

**MEASURE SUBMITTED TO THE VOTERS**

**DISTRICT**

**FLOOD CONTROL ZONE SEVEN  
SPECIAL TAX AND APPROPRIATIONS LIMIT INCREASE  
MEASURE C**

**C** Shall the ordinance of the Board of Supervisors, Flood Control Zone Seven, imposing the following special taxes be confirmed and shall the appropriations limit be increased for four years equal to the tax proceeds?

Class I: All improved properties zoned residential or agricultural \$18/month for 2000-2001 and increased up to \$1/month annually thereafter.

Class II: All unimproved properties zoned residential and all properties zoned commercial \$129/month/acre for 2000-2001 and increased up to \$8/month annually thereafter.

**FLOOD CONTROL ZONE SEVEN  
SPECIAL TAX AND  
APPROPRIATIONS LIMIT INCREASE  
FULL TEXT OF ORDINANCE  
MEASURE C**

**ORDINANCE NO. 3307  
AN ORDINANCE OF THE BOARD OF SUPERVISORS  
OF THE COUNTY OF MARIN FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT  
IMPOSING A SPECIAL TAX ON  
FLOOD CONTROL ZONE SEVEN**

THE BOARD OF SUPERVISORS OF THE COUNTY OF MARIN FLOOD CONTROL AND WATER CONSERVATION DISTRICT does hereby ordain as follows:

SECTION I. Pursuant to the provisions of Article 3.5 of Chapter 1, Part 1, Division 1, Title V of the California Government Code, and Article XIII of the California Constitution, this Board of Supervisors hereby imposes special taxes on the property within Flood Control Zone Seven for Capital Improvements and other purposes for which said Zone is organized.

SECTION II. The amount of and type of said special per annum tax shall be as follows:

Class I: All improved properties zoned residential or agricultural \$18/month for 2000-2001 and increased up to \$1/month annually thereafter.

Class II: All unimproved properties zoned residential and all properties zoned commercial \$129/month/acre for 2000-2001 and increased up to \$8/month annually thereafter.

SECTION III. - Said special taxes shall be collected in the same manner and subject to the same penalties as and with other charges and taxes fixed and collected by the County of Marin on behalf of the local agencies. The County auditor may deduct the reasonable costs incurred by the County for this service before remittance of the balance to the local agency.

SECTION IV. The appropriations limit shall be increased for four years equal to the tax proceeds.

SECTION V. - This ordinance shall be published in the Independent Journal, a newspaper of general circulation published in the County of Marin, not later than fifteen (15) days after its adoption, but shall not take effect unless and until it is approved by two-thirds of the voters voting upon such proposition at an election to be held on Tuesday, APRIL 11, 2000.

**PASSED AND ADOPTED** at a regular meeting of the Board of Supervisors of the Marin County Flood Control and Water Conservation

District of the County of Marin held on this 4<sup>th</sup> day of January, 2000 by the following vote:

AYES: SUPERVISORS Cynthia L. Murray, Harold C. Brown, Jr.,  
John B. Kress, Annette Rose,  
Steve Kinsey

NOES: NONE

ABSENT: NONE

s/ Steve Kinsey  
PRESIDENT, BOARD OF SUPERVISORS  
MARIN COUNTY FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT

ATTEST:

s/ Mark J. Riesenfeld  
CLERK

**IMPARTIAL ANALYSIS BY COUNTY COUNSEL  
MEASURE C**

If this measure is approved by two thirds of the voters, the special tax imposed by the Board of Supervisors of the Marin County Flood Control and Water Conservation District for Zone Seven, will be confirmed in the following amounts:

Class I properties, which are properties zoned residential or agricultural, in an amount of \$18 per month for 2000-2001 and increasing annually up to \$1 per month thereafter, and

Class II properties, which are unimproved properties zoned residential and all properties zoned commercial \$129/month/acre for 2000-2001 and increased up to \$8/month annually thereafter.

If this measure is approved, the appropriations limit for Zone Seven will also be increased pursuant to Article XIII B of the California Constitution to an amount equal to the tax proceeds for four years.

Dated: January 20, 2000

PATRICK K. FAULKNER  
County Counsel

**Measure C Continued On Next Page**



## ARGUMENT IN FAVOR OF MEASURE C

These over-ride funds have been the difference between the dangerous and disastrous floods of the winters of 1982 and 1983 and the safe and dry homes of Santa Venetia during the past fourteen years (including the torrential rains and flooding of 1986, 1994 and 1998) when our levees and pumps kept our homes and families safe and dry.

Much of Santa Venetia is below higher tide levels. Therefore, drainage water must be pumped over our protective levees into Las Gallinas Creek.

