

RESOLUTION NO. 3006-2006

RESOLUTION OF THE FORT BRAGG CITY COUNCIL AUTHORIZING APPLICATION TO THE LOCAL AGENCY FORMATION COMMISSION (LAFCO) OF MENDOCINO COUNTY FOR POMO BLUFFS PARK ANNEXATION, AND ALLOCATE \$1,350 FROM GENERAL FUND RESERVE FOR APPLICATION FEE

WHEREAS, the City of Fort Bragg ("City") desires to initiate proceedings under the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56000 of the Government Code, for the annexation of two parcels of land (APNs 018-440-01; 018-440-02) which comprise approximately three acres at the southwest end of Pomo Bluffs Park ("the Proposed Property"); and

WHEREAS, a Notice of Intent to adopt a Resolution of Application was mailed 20 days in advance of the date of proposed adoption of this resolution, to all interested, affected, and subject agencies, and whereas the list of agencies, notice, statement, and map are attached hereto, and by reference incorporated herein as Exhibit "A"; and

WHEREAS, the Proposed Property is uninhabited and a description of the boundaries of the Proposed Property is set forth in Exhibit "B" attached hereto, and depicted on a Map set forth in Exhibit "C" attached hereto; and

WHEREAS, the reason for the proposed annexation is to bring the City-owned parcels into the boundaries of the City for use as parks and open space; and

WHEREAS, the Proposed Property is within the Sphere of Influence of the City; and

WHEREAS, the annexation proposal includes a condition that the proposed development and use of the Proposed Property shall be for parks and open space; and

WHEREAS, the City has considered the annexation application and prepared a notice of exemption, included as Exhibit "D", pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15319; and

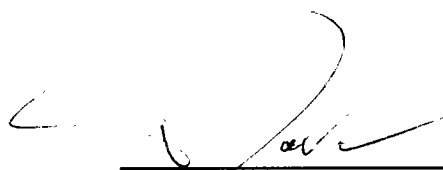
WHEREAS, the City is the owner of the Proposed Property, the City's mailing address is 416 N. Franklin Street, Fort Bragg, California 95437, and this application is submitted with 100% land owner consent with certification of said consent being this Resolution; and

WHEREAS, the City Council of the City of Fort Bragg duly noticed and held a public hearing regarding the adoption of this Resolution on August 28, 2006.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg, pursuant to Government Code §56654 and §56700, does hereby adopt this Resolution to request that the Local Agency Formation Commission of Mendocino County initiate proceedings in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 for the annexation of territory described in Exhibits "B" and "C" and does hereby authorize the expenditure of up to \$1,350 from the City's General Fund Reserve to pay the fees associated with same.


The above and foregoing Resolution was introduced by Councilmember Melo, seconded by Councilmember Baltierra, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 28th day of August, 2006, by the following vote:

AYES: Councilmembers Gjerde, Baltierra, Hammerstrom, Melo, and Mayor Turner.
NOES: None.
ABSENT: None.
ABSTAIN: None.



DAVE TURNER,
Mayor

ATTEST:



Cynthia M. VanWormer, CMC
City Clerk



CITY OF FORT BRAGG

Incorporated August 5, 1889
416 N. Franklin St.
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802
ci.fort-bragg.ca.us

NOTICE OF PUBLIC HEARING

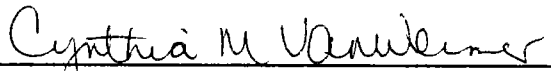
NOTICE IS HEREBY GIVEN that the Fort Bragg City Council will conduct a public hearing at a regular meeting to be held at 7:00 p.m., or as soon thereafter as the matter may be heard, on **Monday, August 28, 2006**, at Town Hall, southwest corner of Main and Laurel Streets (363 N. Main), Fort Bragg, California 95437. The public hearing will concern the following item:

Conduct Public Hearing to Consider Adoption of a Resolution of Application and Funding Allocation for the Pomo Bluffs Annexation.

Additional information on this item is on file at the Office of the City Clerk, City Hall, 416 North Franklin Street, Fort Bragg, California 95437 for review and/or copying during normal business hours.

All interested persons are invited to appear at this meeting to present their comments. Written communications should be received no later than the hearing date.

Dated: July 28, 2006.

