

**RESOLUTION NO. L96-10**

**RESOLUTION OF THE MENDOCINO COUNTY LOCAL AGENCY  
FORMATION COMMISSION APPROVING FORMATION OF THE  
REDWOOD COAST FIRE PROTECTION DISTRICT  
AND ASSIGNMENT OF A SPHERE OF INFLUENCE**

WHEREAS, an application for assignment of a sphere of influence and for formation of a special district to be known as Redwood Coast Fire Protection District was duly filed by the City of Point Arena, as lead agency by Resolution No. 19-96 dated October 8, 1996 and in accordance with Health & Safety Code Sections 13815 - 13822, and was received by the Mendocino County Local Agency Formation Commission together with supporting documents required by rules of said Commission on October 15, 1996; and,

WHEREAS, said application has been processed pursuant to the provisions of Division 3, Title 5 commencing with Section 56000 of the Cortese - Knox Local Government Reorganization Act of 1985, State of California; and,

WHEREAS, at the times and in the form and manner provided by law, said Executive Officer has given notice of public hearing by this Commission upon said application and prepared a report, including her recommendations thereon, said application and report having been presented to and considered by this Commission; and,

WHEREAS, the public hearing was held by this Commission on December 2, 1996, as specified in said Notice of Public Hearing; and,

WHEREAS, at such hearing this Commission heard and received all oral and written protest, objections and evidence which were made, presented, or filed, and all persons present were given the opportunity to hear and be heard in respect to any matter relating to said application and report.

**NOW THEREFORE, BE IT RESOLVED**, that the formation of a special district to be known as Redwood Coast Fire Protection District being identified in the files of the Mendocino County Local Agency Formation Commission as File No. L95-1 be the same and is hereby approved by the Mendocino County Local Agency Formation Commission, subject to the following terms and conditions:

1. The final boundaries of this district formation are as identified in the legal description attached as Exhibit A and map as Exhibit B of this resolution upon satisfaction to the County Surveyor.
2. A Zero Tax Exchange Agreement shall be filed with LAFCO by the new district upon successful approval of the formation by the voters.

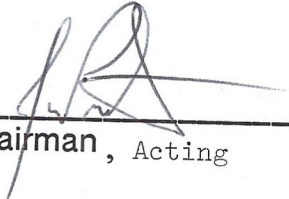
3. The following terms and conditions of approval by the Commission shall be as follows:
- a. All issues and provisions adopted in the City of Point Arena Resolution No. 19-96, including all exhibits, and application package, as referenced hereto and incorporated as though set forth herein, shall be set forth as LAFCO conditions of approval of this district formation.
  - b. The Commission accepts the Negative Declaration as adopted by the City of Point Arena which said Notice of Determination was filed with the County Clerk on October 9, 1996.
  - c. The question of formation of the Redwood Coast Fire Protection District shall be presented to the voters with the following issues to be listed directly on the ballot as shown in Exhibit F of the City's resolution attached hereto as L96-10 - Exhibit C.
  - d. The Commission hereby designates the Mendocino County Board of Supervisors as the conducting authority for further proceedings pursuant to Health & Safety Code section 13823, in this case, calling for voter election of the formation, special tax and gann limit.
  - e. Costs of the election shall be in accordance with Health & Safety code section 13887.
  - f. Election of District Board Members shall be in accordance with section 13837 of the Health & Safety Code.
  - g. The Commission hereby adopts a negative declaration for the assignment of a sphere of influence as identified in Exhibit B of which assignment of sphere territory for the Redwood Coast Fire Protection District, (noted to be co-terminus with the fire districts of Irish Beach, South Coast Fire Protection and Anderson Valley CSD) shall occur upon success of the election proceedings. The City of Point Arena's sphere of influence shall be modified to exclude fire services. A Notice of Determination shall then be filed with the County Clerk.
  - h. Upon success of the election and formation, all agreements, JPA's, and ordinances noted in the City of Point Arena's application - File L95-1, shall be executed.

**BE IT FURTHER RESOLVED AND ORDERED** that the Executive Officer of said Commission is hereby authorized and directed to mail copies of this Resolution in the manner as provided by law.

