

September 11, 2019

To:

LAFCo Commissioners

From:

Martha Poyatos, Executive Officer J. Royalis

Subject:

LAFCo File No. 19-06 – Proposed Outside Service Agreement for Water by the City of Redwood City to a proposed single-family home at APN 068-211-020 (900 Fallen

Leaf Way, Unincorporated San Mateo County) Pursuant to Government Code

Section 56133 (0.60 acres)

Summary

Pursuant to Government Code Section 56133, Commission approval is required for extension of service by local agencies to territory outside the agency's boundaries. This section requires that the public agency apply to LAFCo by resolution on behalf of the landowner. In this case, the City of Redwood City has applied by resolution for extension of water service to a proposed home on a vacant lot 900 Fallen Leaf Way, (APN 068-211-020) in Unincorporated Emerald Lake Hills. The water connection is a County of San Mateo condition of approval for the building permit. The project area is within the sphere of influence of the City of Redwood City and the City's water service area but is not contiguous to the City boundary. The property owner has recorded a document consenting to future annexation of the property to the City. Commission approval is recommended.

Departmental Reports

County Assessor: The net assessed land valuation shown in the records of the County Assessor is \$1,009,800. The boundaries of the annexation area as proposed conform to lines of assessment and ownership.

County Clerk: The territory has no registered voters. The Outside Service Agreement would not conflict with any political subdivision boundaries.

County Public Works: The property is located within the Emerald Lake Hills Sewer Maintenance District. The developer or homeowner will be responsible for obtaining a sewer connection and paying the appropriate fees. An encroachment permit will be required for any work in the public right-of-way. The proposed water line shall not be installed in any new or existing sanitary sewer easements.

COMMISSIONERS: ANN DRAPER, CHAIR, PUBLIC . JOSHUA COSGROVE, VICE CHAIR, SPECIAL DISTRICT . RICH GARBARINO, CITY . DON

HORSLEY, COUNTY - MIKE O'NEILL, CITY - WARREN SLOCUM, COUNTY - RIC LOHMAN, SPECIAL DISTRICT

ALTERNATES: KATI MARTIN, SPECIAL DISTRICT • HARVEY RARBACK, CITY • JAMES O'NEILL, PUBLIC • DAVE PINE, COUNTY

STAFF: MARTHA POYATOS, EXECUTIVE OFFICER • REBECCA ARCHER, LEGAL COUNSEL • ROB BARTOLI, MANAGEMENT ANALYST

City of Redwood City: The City's General Plan designation is residential – low density. The Outside Service Agreement and application to LAFCo for the water connection was approved by the Redwood City City Council on August 26, 2019. The property owner has recorded a document consenting to any future annexation of the property by the City.

County Planning Department: The property is zoned RH/DR and has a General Plan Designation of low density residential - urban. The property is currently undeveloped. The property is within the sphere of influence of the City of Redwood City. Design Review and Grading permits for a new 4,454 square foot house (PLN2019-00133) are currently in review by the Planning Department. Permits from County Planning and Building will be required for any development on the property. County Planning recommends approval of the proposal.

County Environmental Health Services: The City of Redwood City and the Emerald Lake Hills Sewer Maintenance District provide the available water and sewer service in the area. Environmental Health Services recommends approval of the proposal.

California Environmental Quality Act

The proposal is categorically exempt from the environmental review requirements of the California Environmental Quality Act (CEQA) under Section 15303, Class 3, as it consists of a service extension for an exempt facility (up to three single-family residences and utilities, including water, to serve them).

Executive Officer's Report

This proposal has been submitted by resolution by the City of Redwood City in order to connect a proposed single-family dwelling at a newly created parcel. The water extension is consistent with Section 56133 and the existing policies of San Mateo LAFCo. The subject property is within the Sphere of Influence of the City of Redwood. The parcel is not, however, contiguous to the City boundary. As such, annexation of this parcel is not feasible at this time. As required by San Mateo LAFCo policy, the property owner has recorded an agreement consenting to future annexation to the City and waive protest of the annexation if an annexation was proposed.

Recommended Commission Action

By motion, approve LAFCo File No. 19-06 – Proposed Water Extension by the City of Redwood City to Proposed Single-family Home at APN 068-211-020 (900 Fallen Leaf Way, Unincorporated San Mateo County) Pursuant to Government Code Section 56133 (0.60 acres) and direct the Executive Officer to send a letter of approval to the City and the property owner.