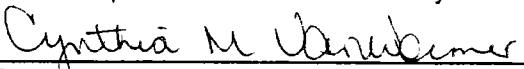


Cynthia M. VanWormer, CMC, City Clerk

PUBLISH: August 3, 2006.

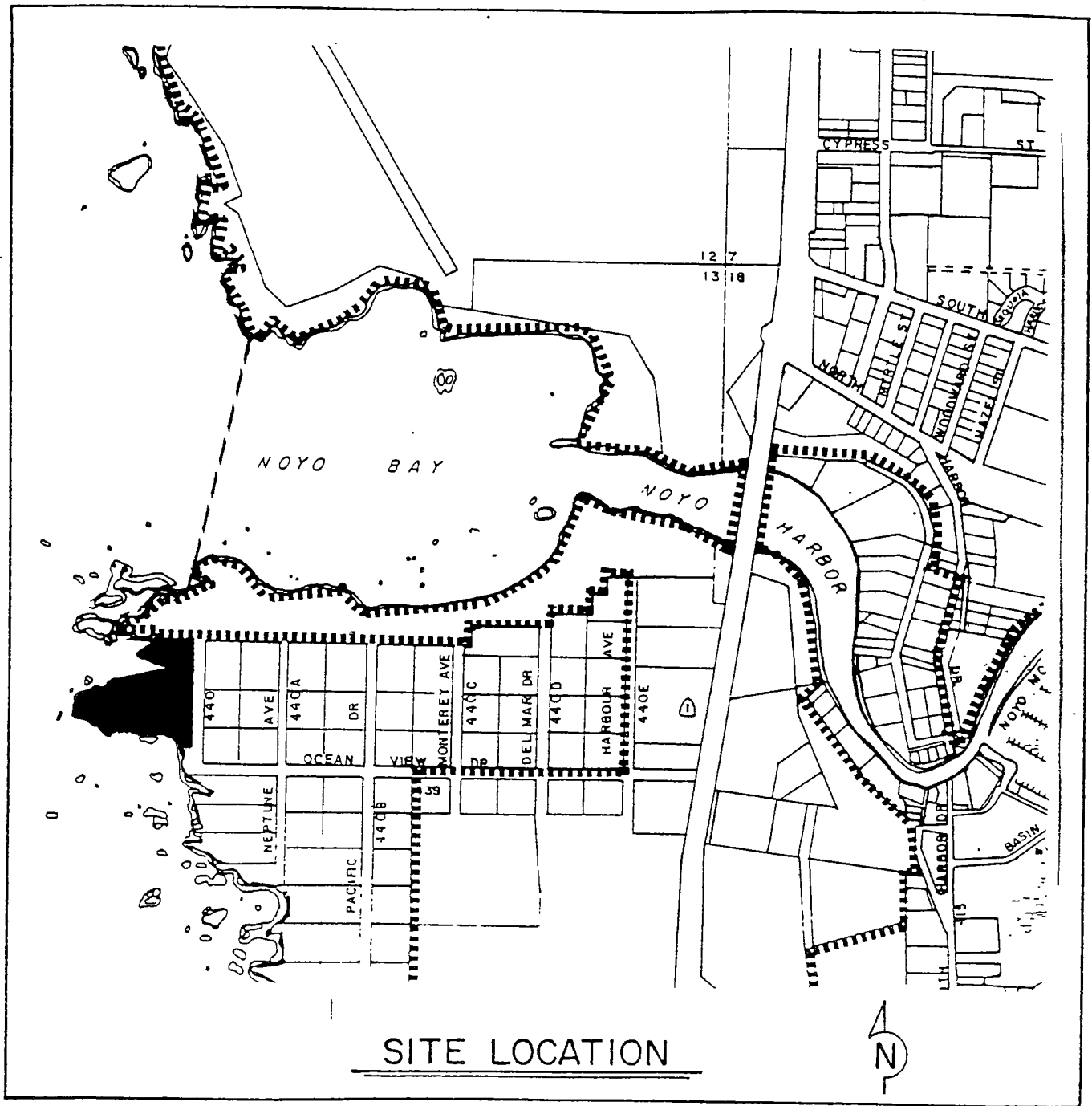
STATE OF CALIFORNIA)
)ss.
COUNTY OF MENDOCINO)

I declare, under penalty of perjury, that I am employed by the City of Fort Bragg in the Administrative Department; and that I posted this Notice in the City Hall Notice case on August 3, 2006.



