COUNCIL AGENDA: AUGUST 6, 2013

SUBJECT: INTENT TO SET A PUBLIC HEARING TO CONSIDER THE FORMATION OF A SEWER UTILITY DISTRICT FOR AREA 455

SOURCE: Public Works Department - Engineering Division

COMMENT: Staff respectfully requests that the City Council set a Public Hearing for October 15, 2013. The Public Hearing is to allow for "protest hearing" from property owners who live or own property within Sewer Utility District Area 455. Proposition 218 guidelines require forty-five days marked notice of the Public Hearing. A ballot must be included in the notice for property owners to vote for or against formation of the sewer utility district.

A Resolution declaring the Council's intent to create a sewer utility district is attached for Council's action. Proposition 218 Guidelines specify that the Public Works Director must prepare and present an Engineer's Report to the City Council prior to the Public Hearing. The Engineer's Report must provide:

1. A description of the improvements;
2. A cost estimate of the improvements;
3. Maps and/or drawings describing the boundaries of the utility district;
4. Methodology used by the Engineer of Record to equitably spread the cost of the improvements throughout the utility district; and
5. An assessment roll listing all parcels in the district and the proposed assessment against each parcel in the district.

RECOMMENDATION: That the City Council:

1. Set a Public Hearing for October 15, 2013, pursuant to Proposition 218 Guidelines, for consideration to form Sewer Utility District 455;

2. Approve the Engineer's Report for Sewer Utility District Area 455; and

3. Authorize staff to notify all affected property owners of the Public Hearing, via regular mail, including the sewer connection assessment amount, length of time provided on the assessment, reason for the assessment and a summary on how the voting will function.

Dir Beau Approp/Funded /AP CM /CM Item No. 20
ATTACHMENTS:

Draft Resolution to Approve the Intent to Form a Sewer Utility District
Engineer’s Report w/ Attachments (including locator map)
Draft Resolution to Accept the Engineer’s Report
RESOLUTION NO.: ____ - 2013

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE APPROVING
THE INTENT TO FORM AN
ISLAND ANNEXATION AREA 455 SEWER UTILITY DISTRICT,
LEVYING THE ASSESSMENT, AND AUTHORIZING
THE CONSTRUCTION OF THE IMPROVEMENTS

WHEREAS, Island Annexation Area 455, was annexed into the City in November 2006; and

WHEREAS, the parcels in this area utilize individual septic tanks that are failing; and

WHEREAS, the City Council of the City of Porterville unanimously approved the design of the Island Annexation 455 Project contingent upon the establishment of the Island Annexation Area 455 Sewer Utility District; and

WHEREAS, in accordance with California Streets and Highways Code Section 10000 et seq. and other applicable laws, the property owners were provided with Notice of the Public Hearing and assessment ballot proceeding; and

WHEREAS, it is the intent of the City Council to hold a Public Hearing to receive comment from the public, accept and tabulate ballots; and

WHEREAS, the property owners within the proposed District will be given the opportunity to cast ballots at the end of the Public Hearing to be held on October 15, 2013, and approve the imposition of the assessment and the formation of the District;

NOW THEREFORE BE IT RESOLVED, that it is the intention of the City Council of the City of Porterville to:

1) Approve the formation of the Island Annexation Area 455 Sewer Utility District establishing an assessment to pay for the installation of new sewer mains and laterals. A diagram of the District setting forth the boundaries and parcels located within the District is attached hereto as Exhibit "B;"

2) Authorize the levying of the assessment as set forth in Exhibit “C;”

3) Authorize the City to permit property owners to pay the total one-time assessment on a bi-yearly basis through property taxes over a period of 30 years, with 3% interest. This cost shall be as set forth in Exhibit “C.”
PASSED, APPROVED AND ADOPTED this 6th day of August, 2013.