Attachments

- A. Outside Service Application for at APN 068-211-020 (900 Fallen Leaf Way)
- B. Vicinity Map
- C. Copy of City of Redwood City Resolution and Recorded Agreement

Distribution: Javier Sierra, City of Redwood City

Jim Thomson, Applicant

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File No. 19-06–Proposed Outside Service Agreement for Water to APN 068-211-020

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Kanoa Kelley, San Mateo County Planning Department John Brennan, San Mateo County Building Department

APPLICATION FOR A CHANGE OF ORGANIZATION OR REORGANIZATION TO THE SAN MATEO LOCAL AGENCY FORMATION COMMISSION

RECEIVED

A.	GENERAL	INFORMA	<u>TION</u>

JUL 1 1 2019

JOL 7 1 5013
Briefly describe the nature of the proposed change of organization or reorganization.
Provide a water service connection from the City of Redwood City through an Outside Service Agreement to APN 068-211-020 in unincorporated Emerald Lake Hills (preliminary address 900 Fallen Leaf Way). A new 4,463 SF single-family home with fire sprinklers will be constructed.
An application for a change of organization or reorganization may be submitted by individuals in the form of a petition or by an affected public agency in the form of a certified resolution. This application is submitted by (check one):
X Landowners or registered voters, by petition An affected public agency, by resolution
(If this application is submitted by petition of landowners or registered voters in the affected territory, complete the petition form.)
What are the reasons for the proposal?
The property where the single-family home is proposed to be constructed does not presently have a domestic water service, but is located within the City of Redwood City's Emerald Lake Hills Area Sphere of Influence and Water Service Boundary.
Does this application have 100% consent of landowners in the affected area?
X No
Estimated acreage: 0.60 AC
<u>SERVICES</u>
List the name or names of all existing cities and special districts whose service area or service
responsibility would be altered by the proposed change of organization or reorganization.
City of Redwood City (Water Division)

construction of necessary facilities (if any) and operation. Example is given on the first two lines of the space provided for your response.

	PRESENT	PROPOSED	FUNDING SOURCE		
SERVICE	SOURCE	SOURCE	CONSTRUCTION	OPERATING	
Police (example)	Co. Sheriff	City Police	N/A	Taxes	
Sewer (example)	None	City of	Proponent	Fees	
Water	None	City of Redwood City	Proponent	Fees	
Sewer	Emerald Lake Heights Sewer Maintenance District	Emerald Lake Heights Sewer Maintenance District	Assessment No. 1360, Proponent	Fees	

C. PROJECT PROPOSAL INFORMATION

1. Please describe the general location of the territory which is the subject of this proposal. Refer to major highways, roads and topographical features.

The property is a vacant lot identified as San Mateo County APN 068-211-020, with a preliminary address of 900 Fallen Leaf Way, in the unincorporated Emerald Lake Hills Area. The property lies just southwest of the intersection of Jefferson Avenue and Fallen Leaf Way.

2. Describe the present land use(s) in the subject territory.

The property is vacant land with horse stables and shed structures to be demolished. A Design Review Application for a new 4,463 SF single-family home, with 723 SF attached garage, fire sprinklers, and landscaping, has been approved pursuant to County File No. PLN2019-00133. The surrounding neighborhood is predominantly single-family residential.

3. How are adjacent lands used?

North: Jefferson Avenue and Residential (Single-Family Homes)

South: Residential (Single-Family Homes)

East: Fallen Leaf Way, School (Redwood Nursery), and Residential (Single-Family Homes)

West: Residential (Single-Family Homes)

4. Will the proposed change of organization result in additional development? If so, how is the subject territory to be developed?

No. The provision of water service by the City of Redwood City will facilitate the development of

	one (1) new single-family home on the subject pr	operty, which has been pre-approved.
5.	What is the general plan designation of the subject	t territory?
6.	What is the existing zoning designation of the sub	ject territory?
	Residential Hillside/Design Review (Emerald La	ke Hills)
7.	What prezoning, environmental review or develop development in the subject territory?	oment approvals have already been obtained for
	Design Review Approval Recommendation for N (PLN2019-00133). Project will require final app Certificate of Compliance.	New Single-Family Home and CEQA Exemption roval of the Design Review Permit and a
8.	What additional approvals will be required to produce	ceed?
	County Certificate of Compliance, Design Revie construction, County Road Encroachment Permit water main, and City of Redwood City Approval	t for water service lateral connection to existing
9.	Does any portion of the subject territory contain a or other service moratorium or wetlands subject to	ny of the followingagricultural preserves, sewer to the State Lands Commission jurisdiction?
	No.	
10.	If no specific development projects are associated potential for development of the property? If so,	with this proposal, will the proposal increase the how?
	No (N/A). Design Review Approval for the new obtained, and there is no other development prop	v single-family home is in the process of being posed for the property.
	* * * * *	* * * * *
Not	FCo will consider the person signing this application ice and other communications regarding this application onent at:	n as the proponent of the proposed action(s). ation (including fee payment) will be directed to the
NA	ME: Jefferson 10 Investors, LP	EMAIL: pgeary@edenbridgehomes.com w/copy to: eric@edenbridgehomes.com
AD	DRESS: 21771 Stevens Creek Blvd., Ste. 200A	TELEPHONE: (669) 231-4240
AT	Cupertino, CA 95014 TN: Patrick J. Geary, Authorized Signatory	Signature of Propogent