**ADOPTION** of this Resolution was moved by Commissioner Peterson,  
seconded by Commissioner Pinches, and carried on this 2nd day of  
December, 1996 by the following roll call vote:

**AYES:** Commissioners Pinches, Peterson and Clark  
**NOES:** NONE  
**ABSTAIN:** NONE  
**ABSENT:** Commissioners Alfano and Campbell

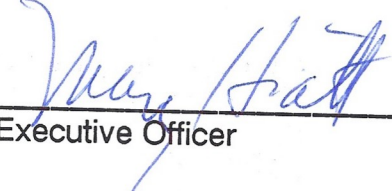
WHEREUPON, the Chairman declared the resolution adopted, AND SO ORDERED

  
\_\_\_\_\_  
Chairman, Acting

ATTEST:

Executive Officer  
STATE OF CALIFORNIA, County of Mendocino

By Mary Hiatt Executive Officer, Local Agency Formation Commission in  
and for the County of Mendocino, State of California, do hereby certify the foregoing to  
be a full, true and correct copy of an order made by the Local Agency Formation  
Commission as the same appears spread upon their minute book.

  
\_\_\_\_\_  
Executive Officer

RECEIVED OCT 15 1996

EXHIBIT "A"  
LAFCO FILE #95-1  
FORMATION OF THE  
REDWOOD COAST FIRE PROTECTION DISTRICT

All that certain real property situated in the County of Mendocino, State of California, more particularly described as follows:

Beginning at the intersection of the mean high tide line of the Pacific Ocean and the northerly line of Section 12, Township 13N, Range 17W, Mount Diablo Base and Meridian; thence easterly along said line across the northerly line of Sections 7 and 8, Twn. 13N, Rge. 16W, to the northeast corner of Section 8, Twn. 13N, Rge. 16W, thereof; thence northerly along the westerly line of Section 4, Twn. 13N, Rge. 16W, to the northwesterly corner thereof; thence easterly along the northern line of Sections 4, 3, 2, and 1, Twn. 13N, Rge. 16W, to the northeasterly corner of Section 1, Twn. 13N, Rge. 16W, thereof; thence southerly along the eastern line of Section 1, Twn. 13N, Rng. 16W, to the northwesterly corner of Section 6, Twn. 13N, Rng. 15W, thereof; thence easterly along the northern line of Sections 6, 5, and 4, Twn. 13N, Rge. 15W, to the northeasterly corner of Section 4, Twn. 13N, Rng. 15W, thereof; thence southerly along the east line of section 4, Twn. 13N, Rng. 15W, to the southeast corner of Section 4, Twn. 13N, Rng. 15W, thereof; thence easterly along the northern line of Section 10, Twn. 13N, Rng. 15W, to the northeast corner of Section 10, Twn. 13N, Rng. 15W, thereof; thence southerly along the east line of Sections 10, Twn. 13N, Rng. 15W, to the southeast corner of Section 10, Twn. 13N, Rge. 15W, thereof; thence westerly along the northern line of Section 15, Twn. 13N, Rge. 15W, to the northwest corner of Section 15, Twn. 13N, Rge. 15W, thereof; thence southerly along the western line of Section 15, Twn. 13N, Rge. 15W, to the southwestern corner of Section 15, Twn. 13N, Rge. 15W, thereof; thence easterly along the north line of sections 22 and 23, Twn. 13N, Rge 15W, to the northeast corner of Section 23, Twn. 13N, Rge. 15W, thereof; thence southerly along the eastern line of Section 23, Twn. 13N, Rge. 15W, to the southeast corner of Section 23, Twn. 13N, Rge. 15W, thereof; thence easterly along the north line of Section 25, Twn. 13N, Rge. 15W, to the northeast corner of Section 25, Twn. 13N, Rge. 15W, thereof; thence southerly along the eastern line of Section 25 and 36, Twn. 13N, Rge. 15W, to the southeast corner of Section 36, Twn. 13N, Rge. 15W, thereof; thence westerly along the southern line of Section 36, Twn. 13N, Rge. 15W, to the northeast corner of Section 1, Twn. 12N, Rge. 15W, thereof; thence southerly along the eastern line of Sections 1, 12, 13, and 24, Twn. 12N, Rge. 15W, to the southeast corner of Section 24, Twn. 12N, Rge. 15W, thereof; thence westerly along the southern line of Sections 24, 23, and 22, Twn. 12N, Rge. 15W, to the southwest corner of Section 22, Twn. 12N, Rge. 15W, thereof; thence southerly along the eastern line of Sections 28 and 33, Twn. 12N, Rge. 15W, to the southeastern corner of Section 33, Twn. 12N, Rge. 15W, thereof; thence westerly along the southern line of Sections 33, 32, and 31, Twn. 12N, Rge. 15W, and the southern line of Sections 36 and 35, Twn. 12N, Rge. 16W, to the southwest corner of Section 35, Twn. 12N, Rge. 16W, thereof; thence northerly along the western line of Section 35, Twn. 12N, Rge. 16W, to the northwest corner of Section 35, Twn. 12N, Rge. 16W, thereof; thence westerly along the southern line of Sections 27, 28, and 29, Twn. 12N, Rge. 16W, to the intersection of the mean high tide line of the Pacific Ocean, thereof; thence generally northerly along the mean high tide line of the Pacific Ocean, to the point of beginning.