Cynthia M. VanWormer, CMC, City Clerk

EXHIBIT A



Name of Applicant City of Fort Bragg

Location of Project West side of Cliff Way AP# 018-440-01/02

Project Number _____

Type of Application annexation

Hearing Date Monday, August 28, 2006, @ 7:00 p.m.

Hearing Location Town Hall, 363 North Main Street

PROOF OF SERVICE BY MAIL

(Code of Civil Procedure Sections 1013a, 2015.5)

I am over the age of 18 years, employed in the County of Mendocino, and not a party to the within action; my business address is Fort Bragg City Hall, 416 North Franklin Street, Fort Bragg, California 95437.

On August 2, 2006, I served a copy of the attached document by placing a true copy thereof enclosed in a sealed envelope, with postage thereon fully prepaid, in the United States mail at Fort Bragg, California addressed as follows:

Reference attached list.

Executed on August 2, 2006, at Fort Bragg, Mendocino County, California.

I declare, under penalty of perjury, that the foregoing is true and correct.

ATTEST:


Brenda Jourdain, Office Clerk

APN 018-440-01-00

CITY OF FORT BRAGG
416 N FRANKLIN ST
FORT BRAGG CA 95437

APN 018-440-04-00

HAROLD G MILLER
PO BOX 687
FORT BRAGG CA 95437

APN 018-440-07-00

GLADYS R JAMES
18 COVENTRY DR
OROVILLE CA 95966

APN 018-440-11-00

DOMINIC J AND JULIA C AFFINITO
PO BOX 215004
SACRAMENTO CA 95821

APN 018-440-14-00

GEORGE AND DOROTHY
OCONNELL
19251 NEPTUNE AVE
FORT BRAGG CA 95437

APN 018-440-17-00

MARGUERITE WARREN
19200 PACIFIC DR
FORT BRAGG CA 95437

APN 018-440-22-00

GLADYS R JAMES
18 COVENTRY DR
OROVILLE CA 95966

APN 018-440-25-00

JAMES F AND MARY ANN TODD
1421 TAUBOLD CT
FORT BRAGG CA 95437

APN 018-440-28-00

VANESSA A JONES
31375 OCEAN VIEW DR
FORT BRAGG CA 95437

APN 018-440-33-00

SCOTT B AND DEBRA L
MENDONSA
2319 J ST
SACRAMENTO CA 95816

APN 018-440-02-00

CITY OF FORT BRAGG
416 N FRANKLIN ST
FORT BRAGG CA 95437

APN 018-440-05-00

IDELLA MARIE AND PETER
NICHOLAS PAUL
19251 CLIFF WAY
FORT BRAGG CA 95437

APN 018-440-08-00

SCOTT DEITZ
PO BOX 840
MENDOCINO CA 95460

APN 018-440-12-00

BRADLEY C AND CAROL L HESTER
PO BOX 6748
TAHOE CITY CA 96145

APN 018-440-15-00

STANLEY AND HILDEGARD E
MCKAIG
19250 PACIFIC DR
FORT BRAGG CA 95437

APN 018-440-18-00

ANNE M SMITH
19181 NEPTUNE AVE
FORT BRAGG CA 95437

APN 018-440-23-00

ROBERT G BRUCE
2911 W COUNTY RD
GLENN CA 95943

APN 018-440-26-00

CHRISTIAN M AND LINDA M
LUNDMARK
165 BOST AVE
NEVADA CITY CA 95959

APN 018-440-31-00

WILLIAM S AND ALICE R FURRY
6441 VIA DEL CERRITO
RANCHO MURIETA CA 95683

APN 018-440-34-00

ROBERT COLOMBI
647 E OAK ST