__________________________________________
Virginia R. Gurrola, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _________________________________________
Patrice Hildreth, Chief Deputy City Clerk
SECTION 1. Authority for Report

This report is prepared by order of the City Council of the City of Porterville Resolution No. ____________. This assessment is authorized pursuant to the Municipal Improvement Act of 1913 (California Streets and Highways Code Section 10000 et seq.) and California Constitution Article XIID, Section 4. The report is in compliance with the requirements of California Streets and Highways Code Section 10204.

SECTION 2. General Description

The City Council has elected to finance the Island Annexation Area 455 Sewer Facility District (hereinafter referred to as “District”) which includes the installation of approximately 6,179’ of 8” sewer main, 3,856’ of 6” sewer mains, 223 sewer laterals and 29 manholes.

The City Council has determined that the new sewer system will have a positive effect upon all parcels within the proposed boundaries of the “District”. Proposed sewer laterals will be provided on both sides of the streets to all parcels located within the district. The installed sewer system will be maintained and operated by the City of Porterville.

SECTION 3. Plans and Specifications

The plans and specifications for the “District” were prepared by the City of Porterville’s Public Works Department, Engineering Division and are in conformance with City Standards and Specifications. The sewer mains, laterals and manholes are shown on the plans approved by the City Council on May 21, 2013. The total length of 8” & 6” sewer mains to be maintained is 10,035 L.F. The plans and specifications for the project are on file with the Public Works Department of the City and are hereby incorporated by reference.
SECTION 4. Improvements

Improvements to be constructed include:

6,179 LF of 8” sewer main, 3,856 LF of 6” sewer main, 223 sewer laterals and 29 manholes and other sewer related appurtenances.

SECTION 5. Estimated Costs

The initial construction cost will be borne by the City through a loan from re-financed Certificate of Participation Bond Sewer funds. Payment on the loan will be made by a “one-time” assessment on the properties within the district receiving sewer facilities and paid annually over thirty (30) years by agreement between the City of Porterville and the Property Owner. A “District” map will be filed for record purposes upon voter approval of the “District” and installation of the improvements. The assessments are appropriate and will be used to pay the loan for construction and construction management of the Island Annexation Area 455 Sewer Project. District assessments will begin in the 2013-2014 Fiscal Year and will end in the 2043/2044 Fiscal Year. Assessments are based on the cost of construction and includes all or a portion of a 10% Construction Contingency and a Construction Management fee component. The “Actual Cost of Construction” is shown in Exhibit “C” attached herein.

SECTION 6. Assessment Legal Description & Boundary Map

A legal description and copy of the proposed assessment Boundary Map titled “Island Annexation Area 455 Sewer Facility District”, referenced as Exhibit “A” and Exhibit “B” respectively is attached herein for review.
SECTION 7. Assessment

The initial cost of constructing improvements will be borne by the City of Porterville. The improvements are established for the benefit of all properties within the proposed Island Annexation Area 455 Sewer Facility District. The maintenance of the improvements (sewer mains and manholes) shall be performed by the City in perpetuity. The City Council of Porterville has determined that in order to pay for the construction of the 8” and 6” sewer main and related appurtenances, those properties in Exhibit ‘A’, should form a sewer facility district and that said district pay a semi-annual fee incorporated into the County’s tax roll to cover the cost of construction and construction management of the Island Annexation Area 455 Sewer Project.

The determination of benefits takes into consideration the following facts:

1. The purpose of the improvements is to provide a reliable, consistent and safe method of sewer disposal.

2. A safe and reliable sewer system benefits all properties within the “District”.

3. The parcels (lots) not adjacent to the newly installed 8” and 6” sewer mains shall have the opportunity to connect to a sewer lateral located at or near the Public Right of Way and extend private sewer laterals to those parcels (lots) in question.

Exhibit “C”, attached herein provides the following information:

Column 1 - Identifies the Property Number of the parcel located within the “District”.

Column 2 – Identifies the street address of the parcel within the “District”.

Column 3 - Identifies the Property Owner of the parcel within the “District” based on latest Tulare County Tax Roll.
Column 4 – Identifies the parcel within the “District” by County Assessor Number.