Request For Address Assignment RECEIVED

COUNTYOFSAN MATEO

JUL 1 1 2019

LAFCO

For New Land Development - A tax lot map clearly indicating the lot(s).

Please provide the following information:

Visa/MasterCard accepted: ___

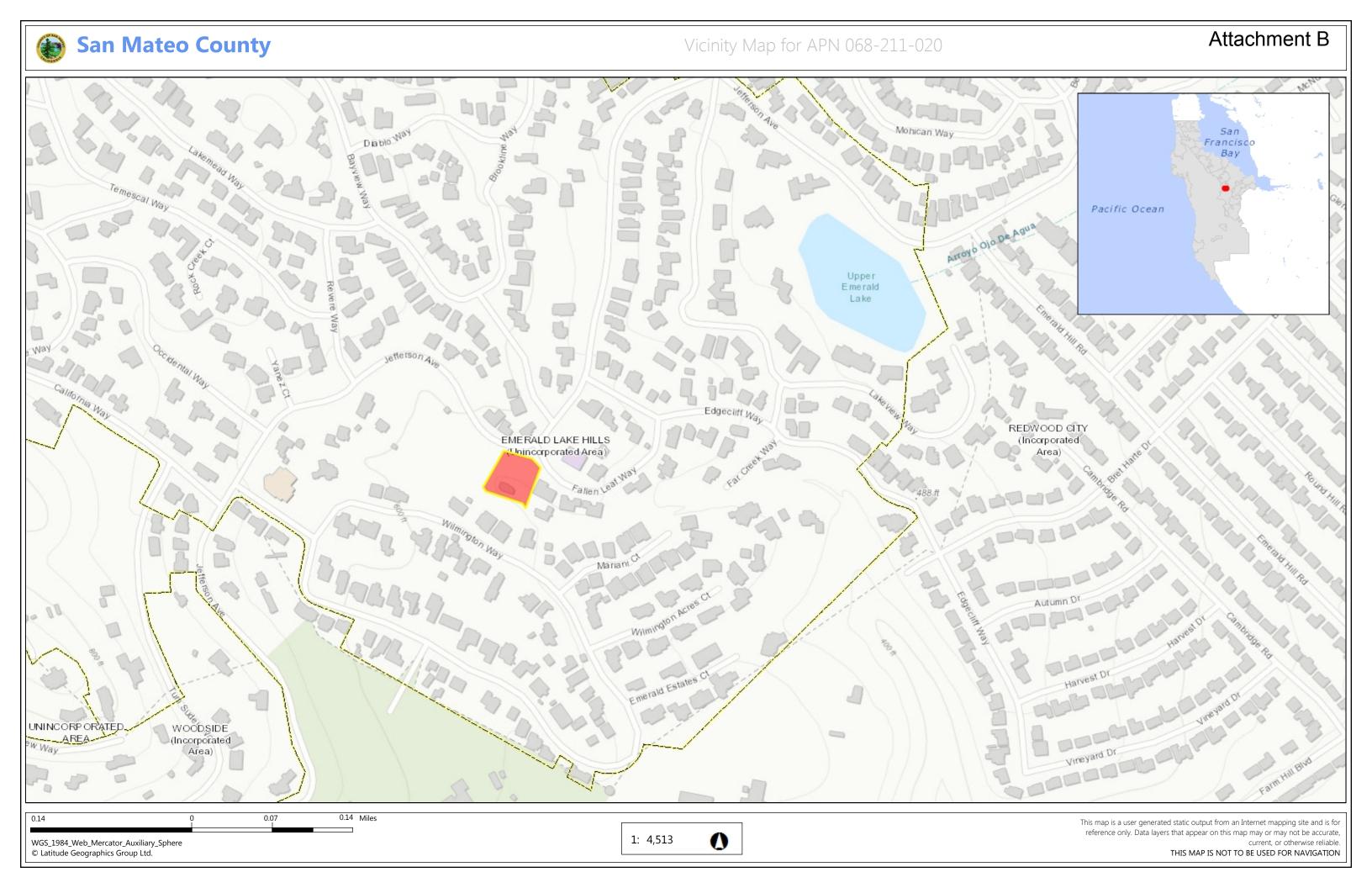
(i.e. if credit card used, 3% surcharge will be applied.)

