



**Resource Management
Agency
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One

CONNIE CONWAY
District Two

PHILLIP A. COX
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: May 1, 2007

Public Hearing Required	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Resolution, Ordinance or Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s) Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>			

CONTACT PERSON: Celeste Perez PHONE: (559) 733-6291, ext. 4026

SUBJECT: Request for a waiver of filing fees for Burton School District for a Road Name Change in the amount of \$666.

REQUEST(S):
That the Board of Supervisors:
Approve a waiver of the filing fees for Burton School District for a Road Name Change in the amount of \$666.

SUMMARY:
On March 5, 2007, the Burton School District commenced construction of a new middle school on a 24 acre site in Porterville. In order to continue construction, the Southern California Gas Company requires that the school district construct and name a street, ultimately dedicating said street to the County. The street (tentatively named "Redwood Street") will run south to north, connecting Olive Avenue on the south end to Thurman Avenue to the north. The Burton School District requests a waiver of fees for a Road Name Change, citing that the District is a political subdivision of the State of California. The property is located approximately 866 feet north of Olive Avenue (Avenue 152) and approximately 261 feet west of Elderwood Street, in Porterville.

Section 135 (Waiver of Fees) of the Tulare County Zoning Ordinance Code allows for the waiver of fees pursuant to the same procedures and the same restrictions as set forth in sub-section (c) of Section 130 of the Ordinance Code. Section 130 (Refund of Fees) allows the Board of Supervisors to refund (or waive) the fee or

SUBJECT: Waiver of filing fees for Road Name Change
DATE: May 1, 2007

payment, or some portion thereof, upon making the following finding:

"If the Board of Supervisors determines that, under all the circumstances, it would be inequitable or unreasonable for the County of Tulare to retain (or collect) the fee or payment, or some portion thereof, the Board shall order a refund (or waiver or partial waiver of fees)."

FISCAL IMPACT/FINANCING:

The filing fee for a road name change of a private road is \$666, which covers the average cost of processing the permit. A waiver will reduce County revenue by \$666.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

Approving a waiver of filing fees for a road name change is linked to two initiatives of Tulare County's Strategic Business Plan: Customer Service and Adequate Transportation Infrastructure.

ALTERNATIVES:

The Board of Supervisors could deny the request for a waiver of fees.

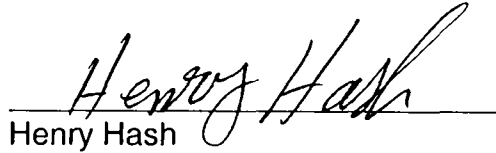
INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:

These Departments/Divisions would receive the following amount for their review and processing of the application.

RMA – Planning Branch \$666

ADMINISTRATIVE SIGN-OFF:


George E. Finney
Assistant Director, Planning Branch


Henry Hash
Director, RMA

Cc: Auditor/Controller
County Counsel
County Administrative Office (2)
Ralph D. Hatland, Chief Business Officer, Burton School District
264 N. Westwood Street, Porterville CA 93257-2542

Attachment(s)

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF WAIVER OF)
FILING FEES FOR BURTON SCHOOL) RESOLUTION NO. _____
DISTRICT FOR A ROAD NAME)
CHANGE)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD ON MAY 1, 2007, BY
THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: C. BRIAN HADDIX
COUNTY ADMINISTRATIVE OFFICER
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

Approved a waiver of the filing fees for Burton School District for a Road Name Change
in the amount of \$666.

County of Tulare



Clerk of the Board

C. Brian Haddix
County Administrative Officer
Clerk of the Board

Michelle Baldwin
Chief Clerk

March 16, 2007

TO: Britt Fussel, Assistant Agency Director
Resource Management Agency

FROM: Michelle Baldwin, Chief Clerk
Board of Supervisors

SUBJECT: Request from Burton School District

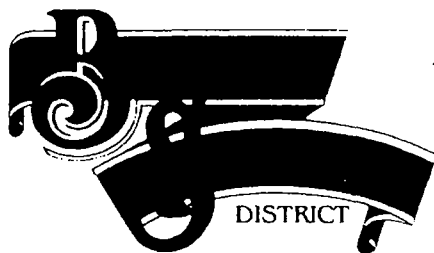
Cc: Andrew Pacheco, RMA
Celeste Perez, RMA
County Counsel

MAR 16 2007

Attached is a letter from Burton School District requesting a waiver of the fee associated with naming a private road in the County of Tulare. An Agenda Item will need to be prepared and submitted to the Board.

Thank you for your assistance.