Yes on Measure C is for continuance of the over-ride funding which provides the necessary funds to continue work on the Santa Venetia Flood Control Master Plan and to maintain the improved system that protects us today.

These funds will be spent only for Santa Venetia's Flood Zone Seven.

### **Vote yes on Measure C.**

s/ John Bruce Rubke

s/ Jeffrey D. Krupnick

s/ Sandra J. La Pointe

## REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE C

A recent review of documents reveals that all major projects previously constructed in Santa Venetia Flood Zone 7 have had complementary funding from Federal, State and County sources. Maintenance of under street drainage has been paid for by Public Works using property tax funds including funds made available to our flood zone.

Our special assessment funds **have been commingled** with no clear accounting to separate the two sources of revenue. Maintenance of street right of way drainage is the responsibility of Public Works and **should not be charged to the zone.**

Our special assessment tax **must be reserved for our pumps and levees.** A separate account must be setup for this purpose. This account should be used to augment the necessary additional funding from the other sources that are needed for this work.

### **We must defeat this current measure "C" which allows us no control over our special assessment money.**

In November, a rewritten measure can clearly state that all of our special assessment funds will be used exclusively for permanent improvements of the Pumps and Levees.

**It's your money.**

**Vote no on "C"**

s/ Roger Ahlenius, Past Chairman  
Flood Control 7

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Measure C Continued on Next Page



## ARGUMENT AGAINST MEASURE C

It is time to end the flawed special tax of homeowners living in flood Zone 7.

We should not pay for the transportation of the water runoff from hillside properties, whose owners do not contribute, to the special tax for flood Zone 7.

Recent repairs and improvements in "east" Vendola drive, (which was built before Flood Zone 7 was formed) are charged to Zone 7, for the benefit of the Sunny Oaks property owners who pay nothing to the zone!

You and I also pay repairs and maintenance for the La Pasada and Meadow HILLSIDE drains, with no contribution from the hillside property owners.

The Department of Public Works must be required to provide a statement of expenditures within the zone so that we can clearly see what is being spent for the benefit of those outside our special zone.

We must not be required to pay again for repair of street drains, to which we already contribute, and are normally handled by the general fund in all other unincorporated areas. Specifically we should not pay \$300,000 to correct the error made by the department of public works in laying the pipe connecting Pump #1 to Pump #5.

The solution to the problem is to **vote NO** on this flawed special tax. We will start work immediately to draft a new special tax, which will support only the maintenance of the levee, capital improvements and repair, and/or replacement of pumps.

**We, you and I, should only pay for the extra flood-protection services which we need within the zone.**

**Surely taxes paid by a Flood-Zone 7 should not be spent to benefit anyone outside our Zone**

**It's your money. Be sure it is spent properly.  
Vote NO on this issue**

s/ Roger Ahlenius, Past Chairman  
Flood Zone 7, 1982

## REBUTTAL TO ARGUMENT AGAINST MEASURE C

The argument against this ballot measure is faulty.. The East Vendola, Meadow Way and La Pasada Culverts all serve to divert thousands of gallons of water coming off the surrounding hills away from the homes in Santa Venetia and safely out to Gallinas creek. When these culverts have become blocked in past years, Santa Venetia homes have flooded. A small portion of your tax money has gone to keep these culverts clear. This protects the people of Santa Venetia, not the people on the hills.

Flood Zone 7 does not pay for repair of the street drains – that is the responsibility of the County Roads Department. The Intertie between pump stations 1 and 5 was built to provide emergency relief between these stations should one of them fail. It was not built for street drainage. The opponent of this measure is further mistaken – no money has been authorized for any further work on that intertie.

Your tax over-ride is used only for the benefit of Santa Venetia residents. Flood Zone funds are spent for the construction and maintenance of the Levees, pumps and the interties which protect us.

This measure as written will accomplish this task just as it has in the past 15 years. The over-ride funds have made the difference in keeping Santa Venetia from flooding like other communities in recent years. In addition, this has protected your property values.

**DON'T BE MISLED! CONTINUE TO SUPPORT YOUR VITAL PROTECTION!**

### Vote Yes on Measure C.

s/ Jeffrey D. Krupnick, 1985-2000 Chairman  
Flood Control Zone 7 Advisory Board

s/ David B. Shelton  
Flood Zone 7 Advisory Board

s/ John B. Rubke  
Flood Zone 7 Advisory Board

s/ Mary Feller  
Flood Zone 7 Advisory Board

s/ Nanni Wurl  
Flood Zone 7 Board Member

END OF MEASURE C