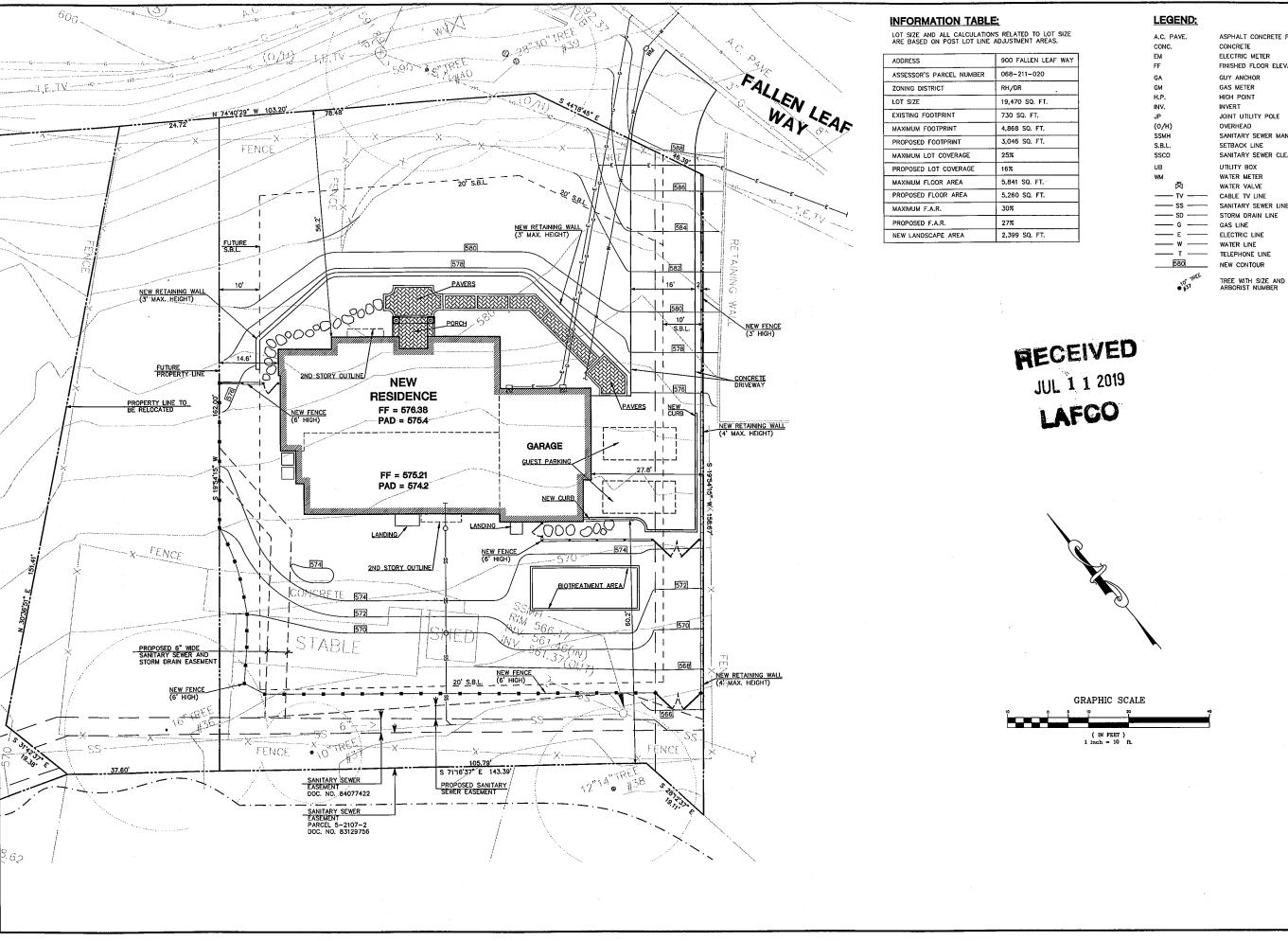
If paying by check, please make it payable to San Mateo County.