All containing 83,000 acres, more-or-less.



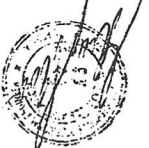
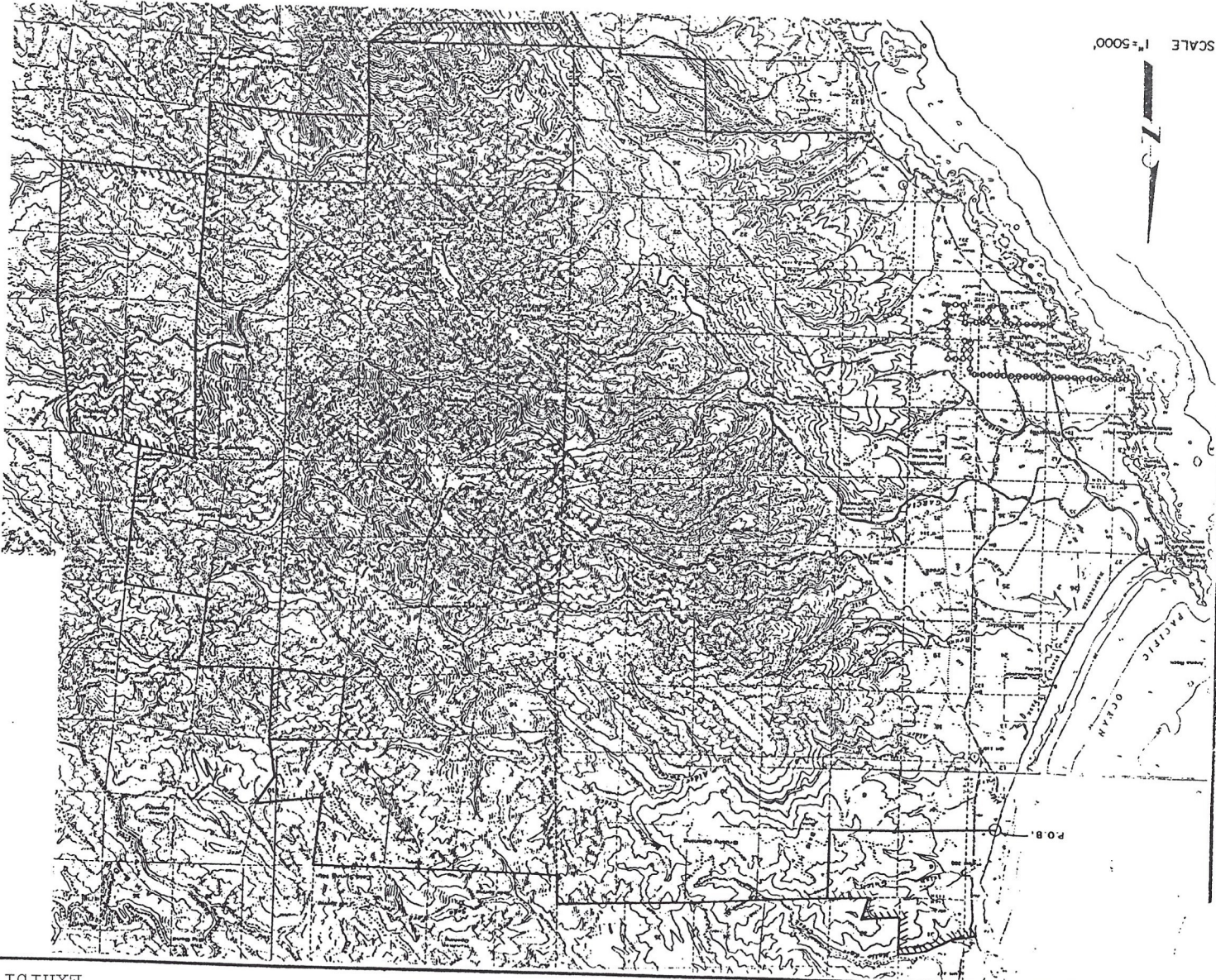
**EXHIBIT "B"-3/13/96  
LAFCO FILE #95-1  
FORMATION OF THE  
REDWOOD COAST FIRE PROTECTION DISTRICT  
WITH SPHERE OF INFLUENCE  
(83,000 ACRES\*)**