FORT BRAGG CA 95437

APN 018-440-03-00

WILLIAM AND AUDREY CLAYDON
2238 IRELAND DR
FAYETTEVILLE NC 28306

APN 018-440-06-00

LODGE FREDERICK A
580 N SPRING ST
UKIAH CA 95482

APN 018-440-09-00

RONALD A AND MARGARET E
REITER
601 VAN NESS AVE #21
SAN FRANCISCO CA 94102

APN 018-440-13-00

LEE A AND NADINE BARLOW
807 JUNIPERO SERRA AVE
STOCKTON CA 95210

APN 018-440-16-00

TREVOR J AND PATRICIA A
ORCHARD
110 ALSTAN CT
MONROEVILLE PA 15146

APN 018-440-19-00

WILLIAMS THEODORE
19180 PACIFIC DR
FORT BRAGG CA 95437

APN 018-440-24-00

SMITH WALLACE J THE
500 HAWTHORN RD
SACRAMENTO CA 95864

APN 018-440-27-00

ALLAN D AND BARBARA LEE
19200 MONTEREY AVE
FORT BRAGG CA 95437

APN 018-440-32-00

LISTON THEODORE S
2048 FALCON CT
FAIRFIELD CA 94533

APN 018-440-35-00

FRANCISCO H AND JUANA B
HURTADO
19250 DELMAR DR
FORT BRAGG CA 95437

MENDOCINO COAST
AUDUBON SOCIETY
18214 N HWY 1
FORT BRAGG CA 95437

GUY BURN
19200 HARBOR DR
FORT BRAGG CA 95437

REUBEN CASILLAS
PO BOX 1739
FORT BRAGG CA 95437-1739

CLAUDE MARTIN
12305 HORSESHOE RD
OAKDALE CA 95361

SHAW REVOCABLE TRUST
PO BOX 414
UKIAH CA 95482-0414

LORI HUBBART
DKY, CNPS
PO BOX 985
POINT ARENA CA 95468-0985

CHARLES E BAXMAN
1211 S MAIN ST
FORT BRAGG CA 95437

COLLEGE OF THE REDWOODS
1211 DEL MAR DR
FORT BRAGG CA 95437

ALLAN & LOIS CARLSON
PO BOX 491
FORT BRAGG CA 95437-0491

MENDOCINO COAST BOTANICAL
GARDENS
18220 N HWY 1
FORT BRAGG CA 95437

MENDOCINO LAND TRUST
PO BOX 1094
MENDOCINO CA 95460-1094

ROXANNE WEHREN
COAST LAND TRUST
PO BOX 340
ALBION CA 95410-0340

ROBINA RAFANEN
PO BOX 182
FORT BRAGG CA 95437-0182

HARRIET RHOADES
PO BOX 91
FORT BRAGG CA 95437-0091

LUCY STANLEY
PO BOX 1972
FORT BRAGG CA 95437-1972

MANAGER
HARBOR RV PARK
1021 S MAIN ST
FORT BRAGG CA 95437

ROBERT MERRILL
CA COASTAL COMMISSION
PO BOX 4908
EUREKA CA 95502-4908

MENDOCINO COUNTY PLANNING
& BUILDING SERVICE
790 S FRANKLIN ST
FORT BRAGG CA 95437

BOB PARKER
MENDOCINO COUNTY
DEPT OF TRANSPORTATION
340 LAKE MENDOCINO DR
UKIAH CA 95482

CHARLIE BOISE
MENDOCINO COAST RECREATION
& PARK DISTRICT
213 LAUREL ST
FORT BRAGG CA 95437

GREG PICARD
CA DEPT OF PARKS & REC
PO BOX 440
MENDOCINO CA 95460-0440

SALMON TROLLERS ASSN
PO BOX 137
FORT BRAGG CA 95437-0137

FB UNIFIED SCHOOL DISTRICT
312 S LINCOLN ST
FORT BRAGG CA 95437

CALIFORNIA HIGHWAY PATROL
925 B N FRANKLIN ST
FORT BRAGG CA 95437

GUY PRESTON
CALTRANS
PO BOX 1245
FORT BRAGG CA 95437-1245

CHAMBER OF COMMERCE
PO BOX 1141
FORT BRAGG CA 95437-1141

MOIRA MCENESPY
CA COASTAL CONSERVANCY
1330 BROADWAY STE 1100
OAKLAND CA 94612-2530

APN 018-440-36-00

CLAUDELLE M ZACK
31300 OCEAN VIEW DR