455 County Center, 2nd Floor Mail Drop PLN 122
Redwood City, CA 94063
TEL (650) 363-4161 FAX (650) 363-4849
www.co.sanmateo.ca.us/planning
plngbldg@smcgov.org

 For Existing Structures - A diagram showing su Reason for Request to change Address of suffi. 					
APN/"Parcel Number": 068-211-020 Current address: None (Existing Parcel Access is from Faller	n Leaf Way)				
Type of Address Request:					
☐ Additional Address ☐ *Change Address	■ New Address □ Utility Address				
Property Owner	Requestor				
Name: Eric Zweig - Director of Planning	Name: Eric Zweig - Jefferson 10 Investors, LP				
Company: Jefferson 10 Investors, LP	Signature:				
Signature: Umm	Phone: (669) 23 Y -4240				
Address: 21771 Stevens Greek Blvd #200A, Cupertino, CA	Fax: (669) 231-4250				
Phone: (669) 231-4240	E-mail: eric@edenbridgehomes.com				
E-mail: eric@edenbridgehomes.com					
Disclaimer: By signing above, Requestor acknowledges that Property Owner has consented to address change for permit(s) needed at property. Under no circumstances shall the County of San Mateo be liable for any actions taken on or omissions made from reliance on any information contained herein from the Requestor nor shall the County be liable for any other consequences from any such reliance. * Reason for Change Request: Parcel needs Fallen Leaf Way address for construction of new single family home.					
Your preferred number 1. 898	2. 900				
from the Eiro Department	ed address number after research and confirmation DEC 1 200 DEC				
Property Addressing Service (applies to each assi	gnment or change of each street address): $^{-1}$				
Minimum Fee (non-refundable) Staff Labor	\$45.00 \$102.00/hr.				

Exp. Date:





. PAVE.	ASPHALT CONCRETE PAVEN
NC.	CONCRETE
	ELECTRIC METER
	FINISHED FLOOR ELEVATION
	GUY ANCHOR
	GAS METER
·.	HIGH POINT
<i>'</i> .	INVERT
	JOINT UTILITY POLE
/H)	OVERHEAD
мн	SANITARY SEWER MANHOLE
3.L.	SETBACK LINE
co	SANITARY SEWER CLEANOU
	UTILITY BOX
l	WATER METER
ሾ	WATER VALVE
— vv ——	CABLE TV LINE
— ss	SANITARY SEWER LINE
— SD	STORM DRAIN LINE
— G ——	GAS LINE
— Е ——	ELECTRIC LINE
w	WATER LINE
— т —	TELEPHONE LINE