Column 5 – Identifies the parcel within the “District” by square footage.

Column 6 – Identifies the parcel within the “District” based on acreage.

Column 7 – Identifies the acreage fee per acre for each lot within the “District” based on actual construction cost. This cost includes a 10% “Construction Contingency”

Column 8 – Identifies the Zoning for each parcel within the “District”.

Column 9 – Identifies the width of each parcel within the “District”

Column 10 – Identifies the number of residential units per lot.

Column 11 – Identifies “Acreage” fee per lot based on the construction cost (Col. 6 x Col. 7) with the 10% construction contingency included.

Column 12 – Identifies Sewer Lateral cost per lot within the “District” based on actual construction cost plus a 10% construction contingency.

Column 13 – Identifies Plumbing Permit fee per lot within the “District”. This fee will not be assessed and must be paid by the property owner prior to connecting to the City sewer system.

Column 14 – Identifies Construction Management cost per lot within the “District” based on 5% of the construction cost.

Column 15 – Identifies the Total Connection Fee per lot within the “District”

**NOTE:** Column 15 identifies the actual assessment per parcel (lot) based on construction and construction management costs and is the sum of Columns 11, 12 & 14. This fee (cost) is the amount to be assessed each parcel over the life of the Island Annexation Area 455 Sewer Facility District loan.
The "Assessed Cost" per "typical" parcel is calculated as follows:

**Column 11** = Construction bid + 10% contingency / Total Acreage within "District" x
Individual Parcel Size = ($963,325.68 + $96,332.57)/90.672 Ac. x 0.35 Ac. = $4,090.35

**Column 12** = Cost of sewer lateral per parcel = $480.00 + 48 = $528

**Column 14** = Construction Management Cost = ($1,095,325.68 x 5%) / 257 Serviceable Lots = $213.10 per lot. Use $210/lot

**Column 15** = Total Assessment per Parcel (Lot) = Col 11 + Col. 12 + Col. 14 = $4,828.35

**Semi-Annual Payment Calculated As Follows:**

\[ A = P(i/12) \left[ \frac{(1+i/12)^n}{(1+i/12)^n - 1} \right] \]

Where:

- \( A \) = Semi-Annual Assessment (payment) per Residential Unit
- \( P \) = Per Residential Unit Cost for Construction, Construction Management & Sewer Lateral Cost = $4,828.35
- \( i \) = Interest (3%) compounded semi-annually = .03/2 = .015
- \( n \) = Number of payments over 30 years = 60

Per Residential Unit Assessment Calculated as follows:

\[ A = $4,828.35 \times .015 \times \left[ \frac{(1.015)^60}{(1.0025)^60 - 1} \right] = $122.61 \]

__________________________
Baldomero Rodriguez, P.E.
Public Works Director
City of Porterville
Engineer of Record

P:Pubwrks\Projects\Iland Sewer Annexation\Area 458 – Engineer's Report
EXHIBIT “A”
City of Porterville
Annexation No. 455, Area A
Description for Annexation

That portion of Section 22 and Section 15, Township 21 South, Range 27 East, Mount Diablo Base and Meridian, in the County of Tulare, State of California, described as follows:

Commencing at the North 1/4 Corner of Section 22, Township 21 South, Range 27 East; thence, easterly along the North line of Section 22, a distance of 30 feet, more or less, to the East right of way line of Prospect Street (60’ wide); thence, southerly along the East right of way line of Prospect Street a distance of 357.50 feet, more or less, to an angle point on the existing City Limits Line, the intersection of the East right of way line of Prospect Street and the North line of West View Place subdivision, recorded in Volume 39 of Maps, at Page 58, Tulare County Records, the TRUE POINT OF BEGINNING;

A1 Thence, southerly, along the East right of way line of Prospect Street (60’ wide) and the existing City Limits Line, a distance of 971 feet, more or less, to the South right of way line of Pioneer Avenue (50’ wide), a point on the existing City Limits Line;

