

December 29, 2005

Boards of Directors and General Managers

Anderson Valley CSD
Brooktrails CSD
Comptche CSD
Covelo CSD
Elk CSD
Gualala CSD
Mendocino CSD
Potter Valley CSD

Re: Response to my October 21, 2005 letter regarding new CSD Law—Senate Bill 135
That Becomes Effective January 1, 2006 (Go to www.calafco.org for a complete copy of
the new principal act)

On October 21, 2005 I sent a letter to the above CSDs informing each of the new requirements of SB 135 and requesting that each CSD provide an accurate inventory of the services and facilities provided by each CSD. At our November 7, 2005 regular meeting, the Commission, via the following minute order directed me to complete this list by December 31, 2005.

Motion

*Commissioner Simon, seconded by Commissioner Wattenburger provided the following motion:
“Executive Officer McMichael is directed to develop an inventory of the services and facilities provided by CSDs in Mendocino County prior to December 31, 2005. This inventory of services and facilities will become the official list that will be used by LAFCO for future determinations of “latent powers” of CSDs”.*

The motion was approved on the following vote: Ayes: Delbar, Wattenburger, Simon, Melo and Chair Ranker; Nays: O’Brien; Abstentions: None; Absent: Oslund.

On the basis of the letters received from the responding CSDs and LAFCO records for those CSDs that did not respond, LAFCO determines that these listed services as described by SB 135 are being provided or have been historically provided by the CSDs as follows:

Anderson Valley CSD

1. Fire Protection Services in the same manner as a Fire Protection District with eight stations: two in the Yorkville district—Yorkville (744) and Fish Rock Road (745); one station in downtown Boonville (741); three stations in Philo—in Philo town (742), Signal Ridge Road (746) and Holmes Ranch Road (747; two stations in Navarro—one in town of Navarro (743) and one in Rancho Navarro.
2. Airport Services in the same manner as an Airport District at Boonville Airport
3. Recreation Services in the same manner as a Recreation and Parks District provided at various locations within the community and throughout the valley.
4. Acquire, construct, improve, maintain and operate street lighting and landscaping on public property, public rights of way and public easements

Brooktrails CSD

1. Recreation Services in the same manner as a Recreation and Parks District including recreational facilities, parks and open space, programs of community recreation or instruction and the promotion thereof
2. Acquire, construct, improve, maintain and operate community facilities including but not limited to community centers, libraries, theaters (amphitheaters), cultural facilities and child care facilities
3. Fire Protection Services in the same manner as a Fire Protection District including rescue services and hazardous material emergency response
4. Water services for any beneficial use in the same manner as a Municipal Water District, including water recycling.
5. Collection and treatment of sewage, waste water, recycled water and storm water in the same manner as Sanitary District
6. Collection, transfer, disposal of solid waste and solid waste handling services including but not limited to source reduction, recycling, composting activities pursuant to Division 30, commencing with Section 40000 and consistent with Section 41821.2 of the Public Resources Code and Government Code Section 61600
7. Acquire, construct, improve and maintain streets, roads, rights of way, bridges culverts, drains, curbs, gutters, sidewalks, parking lots and any incidental works with the power and authority of the county for those works and the ability to grant franchise and
8. Acquire, construct, improve, maintain, operate and control street lighting and landscaping on public property, public rights of way and public easements and other locations
9. Provide emergency medical services pursuant to the Emergency Medical Services System and the Prehospital Emergency Medical Personnel Act.
10. Abate graffiti
11. Provide and maintain public airports and landing places for aerial traffic, in the same manner as an Airport District (historical provision--helicopter pads for emergency response)
12. Provide transportation services
13. Abate weeds and rubbish pursuant to Part 5, commencing with Section 14875 of the Health and Safety Code
14. Acquire, own, improve and maintain land within or without the district for habitat mitigation or other environmental protection services to mitigate the effects of projects undertaken by the district.
15. Finance the operations of area planning commissions formed pursuant to Section 65101, provide "specific plans" to the county, provide architectural review commission, a district architect and other similar powers of planning and review

Comptche CSD—(No letter received in response to LAFCO's October letter)

1. Fire Protections Services in the same manner as a Fire Protection District with stations located in the Comptche community.

Covelo CSD

1. Collection and treatment of sewage, wastewater, recycled water and storm water in the same manner as Sanitary District with a plant located at 76001 Covelo Road.

Elk CSD

1. Fire Protections Services in the same manner as a Fire Protection District with stations located in the Elk community.

Gualala CSD—(No letter received in response to LAFCO's October letter)

2. Collection and treatment of sewage, wastewater, recycled water and storm water in the same manner as Sanitary District

Mendocino CSD

1. Collection and treatment of sewage, wastewater, recycled water and storm water in the same manner as a Sanitary District
2. Acquire, construct, improve, maintain, operate street lighting and landscaping on public property, public rights of way and public easements
3. Water services for any beneficial use in the same manner as a Municipal Water District, including a ground water management program as provided by Water Code Sections 10700-10717, and the District's Ordinance for Groundwater Extraction Permits and policies to manage and protect groundwater resources, to promote water conservation, increase the use of reclaimed water, reduce ground water extraction and to collect information on groundwater conditions in Mendocino.

Potter Valley CSD—(No letter received in response to LAFCO's October letter)

1. Fire Protections Services in the same manner as a Fire Protection District with stations located in the Potter Valley community.

Note: The listing of the services being provided by the CSDs is a summary of information taken from the District's response letter and the records of LAFCO. All responses received from the Districts are herein referenced and incorporated into this letter and included as part of the file for SB 135 determinations.

Sincerely,

Frank McMichael
Executive Officer

cc: commissioners