FORT BRAGG CA 95437

APN 018-440-39-00

ROBERT COLOMBI
647 E OAK ST
FORT BRAGG CA 95437

APN 018-440-42-00

DIETER E JURKAT
1668 SEQUOIA DR
PETALUMA CA 94954

APN 018-440-45-00

GRAHAM S AND JOYCE M
GILBERTSON
19251 DEL MAR DR
FORT BRAGG CA 95437

APN 018-440-48-00

GUY R AND BELINDA M PETRIN-
BURNETT
19200 HARBOR AVE
FORT BRAGG CA 95437

APN 018-440-53-00

CHARLES E BAXMAN
1211 S MAIN ST
FORT BRAGG CA 95437

APN 018-440-58-00

DOMINIC J AND JULIETTE C
AFFINITO
PO BOX 215004
SACRAMENTO CA 95821

APN 018-440-61-00

TRADEWINDS LODGE
PO BOX 215004
SACRAMENTO CA 95821

APN 018-440-37-00

BETTY JANICE HOLDEN
185 LIVINGSTON ST
FORT BRAGG CA 95437

APN 018-440-40-00

EDWARD SCHNAUBELT
19400 HARBOR AVE
FORT BRAGG CA 95437

APN 018-440-43-00

EUGENE M AND VERNA L KELLEY
19301 DEL MAR DR
FORT BRAGG CA 95437

APN 018-440-46-00

WILLIAM NORMAN AND PAMELA
JEAN DEBRUYN
4909 ALAN AVE
SAN JOSE CA 95124

APN 018-440-49-00

HELEN HAUN
100 HIWAY 20
FORT BRAGG CA 95437

APN 018-440-55-00

CHARLES E BAXMAN
1221 N MAIN ST
FORT BRAGG CA 95437

APN 018-440-59-00

MICHAEL J AND DEBORAH
RAMSEY CASEY
PO BOX 213
MENDOCINO CA 95460

APN 018-440-62-00

CITY OF FORT BRAGG THE
416 N FRANKLIN ST
FORT BRAGG CA 95437

APN 018-440-38-00

LOUIS A AND BARBARA J
HENDERSON
42839 CHERBOURG LN
LANCASTER CA 93534

APN 018-440-41-00

CLAUDE R MARTIN
PO BOX 2299
FORT BRAGG CA 95437

APN 018-440-44-00

REUBEN R CASILLAS
PO BOX 1739
FORT BRAGG CA 95437

APN 018-440-47-00

WANDA ARDEN CHANNEL
19201 DEL MAR DR
FORT BRAGG CA 95437

APN 018-440-50-00

HELEN HAUN
100 HIWAY 20
FORT BRAGG CA 95437

APN 018-440-57-00

THOMAS S AND LONNE M
MITCHELL
126 LONNE WAY
FORT BRAGG CA 95437

APN 018-440-60-00

CHARLES E BAXMAN
1221 N MAIN ST
FORT BRAGG CA 95437

TOM MITCHELL
126 LONNE WY
FORT BRAGG CA 95437

Order No. 172052 BM

LEGAL DESCRIPTION

The land referred to herein is situated in the State of California,
County of Mendocino, and is described as follows:

Lots 1 & 2 of Block 4 as numbered and designated upon the map entitled "Todd
Subdivision" filed for record April 17, 1952 in Map Case 1, Drawer 9, page
79, Mendocino County Records.

APNo.: 18-440-01, 02



2001-14918
Page: 2 of 3

AUTHORIZATION CERTIFICATE

I, _____ CHAIRMAN OF THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF MENDOCINO, STATE OF CALIFORNIA, HEREBY CERTIFY THAT SAID LOCAL AGENCY FORMATION COMMISSION, BY RESOLUTION ON THE _____ DAY OF _____, 20____, APPROVED THE WITHIN MAP

CHAIRMAN
LOCAL AGENCY FORMATION COMMISSION

CERTIFICATE OF COMPLETION

RECORDED _____ 20____ AS INST. NO. _____ MENDOCINO COUNTY RECORDS.