A2 Thence, continuing southerly, along the East right of way line of Prospect Street (60’ wide) and the existing City Limits Line, a distance of 900.41 feet, more or less, to a point on the South line of Tract No. 657, recorded in Volume 34 of Maps, at Page 71, Tulare County Records, an angle point in the existing City Limits Line;

A3 Thence, easterly, leaving the East right of way line of Prospect Street along the South line of said Tract No. 657 and the existing City Limits Line, a distance of 626.34 feet, more or less, to the Southeast corner of said Tract, an angle point in the existing City Limits Line;

A4 Thence, northerly, along the East line of said Tract No. 657 and the existing City Limits Line, a distance of 265.60 feet, more or less, to the Southwest corner of Lot 170 of Pioneer Land Company’s First Subdivision, recorded in Volume 3 of Maps, at Page 34, Tulare County Records, an angle point in the existing City Limits Line;

A5 Thence, easterly, along the South line of Lot 170 of said subdivision and along the existing City Limits Line, a distance of 31.20 feet, more or less, to an angle point in the existing City Limits Line;

A6 Thence, northerly, leaving the South line of Lot 170 of said subdivision, along the existing City Limits Line, a distance of 633.78 feet, more or less, to an angle point in the existing City Limits Line, a point on the South right of way line of Pioneer Avenue (50’ wide);
A7 Thence, easterly, along the South right of way line of Pioneer Avenue and the existing City Limits Line, a distance of 586 feet, more or less, to the West right of way line of California State Highway 65 as per map filed in the County of Tulare dated November 12, 1957, Volume No. 2 of Highway Maps, an angle point in the existing City Limits Line;

A8 Thence, southerly, along the existing City Limits Line, a distance of 5.00 feet, more or less, to an angle point in the existing City Limits Line;

A9 Thence, southeasterly, along the existing City Limits Line, a distance of 62.90 feet, more or less, to an angle point in the California State Highway 65 right of way line, an angle point in the existing City Limits Line;

A10 Thence, southerly, along the West right of way line of California State Highway 65 and the existing City Limits Line, a distance of 1133.17 feet, more or less, to the point of intersection of the North right of way line of Westfield Avenue and the West right of way line of California State Highway 65, an angle point in the existing City Limits Line;

A11 Thence, southwesterly, along the West right of way line of California State Highway 65 and the existing City Limits Line, a distance of 8.2 feet, more or less, to an angle point in the existing City Limits Line;

A12 Thence, westerly, along the North right of way line of Westfield Avenue and the existing City Limits Line, a distance of 53.81 feet, more or less, to an angle point in the existing City Limits Line;

A13 Thence, continuing westerly, along the North right of way line of Westfield Avenue and the existing City Limits Line, a distance of 302.79 feet, more or less, to the northerly prolongation of the West right of way line of Cobb Street, an angle point in the existing City Limits Line;

A14 Thence, southerly, along the existing City Limits Line and the said northerly prolongation and along the West right of way line of Cobb Street, a distance of 400 feet, more or less, to the North line of Lot 11 of Tract No. 239, per map recorded in Volume 21 of Maps, Page 79, Tulare County Records, an angle point in the existing City Limits Line;

A15 Thence, easterly, along said North line and the existing City Limits Line, a distance of 30 feet, more or less, to the Northeast corner of said lot, an angle point in the existing City Limits Line;

A16 Thence, southerly, along the East line of Lots 11, 12, 13, & 14 and the existing City Limits Line, a distance of 296.39 feet, more or less, to the Northwest corner of Lot 40 of said Tract, an angle point in the existing City Limits Line;
A17 Thence, easterly, along the North line of said Lot 40, the easterly prolongation thereof and the North line of Lot 39 of said Tract and the existing City Limits Line, a distance of 320.23 feet, more or less, to the West right of way line of California State Highway 65, an angle point in the existing City Limits Line;

A18 Thence, southerly, along the West right of way line of California State Highway 65 and the existing City Limits Line, a distance of 141.61 feet, more or less, to a point on the West right of way line of State Highway 65, an angle point in the existing City Limits Line;