ASSOCIATES OS-CA 94070-(650) AND CIVIL ENGINEERING • L STREET • SAN CARLC MacLEOD CENTER

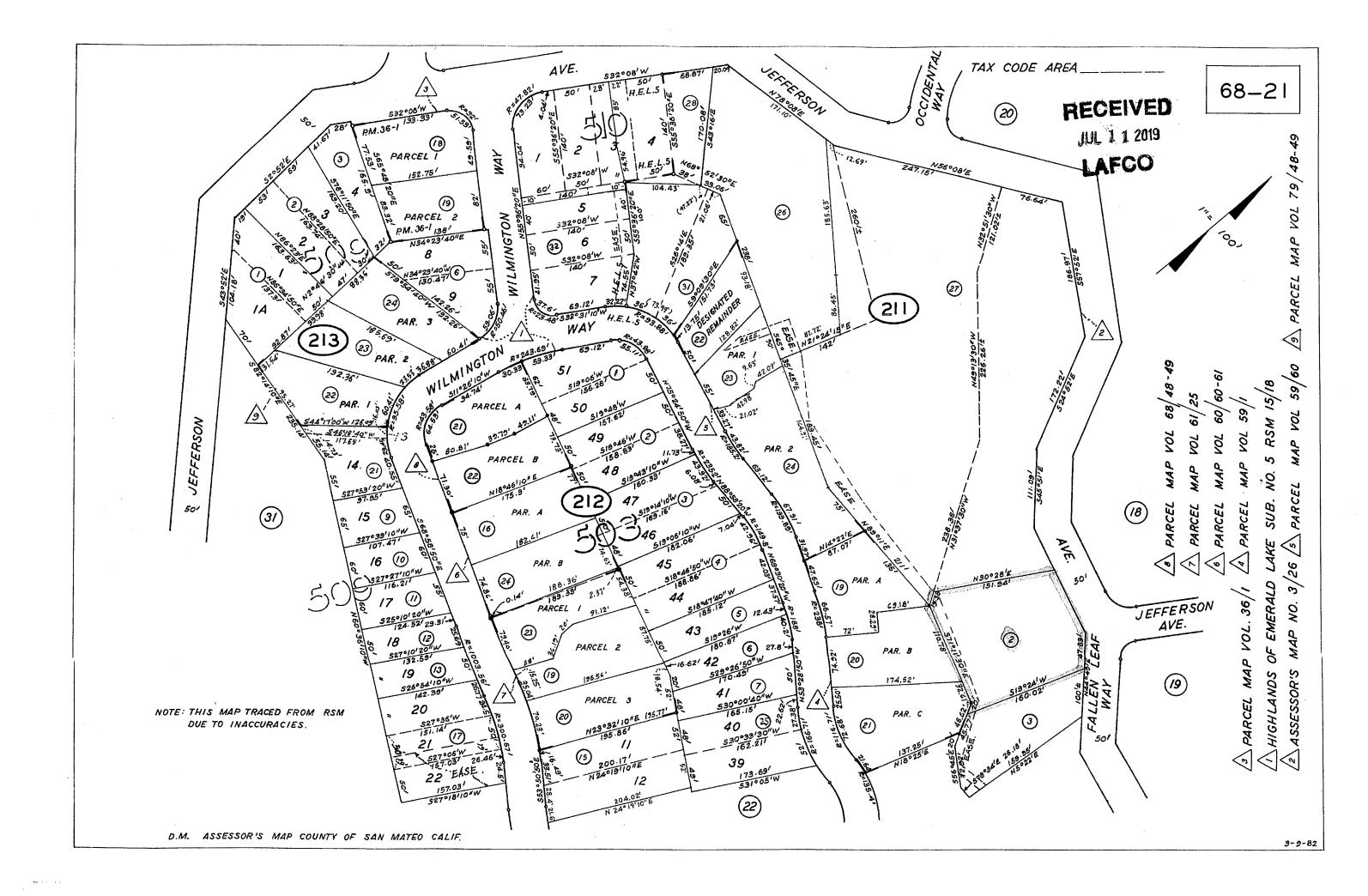
900 FALLEN LEAF

SITE PLAN

DRAWN BY: DESIGNED BY: CHECKED BY: 1"=10"

SCALE: 06/28/19

LOT-10-SITE AO



RESOLUTION NO. 15793

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDWOOD CITY AUTHORIZING APPLICATION BY THE CITY OF REDWOOD CITY TO THE LOCAL AGENCY FORMATION COMMISSION REQUESTING APPROVAL FOR EXTENSION OF WATER SERVICE TO 900 FALLEN LEAF WAY (APN 068-211-020), OUTSIDE JURISDICTIONAL BOUNDARIES PURSUANT TO GOVERNMENT CODE SECTION 56133

WHEREAS, the property located at 900 Fallen Leaf Way, APN 068-211-020 (the "Property"), in unincorporated San Mateo County, California, is outside the City of Redwood City's ("City") jurisdictional boundaries, but inside the City's sphere of influence and water service area; and

WHEREAS, the Property is an undeveloped parcel; and

WHEREAS, the County of San Mateo is processing an application for a building permit to construct a new single-family home at the Property; and

WHEREAS, the County of San Mateo's approval of the building permit is conditioned upon the property owner obtaining a new water connection and service for the proposed residence from the City; and

WHEREAS, the property owner has requested that the City provide water service to the Property; and

WHEREAS, this project is categorically exempt under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Section 15303(d) (New Construction or Conversion of Small Structures).

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF REDWOOD CITY, AS FOLLOWS:

1. The City Manager or their designee is hereby authorized and directed to submit an application to the Local Agency Formation Commission ("LAFCO") requesting

08/26/2019

- h) Property owner shall adhere to all the review comments and conditions of service stated by the City; and
- i) Property owner shall submit a signed Declaration of Restriction

 Agreement to the City and record it with the County of San Mateo.
- The Local Agency Formation Commission of San Mateo County is hereby requested to take proceedings in the manner provided by California Government Code Section 56133.

* * *

Passed and adopted by the Council of the City of Redwood City at a

Joint City Council/Successor Agency Board/Public Financing Authority Meeting
thereof held on the 26th day of August 2019 by the following votes:

AYES:

Aguirre, Borgens, Hale, Howard, Masur, Reddy and Mayor

Bain

NOES:

None

ABSENT:

None

ABSTAINED:

None

RECUSED:

None

Ian Bain

Mayor of the City of Redwood City

San Alan Ban

Attest:

Pamela Aguilar, CMC

City Clerk of Redwood City

I hereby approve the foregoing

resolution this 27th day of August 2019.

