



County of Monterey

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legislation Details (With Board Report)

File #: 13-0411 **Name:** Bethea Zero Property Tax Transfer

Type: General Agenda Item **Status:** Passed

File created: 4/19/2013 **In control:** Board of Supervisors

On agenda: 5/7/2013 **Final action:** 5/7/2013

Title: Adopt a Resolution to Approve a Zero Property Tax Transfer for the Proposed Bethea Annexation of APN 015-052-016 to the Carmel Area Wastewater District

Sponsors: Nick Chiulos

Indexes:

Code sections:

Attachments: 1. Proposed Bethea Annexation Description & Maps to the CAWD, 2. Draft BOS Resolution - Bethea Annexation, 3. Completed Board Order and Resolution

Date	Ver.	Action By	Action	Result
5/7/2013	1	Board of Supervisors	approved	Pass

Adopt a Resolution to Approve a Zero Property Tax Transfer for the Proposed Bethea Annexation of APN 015-052-016 to the Carmel Area Wastewater District

RECOMMENDATION:

It is recommended that the Board of Supervisors adopt a resolution to approve a zero property tax transfer for the proposed Bethea annexation of APN 015-052-016 to the Carmel Area Wastewater District.

SUMMARY:

The Monterey County Local Agency Formation Commission (LAFCO) has received a proposal for annexation of parcel APN 015-052-016 to the Carmel Area Wastewater District. The recommended zero property tax transfer must be approved prior to the LAFCO hearing on the annexation. Attached for the Board's consideration is the recommended zero tax transfer resolution and a map showing the location of Bethea property on Rio Vista Drive, Carmel Valley Area.

DISCUSSION:

The Monterey County LAFCO has received a proposal involving annexation of APN 015-052-016 to the Carmel Area Wastewater District. Revenue and Taxation Code Section 99 requires a county Board of Supervisors to determine an appropriate tax transfer for all jurisdictional changes of organization occurring within the county which could affect the service responsibility of any special district. Pursuant to Revenue and Taxation Code Section 99(b)(6), the Executive Officer of LAFCO shall not issue a Certificate of Filing (Government Code Section 56828) for a change of organization until an exchange of property tax revenue is negotiated.

On April 29, 1980, the Monterey County Board of Supervisors approved and adopted a formula and policies for determining property tax transfer resulting from jurisdictional changes involving special districts (Resolution No. 80-249). These policies provide that no property tax transfers are to occur for annexations to service and utility-type districts such as the Carmel Area Wastewater District involved in this annexation.

OTHER AGENCY INVOLVEMENT:

The tax transfer resolution has been approved as to form by County Counsel.

FINANCING:

The proposed zero property tax transfer will not result in a transfer of property tax from any agency to the district involved in this annexation

Prepared by:

Nicholas E Chiulos
Assistant County Administrative Officer

Date: April 19, 2013

cc: Thom McCue, LAFCO
Kate McKenna, LAFCO
Julie Aguero, Auditor-Controller

Attachment: Proposed Bethea Annexation Description & Maps to the CAWD
Draft BOS Resolution - Bethea Annexation