A19 Thence, continuing southerly, along the West right of way line of California State Highway 65 and the existing City Limits Line, a distance of 489.60 feet, more or less, to the North right of way line of Mulberry Avenue (55' wide), an angle point in the existing City Limits Line;

A20 Thence, westerly, along the North right of way line of Mulberry Avenue (55' wide) and the existing City Limits Line, a distance of 462 feet, more or less, to the Southeast corner of Lot 24 of Tract No. 239 as recorded in Volume 21 of Maps, Page 79, Tulare County Records, an angle point in the existing City Limits Line;

A21 Thence, northerly, along the East line of said Lot 24 and existing City Limits Line, a distance of 121 feet, more or less, to the Northeast corner of said Lot 24, an angle point in the existing City Limits Line;

A22 Thence, westerly, along the North line of Lot 24 and Lot 23 of said Tract No. 239 and existing City Limits Line, a distance of 153 feet, more or less, to the Northwest corner of said Lot 23, an angle point in the existing City Limits Line;

A23 Thence, northerly, along the West line of said Tract No. 239, the East line of Lot 160 of Pioneer Land Company's First Subdivision as recorded in Volume 3 of Maps, Page 34, Tulare County Records, and the existing City Limits Line, a distance of 792 feet, more or less, to a point being 362.23 feet, more or less, South of the Northeast corner of said Lot 160, an angle point in the existing City Limits Line;

A24 Thence, westerly, along the North line of Monache Estates No. 3 subdivision, recorded in Volume 28 of Maps page 13, Tulare County Records, and the existing City Limits Line, a distance of 120 feet, more or less, to the Southeast corner of Sir Charles Estates, Volume 30 of Maps page 10, Tulare County Records, an angle point in the existing City Limits Line;

A25 Thence, northerly, along the East line of said Sir Charles Estates and the existing City Limits Line, a distance of 396 feet, more or less, to the North right of way line of Westfield Avenue (60' wide), an angle point in the existing City Limits Line;
A26 Thence, westerly, along the North right of way line of Westfield Avenue and the existing City Limits Line, a distance of 507 feet, more or less, to the East right of way line of Prospect Street, a point on the existing City Limits Line;

A27 Thence, continuing westerly, along the existing City Limits Line, a distance of 60 feet, more or less, to the intersection of the West right of way line of Prospect Street and the North right of way line of Westfield Avenue, a point on the existing City Limits Line;

A28 Thence, continuing westerly, along North right of way line of Westfield Avenue and the existing City Limits Line, a distance of 1100 feet, more or less, to the Southeast corner of Lot 82 of Tract No. 307 as recorded in Volume 22 of Maps, page 64, Tulare County Records, an angle point in the existing City Limits Line;

A29 Thence, northerly, along the East line of said Lot 82 and the existing City Limits Line, a distance of 73.36 feet, more or less, to the Northeast corner of said Lot 82, an angle point in the existing City Limits Line;

A30 Thence, westerly, along the North line of said Lot 82 and the existing City Limit Line, a distance of 25.00 feet, more or less, to the Northwest corner of said Lot 82, an angle point in the existing City Limits Line;

A31 Thence, southerly, along the West line of said Lot 82 and the existing City Limits Line, a distance of 72.72 feet, more or less, to the Southwest corner of said Lot 82, the North right of way line of Westfield Avenue, an angle point in the existing City Limits Line;

A32 Thence, westerly, along the North right of way line of Westfield Avenue and the existing City Limits Line, a distance of 106 feet, more or less, to the southerly prolongation of the East right of way line of Beverly Street, an angle point in the existing City Limits Line;

A33 Thence, northerly, along the East right of way line of Beverly Street and along the existing City Limits Line, a distance of 599 feet, more or less, to the Northwest corner of Lot 90 of Tract No. 307 as recorded in Volume 22 of Maps, page 64, Tulare County Records, an angle point in the existing City Limits Line;

