

MEASURE SUBMITTED TO THE VOTERS

DISTRICT

**COUNTY SERVICE AREA NO. 33
DISTRICT FORMATION AND
SPECIAL TAX
MEASURE D**

D Shall County Service Area No. 33 be formed to provide for maintenance of local park, recreation and parkway facilities and services within the Stinson Beach area and shall a special tax in the amount of \$17 per year per parcel be levied to fund these services commencing in Fiscal Year 2003/04?

RESOLUTION NO. 2003-62

**RESOLUTION OF THE MARIN COUNTY
BOARD OF SUPERVISORS
RESOLUTION MAKING DETERMINATIONS AND
APPROVING FORMATION OF COUNTY SERVICE
AREA NO. 33 – STINSON BEACH INCLUDING
NOTICE, HEARING AND ELECTION**

WHEREAS, the existing Stinson Beach Landscaping and Lighting District has become an ineffective mechanism for maintenance of local park, recreation or parkway facilities and services due to recent reporting requirements; and

WHEREAS, the County of Marin wishes to dissolve the Landscaping and Lighting District but continue to provide necessary services through development of a new County Service Area; and

WHEREAS, the Local Agency Formation Commission conducted a public hearing on said proposal and all interested persons present were afforded an opportunity to speak and be heard on this matter; and

WHEREAS, the Local Agency Formation Commission approved by resolution the formation of County Service Area No. 33 – Stinson Beach, subject to certain conditions; and

WHEREAS, the Board of Supervisors approved a "Resolution of Intention for Formation of County Service Area No. 33 – Stinson Beach" which was published in the Marin Independent Journal on April 29, 2003; and

WHEREAS, a hearing before the Board of Supervisors was conducted on May 20, 2003, and public comment was received.

NOW, THEREFORE, BE IT RESOLVED, the following:

Section 1. The Marin County Board of Supervisors hereby forms County Service Area No. 33 – Stinson Beach, subject to confirmation of the registered voters within the County Service Area by public ballot as outlined in Section 2 of this resolution. The proposed formation is approved subject to the following conditions:

1. The County of Marin will forward this resolution to the Local Agency Formation Commission, together with the results of an election of the voters within the proposed territory for a special tax adequate to support the services of the proposed county service area and approval of the special tax measure pursuant to Government Code Section 50007, within 30 days of the election pursuant to Government Code Section 57176.
2. Upon approval of the voters to form the county service area and approval by two-thirds of the voters to levy a special tax, the County will act to dissolve the existing landscaping and lighting district.

Section 2. The Marin County Board of Supervisors hereby calls for an election by mail ballot to be held on August 19, 2003, to confirm the formation of County Service Area No. 33 – Stinson Beach and to establish a special tax for funding. The wording of the ballot shall be as follows:

Shall County Service Area No. 33 be formed to provide for maintenance of local park, recreation and parkway facilities and services within the Stinson Beach area and shall a special tax in the amount of \$17 per year per parcel be levied to fund these services commencing in Fiscal Year 2003/04?

Section 3. The services provided by County Service Area No. 33 shall be limited to the following miscellaneous extended services: maintenance of local park, recreation and parkway facilities and services.

Section 4. The boundaries, as set forth in the proposal, are hereby approved as submitted and are as described in Exhibit "A" and "B" attached hereto and by this reference incorporated herein (See Note at bottom of page.).

Section 5. The territory includes approximately 4,316 acres, is found to be inhabited, and is assigned the following distinctive short form designation: "Formation of County Service Area No. 33 – Stinson Beach."

Section 6. The Board determines that the formation is categorically exempt from California Environmental Quality Act (CEQA) provisions under Section 15320 of the State CEQA Guidelines.

Section 7. Following notice, hearing and election, the Executive Officer of the Local Agency Formation Commission is hereby authorized to complete formation proceedings including certification of completion or termination and relevant filing in the manner prescribed by Sections 57179-57204 of the Government Code.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Marin held on this 20th day of May 2003, by the following vote:

AYES: SUPERVISORS Susan L. Adams, Harold C. Brown, Jr.,
Steve Kinsey, Cynthia L. Murray,
Annette Rose

NOES: NONE

ABSENT: NONE

s/ Annette Rose
President, Board of Supervisors

ATTEST:

s/ Mark J. Riesenfeld
Clerk

NOTE: If you desire a copy of Exhibit A / Exhibit B (Map and legal boundary description), please call the Marin County Registrar of Voters at (415) 499-6456 and a copy will be mailed at no cost to you.

MEASURE D CONTINUED ON NEXT PAGE

**IMPARTIAL ANALYSIS BY COUNTY COUNSEL
MEASURE D**

If this measure is approved by a two-thirds vote, County Service Area No. 33 will be formed and authorized to levy a special tax of Seventeen Dollars (\$17.00) per year per parcel. The proceeds may be used only for the purposes set forth in the measure.

If this measure is approved the existing lighting and landscaping district will be dissolved.

Dated: June 4, 2003

PATRICK K. FAULKNER
County Counsel

ARGUMENT IN FAVOR OF MEASURE D

Please vote YES for this measure which will provide county maintenance for our Village Green. This will NOT increase our parcel tax burden because the new County Service Area will replace the old Landscaping and Lighting District and its \$17 parcel tax. We and many others have been active with the Village Green II Committee to build the new park and urge your YES vote to fulfill this dream.

s/ Albert K. Engel

s/ Lance Meade

**NO ARGUMENT AGAINST THIS MEASURE
WAS SUBMITTED**

END OF MEASURE D