Ian Bain

Mayor of the City of Redwood City

lan Alan Ban

RECORDING REQUESTED BY AND AFTER RECORDING MAIL TO:

LOCAL AGENCY FORMATION COMMISSION 455 COUNTY CENTER REDWOOD CITY, CA 94063

With a copy to: CITY CLERK CITY OF REDWOOD CITY P.O. BOX 391 1017 MIDDLEFIELD ROAD REDWOOD CITY, CA 94064

2019-071793 CONF

1:16 pm 09/04/19 NQ Fee: NO FEE
Count of pages 5
Recorded in Official Records
County of San Mateo
Mark Church

Assessor-County Clerk-Recorder

* \$ R 0 0 0 2 7 4 9 4 6 3 \$ *

SPACE ABOVE RESERVED FOR RECORDER'S USE Exempt from recording fee per Gov. Code § 27383.

DECLARATION OF RESTRICTION

THIS DECLARATION OF RESTRICTION ("Declaration") is made and entered into this 3rd day of September, 2019, by the Property Owner Jefferson 10 Investors, LP, a California limited partnership, ("Owner").

WITNESSETH:

WHEREAS, Owner owns all that certain real property situated in the County of San Mateo, State of California, commonly known as 900 Fallen Leaf Way, APN 068-211-020 (the "Property"), as more particularly described in Exhibit "A," attached hereto and incorporated herein by this reference; and

WHEREAS, the Property is located outside the jurisdictional boundaries of the City of Redwood City, a charter city and municipal corporation of the State of California, ("City"), and not contiguous to the City's boundary, but within the City's sphere of influence as determined by the San Mateo County Local Agency Formation Commission (the "Commission"); and

WHEREAS, on August 26, 2019, the City Council of the City adopted a Resolution authorizing the application by the City to the Commission requesting

approval for extension of water service to the Property pursuant to Government Code Section 56133; and

WHEREAS, as a condition to said water service connection, the Commission has required the Owner to evidence consent to annexation to the City and waiver of protest to such annexation in the event the Property were to be proposed for annexation to the City; and

WHEREAS, Owner desires to evidence such consent and waiver as aforesaid; and

WHEREAS, Owner understands that any future annexation to the City is subject to any and all City rights and determinations, whether legislative, quasi-judicial, administrative, or however characterized, with respect to any proposed annexation of the Property to the City.

AGREEMENT:

NOW, THEREFORE, Owner agrees as follows:

- 1. <u>CONSENT</u>. In the event the Property shall be proposed for annexation to the City, Owner hereby consents to said annexation, and hereby waives Owner's rights to protest such annexation pursuant to the provisions of law governing such annexations.
- 2. TAXES, OTHER CHARGES. In the event annexation of the Property to the City shall be duly approved by all agencies having jurisdiction thereof, Owner agrees that the Property shall be subject to any and all general, special, extraordinary, or additional taxes or assessments, or any and all general, special extraordinary, or additional service charges, fees, or rates, levied against, imposed upon, or otherwise pertaining to the Property by any and all agencies, including the City, having jurisdiction thereof in the same fashion as other like property located within the territorial limits of the City.

3. <u>SUCCESSORS</u>. This Declaration and all of the terms, conditions, covenants, and declarations herein contained shall be binding upon, and shall inure to the benefit of Owner and Owner's administrators, heirs, assigns, and transferees.

4. RUNS WITH THE LAND; RECORDATION. This Declaration pertains to and shall run with the Property. Upon execution, this Declaration shall be recorded in the Official Records of San Mateo County.

5. <u>CAPTIONS</u>. Paragraph headings as used herein are for convenience only, and shall not be deemed to affect the meaning or intent of the paragraph headed thereby.

IN WITNESS WHEREOF, Owner has executed this Declaration the date and year first hereinabove written.