A34 Thence, easterly, along the North line of said Tract No. 307 and along the existing City Limits Line, a distance of 589.86 feet, more or less, to the Northeast corner of Lot 69 of said Tract No. 307, a point on the West right of way line of Lowery Street, a point on the existing City Limits Line;

A35 Thence, continuing easterly, along the existing City Limits Line, a distance of 50 feet, more or less, to the Southwest corner of Lot 40 of Tract No. 321, as recorded in Volume 22 of Maps, at Page 85, Tulare County Records, said point being on the East right of way line of Lowery Street, an angle point in the existing City Limits Line;
A36 Thence, northerly, along the East right of way line of Lowery Street and the existing City Limits Line, a distance of 364.29, more or less, to the intersection of the easterly prolongation of the North line of the La Vida Park subdivision, recorded in Volume 36, Page 15, Tulare County Records and the East right of way line of Lowery Street, an angle point in the existing City Limits Line;

A37 Thence, westerly, along the said easterly prolongation and the North line of said La Vida Park subdivision and the existing City Limits Line, a distance of 466.84 feet, more or less, to the Northwest corner of Lot 20 of said subdivision, an angle point in the existing City Limits Line;

A38 Thence, northerly, along the East line of Lot 21 of said La Vida Park subdivision and the existing City Limits Line, a distance of 54.79 feet, more or less, to the Northeast corner of said Lot 21, an angle point in the existing City Limits Line;

A39 Thence, westerly, along the North line of said Lot 21 and the existing City Limits Line, a distance of 205.36 feet, more or less, to the Northwest corner of said Lot 21, an angle point in the existing City Limits Line;

A40 Thence, northerly, along the East line of Lot 166 of Pioneer Land Company’s First Subdivision recorded in Volume 3 of Maps, page 34, Tulare County Records and the existing City Limits Line, a distance of 216.97 feet, more or less, to the South right of way line of Pioneer Avenue, an angle point in the existing City Limits Line;

A41 Thence, easterly, along the South right of way line of Pioneer Avenue and the existing City Limits Line, a distance of 617 feet, more or less, to the Northeast corner of Lot 167 of said Pioneer Land Company’s First Subdivision and an angle point in the existing City Limits Line;

A42 Thence, northerly, along the existing City Limits Line, a distance of 50 feet, more or less, to the Southeast corner of Lot 184 of said Pioneer Land Company’s First Subdivision, said corner also being on the North right of way line of Pioneer Avenue (50’ wide) and a point on the existing City Limits Line;

A43 Thence, continuing northerly, along the East line of said Lot 184 and the existing City Limits Line, a distance of 1273 feet, more or less, to the Northeast corner of said Lot 184, an angle point in the existing City Limits Line;

A44 Thence, westerly, along the North line of said Lot 184 and the existing City Limits Line, a distance of 651.68 feet, more or less, to the Northwest corner of said Lot 184, which is also the Southeast corner of Lot 7 of Pioneer Land Company’s Second Subdivision recorded in Volume 3 of Maps, page 23, Tulare County Records, a point on the existing City Limits Line;
A45 Thence, continuing westerly, along the South line of said Lot 7 and the existing City Limits Line, a distance of 652 feet, more or less, to the Southwest corner of said Lot 7, an angle point in the existing City Limits Line;

A46 Thence, northerly, along the West line of said Lot 7 and the existing City Limits Line, a distance of 636.38 feet, more or less, to the Southwest corner of North Grand Estates subdivision recorded in Book 37 of Maps, at page 55, Tulare County Records, an angle point in the existing City Limits Line;

A47 Thence, easterly, along the South line of said North Grand Estates subdivision and the existing City Limits Line, a distance of 490.50 feet, more or less, to the Southeast corner of said subdivision, an angle point in the existing City Limits Line;

A48 Thence, northerly, along the East line of said subdivision and the existing City Limits Line, a distance of 170.92 feet, more or less, to a point on the East line of said subdivision, an angle point in the existing City Limits Line;