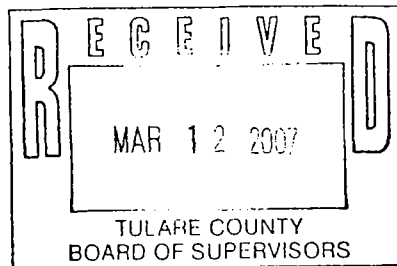
Attachment



Donald R. Brown, PhD, District Superintendent
Jeff Bottoms, Assistant Superintendent, Administrative Services
Sharon Kamberg, Assistant Superintendent, Curriculum & Instruction
Ralph Hatland, Chief Business Officer

March 6, 2007

Board of Supervisors
2800 W. Burrel
Visalia, CA 93291-4582



Re: Waiver of Fees

To Whom It May Concern:

My name is Ralph Hatland and I am the Chief Business Officer for the Burton School District. The district has commenced construction of its newest middle school on March 5, 2007. The school site is approximately 24 acres. The property was a farmer's field which the district purchased two years ago. The property is sandwiched between Olive Avenue and Thurman Avenue located on the outskirts of the city of Porterville. It is currently in the county of Tulare.

In order to get things moving, Southern California Gas Company required the district to name a street that will be constructed by the district and ultimately dedicated to the County of Tulare. The name of the street is consistent with the theme the city of Porterville has put into motion. The name of the new street is Redwood Street. It will run south to north connecting Olive Avenue on the south end to Thurman Avenue to the north.

I have been directed by the Tulare county Resource Management Agency to write this letter in order to receive a waiver of the fee involved since the school district is a political subdivision of the state of California. Please consider this letter as Burton School Districts' formal request to seek a waiver of fees associated with naming a private road in the County of Tulare.

Sincerely,

Ralph D. Hatland
Chief Business Officer
Burton School District
(559) 788-6410

Attachment: Legal Description of Street and Property

Cc Andrew Pacheco – Tulare County Resource Management Agency
File Copy
Chron File

2189
12/7/2006

Burton School / Changala
Legal Description

Parcel 1 - School Site

That portion of Parcel 2 of Parcel Map No. 4100, in the County of Tulare, State of California, per map recorded in Book 42, page 4 of Parcel Maps in the Office of the County Recorder of said County, described as follows:

Commencing at a point in the East line of said Parcel 2, said point being South 00°10'08" West, 575.14 feet of the Northeast corner of said Parcel 2;

Thence, North 44°53'50" West, 63.57 feet to a point in the Westerly prolongation of the South line of Thurman Avenue, a 60 foot wide County Road;

Thence, North 89°57'48" West, 260.91 feet parallel with the North line of said Parcel 2 to the TRUE POINT OF BEGINNING of the parcel to be described;

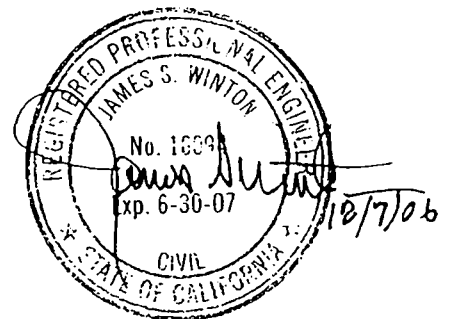
Thence, continuing North 87°57'48" West, 765.00 feet;

Thence, South 45°06'10" West, 21.24 feet;

Thence, South 00°10'08" West, 1,185.00 feet;

Thence, South 89°57'48" East, 780.00 feet;

Thence, North 00°10'08" East, 1,200.00 feet to the TRUE POINT OF BEGINNING.



Parcel 2 -

That portion of Parcel 2 of Parcel Map No. 4100, in the County of Tulare, State of California, per map recorded in Book 42, page 4 of Parcel Maps in the Office of the County Recorder of said County, described as follows:

Beginning at a point in the East line of said Parcel 2, said point being South 00°10'08" West, 575.14 feet of the Northeast corner of said Parcel 2;

Thence, North 44°53'50" West, 63.57 feet to a point in the Westerly prolongation of the South line of Thurman Avenue, a 60 foot wide County Road;

Thence, North 89°57'48" West, 1,025.91 feet;

Thence, South 45°06'10" West, 21.24 feet;

Thence, South 00°10'08" West, 2,050.96 feet;

Thence, South 44°54'22" East, 21.19 feet to a point in the North line of the easement for road purposes conveyed to the County of Tulare, recorded April 18, 1947 in Book 1241, page 53, File No. 11974 of Official Records;

Thence, North 89°58'53" West, 60.00 feet along the North line of said easement for road purposes;

Thence, North 00°10'08" East, 2,125.98 feet;

Thence, South 89°57'48" East, 1,130.91 feet to a point in the East line of said Parcel 2;

Thence, South 00°10'08" West, 90.00 feet to the point of beginning.