SCALE 1"=5000'



Proposed Sphere of Influence  
City of Pt Arena (Contract Area)

**LEGEND**



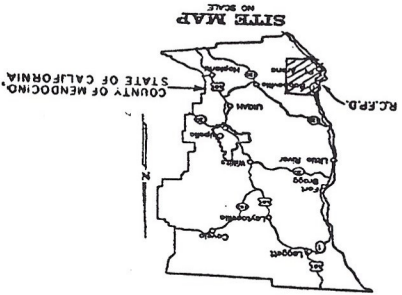
MAP PREPARED BY:  
**NORTH COUNTIES ENGINEERING**  
425 TALMAGE ROAD  
UKIAH, CA 95482  
707-462-1961  
NCE 2391

**ACCEPTANCE CERTIFICATE**  
Commission of the County of Mendocino, State of California, hereby certifies that said Local Agency Formation Commission, by Resolution, on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, approved the within map.

**CERTIFICATE OF COMPLETION**  
Recorded \_\_\_\_\_ 19\_\_\_\_ Book \_\_\_\_\_ Page \_\_\_\_\_ Mendocino County Records.

**BOARD OF SUPERVISORS AUTHORIZATION CERTIFICATE**  
Chairman of the Board of Supervisors of the County of Mendocino, hereby certifies that the Board of Supervisors did by Resolution, dated \_\_\_\_\_ 19\_\_\_\_, approve the within map.

Chairman  
Mendocino County Board of Supervisors



**EXHIBIT F**

**IMPARTIAL ANALYSIS OF MEASURES REGARDING THE FORMATION OF THE REDWOOD COAST FIRE PROTECTION DISTRICT, SETTING AN INITIAL APPROPRIATION LIMIT AND AN IMPOSITION OF A SPECIAL TAX**

The Local Agency Formation Commission (LAFCO) has taken action that will allow formation of the Redwood Coast Fire Protection District, the setting of an initial appropriations limit of \$250,000 and an imposition of a special tax, all actions being subject to voter approval as summarized below:

1. A "YES" vote of this Measure \_\_\_ by a majority vote of votes cast by voters within the territory of the proposed district voting on this measure would allow "formation" of the Redwood Coast Fire Protection District. (The boundary of the proposed district is consistent with the current Garcia Fire and Rescue Service and the Point Arena Volunteer Fire Department).
2. A "YES" vote of Measure \_\_\_ by two thirds (2/3) of the votes cast by the voters within the territory of the proposed district voting on this measure would authorize the imposition of a special tax by the Redwood Coast Fire Protection District not to exceed Eighty-five Dollars (\$85) per unit of benefit per year. Each use would be assigned on a living unit, and one unit limit for each commercial, industrial and manufacturing use per parcel. The special tax proceeds will be expended for the following:
  - Fire Protection
  - Fire Prevention
  - Rescue
  - Emergency Medical
  - Hazardous Materials Response
  - Additional Emergency Services Relating to the Protection of Lives and or property
  - Necessary Expenses of the district

This assessment will remain in effect until such time as an increase beyond the maximum Eighty-five Dollars (\$85) per unit is necessary, in which case an increase would be subject to voter approval.

3. If Measure \_\_\_ fails, Measures \_\_\_, \_\_\_ and \_\_\_ will also fail.
4. A "YES" vote on Measure \_\_\_ by a majority vote of the votes cast by voters within the proposed territory of the proposed district voting in this measure would set an initial appropriations limit (Gann or Proposition 4 limit) of Two Hundred Fifty Thousand dollars (\$250,000).