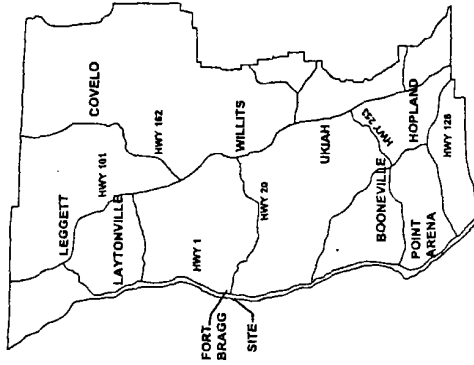
AUTHORIZATION CERTIFICATE

I, _____ MANAGER OF THE CITY OF FORT BRAGG HEREBY CERTIFY THAT THE CITY COUNCIL, BY RESOLUTION ON THE _____ DAY OF _____, 20____, APPROVED THE WITHIN MAP

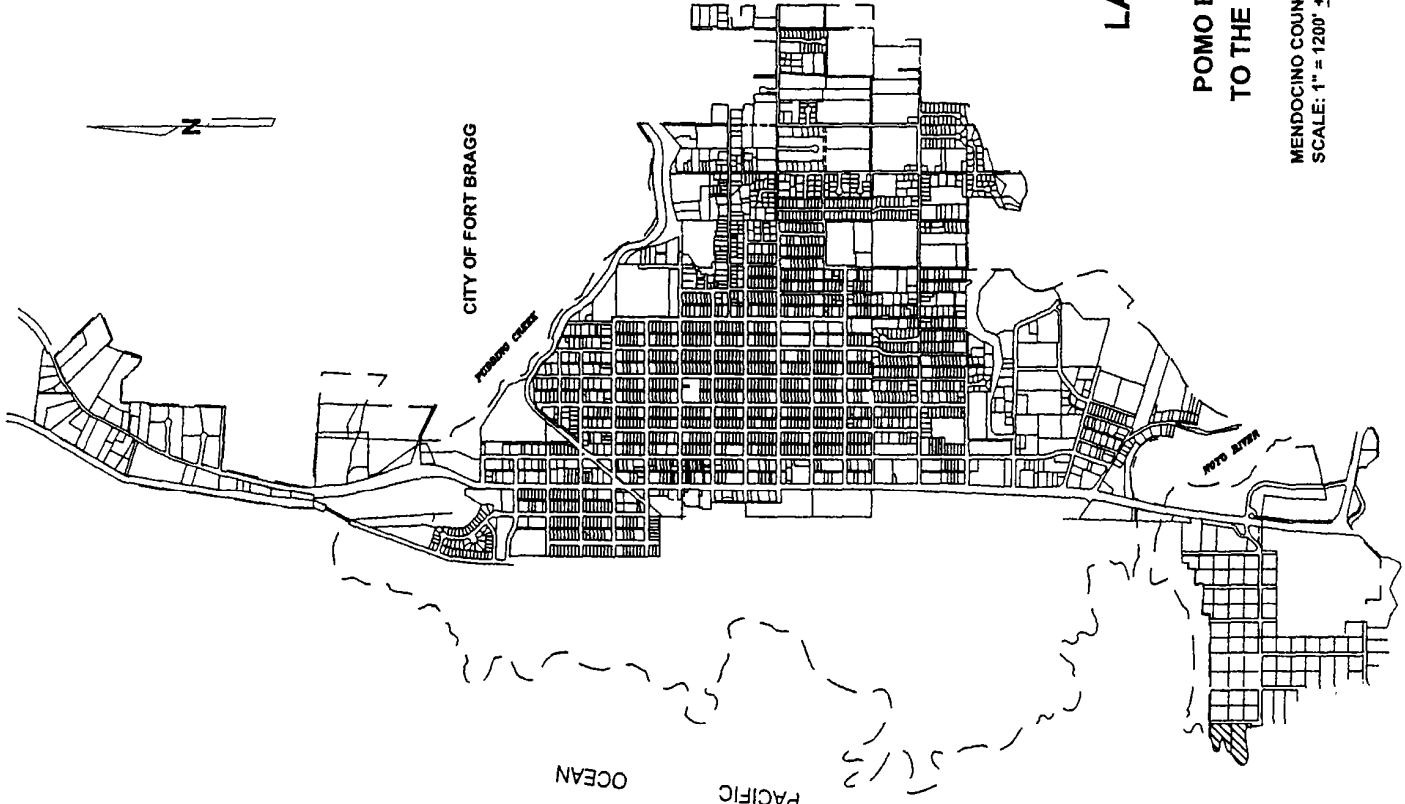
MANAGER
CITY OF FORT BRAGG

LEGEND

- EXISTING FORT BRAGG CITY LIMIT
- ▨ PARCELS TO BE ATTACHED TO THE CITY OF FORT BRAGG
- APPROXIMATE ASSESSOR'S PARCEL LINE
- APPROXIMATE MEAN HIGH TIDE LINE