A49 Thence, easterly, along the East line of said subdivision and the existing City Limits Line, a distance of 14.14 feet, more or less, to a point on the East line of said subdivision, an angle point in the existing City Limits Line;

A50 Thence, northerly, along the East line of said subdivision and the existing City Limits Line, a distance of 85.00 feet, more or less, to a point on the East line of said subdivision, an angle point in the existing City Limits Line;

A51 Thence, westerly, along the East line of said subdivision and the existing City Limits Line, a distance of 15.00 feet, more or less, to a point on the East line of said subdivision, an angle point in the existing City Limits Line;

A52 Thence, northerly, along the East line of said subdivision and the existing City Limits Line, a distance of 255.00 feet, more or less, to a point on the East line of said subdivision, an angle point in the existing City Limits Line;

A53 Thence, easterly, along the East line of said subdivision and the existing City Limits Line, a distance of 35.00 feet, more or less, to a point on the East line of said subdivision, an angle point in the existing City Limits Line;

A54 Thence, northerly, along the East line of said subdivision and a northerly prolongation of the East line of the said subdivision and the existing City Limits Line, a distance of 195.01, more or less, to the North right of way line of North Grand Avenue (60' wide), an angle point in the existing City Limits Line;

A55 Thence, easterly, departing the existing City Limits Line, along said North right of way line of North Grand Avenue, a distance of 1412 feet, more or less, to the northerly prolongation of the West right of way line of Prospect Street (60' wide), an angle point in the existing City Limits Line;

Quad Knopf, Inc., 7/27/05 JoeB
A56 Thence, southerly, along the existing City Limits Line and said northerly prolongation and the West right of way line of Prospect Street, a distance of 705 feet, more or less, to the westerly prolongation of the South line of the North half of Lot 4 of said Pioneer Land Company's Second Subdivision, an angle point in the existing City Limits Line;

A57 Thence, easterly, along said westerly prolongation and the South line of the North half of Lot 4 and the existing City Limits Line, a distance of 60 feet, more or less, to the East right of way line of Prospect Street (60' wide), a point on the existing City Limits Line;

A58 Thence, southerly, departing the existing City Limits Line along said East right of way line of Prospect Street, a distance of 1002 feet, more or less, to a point on the existing City Limits Line, the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM that area of existing City Limits described as follows:

The East 25 feet of Lot 47 of Tract No. 321, in the County of Tulare, State of California, as per Map recorded in Book 22, Page 85 of Maps, in the Office of the County Recorder of said County. Also being that area annexed by Annexation Area No. 317, City of Porterville, CA, Sec. 22, T.21S, R.27E., M.D.B.&M., Parcel No. 1.

ACREAGE = 144 ± ACRES
RESOLUTION NO.: _____ - 2013

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE ACCEPTING
THE ENGINEER’S REPORT FOR
ISLAND ANNEXATION AREA 455 SEWER PROJECT

WHEREAS, Island Annexation Area 455, was annexed into the City in November 2006; and

WHEREAS, the parcels in this area utilize individual septic tanks that are failing; and

WHEREAS, an Engineer’s Report has been prepared by direction of the City Council of the City of Porterville; and

WHEREAS, the report states that the new sewer system will have a positive effect upon all parcels within the proposed boundary, and provide a reliable, consistent and safe method of sewage disposal; and

WHEREAS, the report states construction costs will initially be provided by a loan from re-financed Certificate of Participation Bond Sewer funds, and establishes repayment of the loan by property owners through a Sewer Utility District; and

WHEREAS, legal descriptions of properties and the proposed assessment Boundary Map is referenced in the report;

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Porterville accepts the Engineer’s Report for the Island Annexation Area 455 sewer project.

PASSED, APPROVED AND ADOPTED this 6th day of August, 2013.

Virginia R. Gurrola, Mayor

ATTEST:
John D. Lollis, City Clerk

By: ____________________________________________
Patrice Hildreth, Chief Deputy City Clerk