to work with Preventative Maintenance Coordinators on local road issues, inform and work with residents on needed road work, give input and approve PRD budgets and road work. Flood Control Volunteers are the same people volunteering throughout the year and therefore these numbers do not change and are not added for a combined total each month.		

COUNTY OF SAN DIEGO VOLUNTEER REPORT FORM PERIOD JULY 1, 2016 - JUNE 30, 2017 Deadline: July 14, 2017		COUNTY OF SAN DIEGO 2017 JUL 17 PM 3:04 CLERK OF THE BOARD OF SUPERVISORS
<b>1. DEPARTMENT INFORMATION:</b>		
Department:	Public Works	
Division/Unit:	A0940, A0947, A6850, A7060, A8870, and A8990	
<b>2. VOLUNTEER PROGRAM BENEFITS:</b>		
a. GENERAL VOLUNTEERS (this section includes community volunteer, student intern, groups, corporations, etc).		
No. of Vol.	4,163 Hours	7,873 X \$24.14 = \$190,054.22
Types of work performed by GENERAL VOLUNTEERS in this category:		
Airport volunteers work off probation hours doing maintenance at County airports. Crews consist of 10 people per day who work six hour shifts. The number of days crews work per month varies. Adopt-A-Roads volunteers work picking up litter off the side of roads. These numbers reflect rotating volunteers. Permanent Road Division (PRD) Chairs volunteer to work with Preventative Maintenance Coordinators on local road issues, inform and work with residents on needed road work, give input and approve PRD budgets and road work. Flood Control volunteers are the same people volunteering throughout the year and therefore these numbers do not change and are not added for a combined total each month.		

Shaunna Jengo <shaunnajengo@gmail.com>  
to TJ, mcleon1@icloud.com, Mike, Mark ▾

Mar 11, 2019, 10:01 AM ☆ ↶ ⋮

Dear TJ,

After contemplating your combative replies regarding my requests that you refrain from posting inaccurate and unofficial PRD information on the D.L.C. Facebook page I have come to the conclusion that it would be best if you resigned from the committee and out of courtesy, offering you the opportunity at this time.

If I do not hear back within the next 24 hours I will accept your non-response as your resignation.

Respectfully,



Shaunna

TJ Lynas <tj.lynas@eclinicalworks.com>  
to me, mcleon1@icloud.com, Mark, Mike ▾

Mar 11, 2019, 10:38 AM

I'm not resigning.

Shaunna Jengo <shaunnajengo@gmail.com>  
to TJ, mcleon1@icloud.com, Mark, Mike ▾

Mar 11, 2019, 1:28 PM ☆ ↶ ⋮

Dear TJ,

I've unilaterally made a decision to remove you from PRD20's road committee effective immediately for posting unnecessary, inaccurate and unofficial PRD updates on the De Luz Community Facebook and attempting to undermine the committee by intimating that we have something to hide or will not tolerate dissenting voices in your last facebook post.

Mr. Forga, at Public confirmed this morning that at the last and only relevant public meeting, I alone was voted in as the Chairwoman of PRD and that their office personnel and the other PRD committee members do not have the authority to remove me unless at another public hearing a majority of the property owners or Board of Supervisors vote to have me removed. I resign or become incapable of performing the duties of the Chair position. In addition, I am only required to have two other committee members and may reduce or enlarge the committee as I see fit if my reason for doing so is based upon my belief that it would be beneficial and/or necessary to best represent the majority of parcel owners in our PRD zone.

With that being said, please consider this letter as formal notification that I have officially removed you from the PRD20 road committee and Dan Cox, a retired attorney will fill the vacant seat.

Respectfully,

Shaunna Jengo  
Chairwoman of PRD20

TJ Lynas <tj.lynas@eclinicalworks.com>  
to me, mcleon1@icloud.com, Mark, Mike ▾

Mar 11, 2019, 2:08 PM

of course you've terminated me unilaterally that's what a tyrant does.

TJ Lynas <tj.lynas@eclinicalworks.com>  
to me, mcleon1@icloud.com, Mark, Mike ▾

Mar 12, 2019, 8:07 AM

so when is the rd going to be open?



[PRD20August13thReport.pdf](#)