<u>OWNER</u>

Jefferson 10 Tryestors LP

, a <u>California limited partnership</u>

By: Patrick J. Geary

[Signature must be notarized]

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

))§

County of Santa Clara)

On September 3, 2019, before me, A. Tristen Watkins, a Notary Public, personally appeared Patrick J. Geary who proved to me on the basis of satisfactory evidence to be the person (x) whose name (x) is/3tc subscribed to the within instrument and acknowledged to me that he/sNe/they executed the same in his/her/their authorized capacity(is), and that by his/her/their signature on the instrument the person on the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct

WITNESS my hand and official seal.

a histon watkens

A. TRISTEN WATKINS Notary Public - California Santa Clara County

Commission # 2174980 ffux (Seath Featre)s Jan 5, 2021

EXHIBIT "A"

For APN/Parcel ID(s): 068-211-020

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA IN COUNTY OF SAN MATEO. STATE OF CALIFORNIA AND IS DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHWESTERLY LINE OF JEFFERSON AVENUE DISTANT ALONG THE SOUTHEASTERLY AND SOUTHWESTERLY LINES OF SAID JEFFERSON AVENUE. THE FOLLOWING COURSES AND DISTANCES FROM THE SOUTHWESTERLY CORNER OF LOT 7 IN BLOCK 508, AS DESIGNATED ON THE MAP ENTITLED "HIGHLANDS OF EMERALD LAKE SUBDIVISION FIVE", WHICH MAP WAS FILED IN THE OFFICE OF THE RECORDER OF THE COUNTY OF SAN MATEO. STATE OF CALIFORNIA ON JANUARY 19, 1927 IN BOOK 15 OF MAPS AT PAGES 15 THROUGH 18 INCLUSIVE: SOUTH 53° 12' WEST 289.14 FEET TO AN ANGLE POINT: NORTH 78° 48' WEST 149.27 FEET TO AN ANGLE POINT; NORTH 44° 49' WEST 118.11 FEET TO THE POINT OR BEGINNING OF THE LANDS HEREIN DESCRIBED; THENCE FROM SAID POINT OF BEGINNING AND CONTINUING ALONG THE SOUTHWESTERLY LINE OF JEFFERSON AVENUE, NORTH 44° 49' WEST 47.83 FEET; THENCE NORTH 74' 50' WEST 103.20 FEET, MORE OR LESS, TO THE SOUTHEASTERLY LINE OF THE LANDS DESCRIBED 11' DEED FROM LEONARD REALTY CO., A CORPORATION. TO CARL 0. SCHOOF AND WIFE, BY DEED DATED JULY 28, 1945 AND RECORDED SEPTEMBER 11, 1945 IN BOOK 1211 OF OFFICIAL RECORDS OF SAN MATEO COUNTY AT PAGE 205, THENCE LEAVING JEFFERSON AVENUE AND RUNNING ALONG THE SOUTHEASTERLY LINE OF PROPERTY ABOVE DESCRIBED SOUTH 30' 38' WEST 151.94 FEET, MORE OR LESS, TO POINT IN THE NORTHEASTERLY LINE OF THE LANDS DESCRIBED IN DEED FROM LENOLT SECURITIES CORPORATION TO JOSEPH AND SUZANNE M. WILSON DATED JUNE 20, 1936 AND RECORDED JULY 3, 1936 IN BOOK 696 OF OFFICIAL RECORDS OF SAN MATEO COUNTY AT PAGE 350; THENCE SOUTH 31 ' 37' 30" EAST ALONG SAID NORTHEASTERLY LINE OF SAID LANDS OF WILSON 19.38 FEET MORE OR LESS TO A POINT IN THE NORTHERLY LINE OF THE LANDS DESCRIBED IN DEED FROM LENOLT SECURITIES CORPORATION TO EDGAR P. FISHER AND MAUDE A. FISHER, DATED APRIL 25, 1939 AND RECORDED APRIL 27, 1939 IN BOOK 841 OF OFFICIAL RECORDS OF SAN MATEO COUNTY AT PAGE 105; THENCE SOUTH 71 ' 11' 30" EAST ALONG SATO LANDS OF FISCHER 145.78 FEET AND SOUTH 28' 07' 30" EAST 20 FEET MORE OR LESS TO THE MOST WESTERLY CORNER OF THE LANDS DESCRIBED IN DEED FROM LEONARD REALTY CO., A CORPORATION TO LEONA E. MI\RIANI DATED JUNE 26, 1945 AND RECORDED JULY 6, 1945 IN BOOK 1189 OF OFFICIAL RECORDS OF SAN MATEO COUNTY AT PAGE 226: THENCE ALONG THE NORTHWESTERLY LINE OF LANDS ABOVE DESCRIBED NORTH 19' 24' EAST 160.02 FEET, MORE OR LESS, TO THE SOUTHWESTERLY LINE OF JEFFERSON AVENUE AND THE POINT OF BEGINNING.

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