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NOTE: CITY RESOLUTION IS NOT AN EXHIBIT TO LAFCO RESOLUTION #L96-10, but IS ATTACHED FOR ADDITIONAL INFORMATION - SEE LAFCO FILE FOR COMPLETE APPLICATION

**RESOLUTION NO. 19-96**

**A Resolution of the City Council of the City of Point Arena  
Requesting the Local Agency Formation Commission to Take Proceedings for the  
Formation of the Redwood Coast Fire Protection District of Mendocino County**

**WHEREAS**, the City Council of the City of Point Arena, as lead agency, desires to initiate proceedings pursuant to the Cortese-Knox Local Government Reorganization Act of 1985, commencing with Section 56000 of the California Government Code, for the formation of a fire protection district in accordance with Health and Safety Code, Sections 13815 - 13822; and

**WHEREAS**, notice of intent to adopt this Resolution of Application has been given to each interested and each subject agency; and

**WHEREAS**, the territory in which a fire protection district is proposed to be formed is inhabited, and a description of the boundaries of the territory is set forth in "Exhibit A" attached hereto and by this reference incorporated herein with map as "Exhibit B"; and

**WHEREAS**, the reasons for the proposed fire protection district are to provide fire protection, fire prevention, rescue services, emergency medical services, hazardous materials response, and additional emergency services relating to the protection lives and property as requested; and

**WHEREAS**, a Sphere of Influence as depicted on "Exhibit B" is requested to be assigned; and

**WHEREAS**, the proposed district can serve the area as demonstrated in the Plan for Services attached as "Exhibit C", which includes Benefit Assessment (special tax) figures as part of a proposal that the district intends to apply a special tax to all/or specific parcels(s), located within the proposed territory; and also includes a draft *Zero Master Tax Agreement* proposal attached as "Exhibit G"; and

**WHEREAS**, the City of Point Arena has considered the proposal and has conducted the necessary environmental review in accordance with CEQA of 1976 and which, based on findings, is proposed to be a Negative Declaration and is attached in "Exhibit D"; and

**WHEREAS**, it is desired by the City that the proposed fire protection district formation be subject to the following terms and conditions: Once established, the fire district will enter into a contractual agreement with the City of Point Arena stating the City's provisions for participation in the fire district. The agreement, attached as "Exhibit E", shall include conditions relating to the lease of the City's structure located at 247 Main Street, Point Arena, California.


**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Point Arena that this Resolution of Application is hereby adopted and approved; and, that the Local Agency Formation Commission of Mendocino County is hereby requested to take proceedings for the formation of a fire protection district of territory as described in Exhibits A and B according to the terms and conditions stated above and in the manner provided by the Cortese-Knox Local Government Reorganization Act of 1985; and

**BE IT FURTHER RESOLVED** that the City of Point Arena, as lead agency, requests that the formation of a fire protection district and Benefit of Assessment Special Tax be subject to voter approval at the next upcoming election, where if the special tax fails, formation of the district will not take place and, if the special tax and formation are successful, the initial appropriations limit (Gann or Proposition 4 limit) shall be \$250,000 as identified in the Impartial Analysis attached as "Exhibit F"; and

**BE IT LASTLY RESOLVED** that if the formation of the fire district is successful the governing board shall consist of five members and the initial board will be appointed by the Mendocino County Board of Supervisors and the City of Point Arena proportionately to two (2) and four (4) year terms; and, all seats will be at large.

**PASSED AND ADOPTED** by the City Council of the City of Point Arena at a regular meeting thereof held on the 8th day of October, 1996, by the following vote:

AYES:	Councilmembers B. Tanis, Dahlhoff, R. Tanis, Earlygrow
NOES:	None
ABSTAINS:	None
ABSENT:	None

  
\_\_\_\_\_  
Rayen B. Earlygrow, MAYOR

ATTEST:

  
\_\_\_\_\_  
Fred D. Patten, CITY CLERK

(SEAL)

I, Fred D. Patten, duly appointed and City Clerk of the City of Point Arena, do hereby certify that the above is a true and correct copy of the document on file at the Point Arena City Hall.

  
\_\_\_\_\_  
Fred D. Patten, Point Arena City Clerk/Admin.  
October 10, 1996