SITE MAP



LAFCO MAP

OF

POMO BLUFFS ANNEXATION TO THE CITY OF FORT BRAGG

MENDOCINO COUNTY
SCALE: 1" = 1200' ±

CALIFORNIA
FEBRUARY, 2007

SHEET 1 OF 2

EXHIBIT C

LEGEND

- EXISTING FORT BRAGG CITY LIMIT
- ▨ PARCELS TO BE ATTACHED TO THE CITY OF FORT BRAGG
- APPROXIMATE ASSESSOR'S PARCEL LINE
- APPROXIMATE MEAN HIGH TIDE LINE
- ASSESSOR'S PARCEL NUMBER (TYPICAL)

018-440-82

○ SET ¾" REBAR LS 4707

Pomo Bluffs Annexation

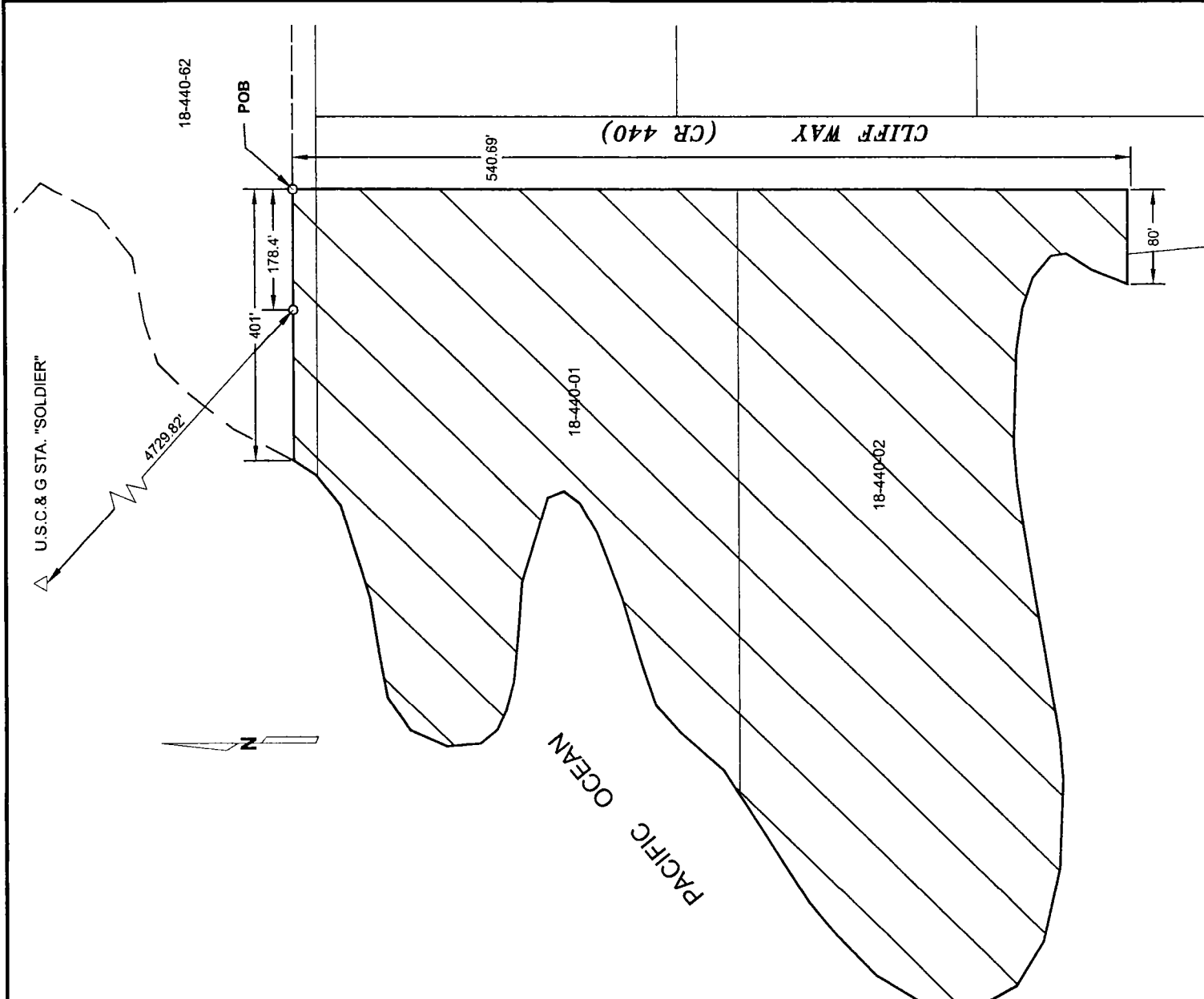
All that real property situated in Section 13, Township 18 North, Range 18 West, Mount Diablo Base and Meridian; being in Mendocino County, State of California, more particularly described as follows:

Commencing at the U.S.C. & G. Station "Soldier"; thence South 02° 30' 42" East, 4,729.82 feet to a point on the boundary of the City of Fort Bragg City Limits, said point being a ¾" rebar, capped LS 4707 and designated on the map filed for record in Mendocino County Recorder's office on February 21st, 1995 in Map Case 2, Drawer 60, Page 37; thence South 88° 50' 15" East, 178.40 feet to a ¾" rebar, capped LS 4707; said point being the northwest corner of Mendocino County Road 440, also known as Cliff Way, and the Point of Beginning of this description; thence along the westerly right of way line of Mendocino County Road 440, South, 540.69 feet; thence leaving said westerly right of way line of Mendocino County Road 440, South 88° 47' 27" West, 80 feet, more or less, to the intersection of the mean high tide line of the Pacific Ocean; thence generally northerly, following the mean high tide line of the Pacific Ocean to a point that intersects with the extension of the line running North 88° 50' 15" West from the point of beginning; thence South 88° 50' 15" East, 401 feet, more or less, to the point of beginning, and end of this description. Containing 3.26 acres, more or less.

LAFCO MAP
OF
POMO BLUFFS ANNEXATION
TO THE CITY OF FORT BRAGG

MENDOCINO COUNTY
SCALE: 1" = 50' ±
CALIFORNIA
FEBRUARY, 2007

SHEET 2 OF 2



Notice of Exemption

Form D

To: Office of Planning and Research
PO Box 3044, 1400 Tenth Street, Room 212
Sacramento, CA 95812-3044

From: (Public Agency) City of Fort Bragg
416 North Franklin Street
Fort Bragg, CA 95437
(Address)

County Clerk
County of Mendocino
501 Low Gap Road Rm. 1020
Ukiah, CA 95482

Project Title: Pomo Bluffs Park Annexation

Project Location - Specific:

Two parcels of land located south of Noyo Bay (APN's 018-440-01 and 018-440-02) also known as Lots 1 and 2 of Block 4 of the Todd Subdivision (Recorded on 4-17-1952).

Project Location - City: Fort Bragg Project Location - County: Mendocino

Description of Project:

The City of Fort Bragg desires to initiate proceedings under the Cortese-Knox-Hertberg Local Government Reorganization Act of 2000 to annex two parcels of land currently under City ownership. The land is intended to be utilized in its current capacity as parks and open space.

Name of Public Agency Approving Project: City of Fort Bragg

Name of Person or Agency Carrying Out Project: Jason Dose

Exempt Status: (check one)

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3), 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption State type and section number 15319, Class 19
- Statutory Exemptions. State code number. _____

Reasons why project is exempt:

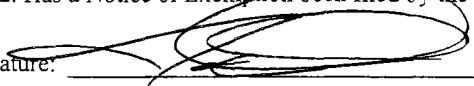
The City currently owns and maintains the properties as coastal park and open space and desires to annex the subject properties to add to the adjacent City owned and maintained Pomo Bluffs Park.

Lead Agency

Contact Person: Jason Dose Area Code/Telephone/Extension: 707-961-2823 ext. 108

If filed by applicant:

- 1 Attach certified document of exemption finding.
- 2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature:  Date: 8/9/06 Title: CDD Director

- Signed by Lead Agency Date received for filing at OPR: _____
- Signed by Applicant

January 2004