

SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD OF SUPERVISORS COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

102B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
June 2, 2015

SUBJECT: Adopt Resolution F2015-19 – Accepting the Engineer's Report and Setting the Date of the Public Hearing for the NPDES Program Santa Ana Watershed Benefit Assessment Area; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Accept the Engineer's Report on the NPDES Program for the Santa Ana Watershed Benefit Assessment Area, dated June 2015; and
2. Direct the Clerk of the Board to advertise for the public hearing on said report, to be held at 10:30 a.m. July 7, 2015, at a regular meeting of the Board; and
3. Adopt the following entitled resolution:

RESOLUTION NO. F2015-19

ACCEPTING THE ENGINEER'S REPORT AND SETTING A PUBLIC HEARING FOR THE SANTA ANA WATERSHED BENEFIT ASSESSMENT AREA PURSUANT TO ORDINANCE NO. 14 PROVIDING FOR THE ESTABLISHMENT AND LEVY OF BENEFIT ASSESSMENTS FOR THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORMWATER PROGRAM

BACKGROUND:

See Page 2.

SEB:cw

[Signature]
WARREN D. WILLIAMS
 General Manager-Chief Engineer

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET DISTRICT COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	

SOURCE OF FUNDS: N/A	Budget Adjustment: N/A
	For Fiscal Year: N/A

C.E.O. RECOMMENDATION:

APPROVE
 BY: *[Signature]*
 Steven C. Horn

County Executive Office Signature

MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

On motion of Supervisor Benoit, seconded by Supervisor Washington and duly carried, IT WAS ORDERED that the above matter is approved as recommended and is set for public hearing on Tuesday, July 7, 2015, at 10:30 a.m.

Ayes: Jeffries, Washington, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: June 2, 2015
xc: Flood, COB

Kecia Harper-Ihem
 Clerk of the Board
 By: *[Signature]*
 Deputy

Prev. Agn. Ref.:

District: 1, 2, 3&5

Agenda Number:

11-2

FORM APPROVED COUNTY COUNSEL
 BY: *[Signature]* 5/13/15
 DATE: GREGORY P. PRIAMOS

Departmental Concurrence

FISCAL PROCEDURES APPROVED
 BY: *[Signature]* 5/13/15
 JEANINE J-REY

- A-30
- Positions Added
- 4/5 Vote
- Change Order

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT
BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FORM 11: Adopt Resolution F2015-19 – Accepting the Engineer's Report and Setting the Date
of the Public Hearing for the NPDES Program Santa Ana Watershed Benefit
Assessment Area [\$0]

DATE: June 2, 2015

PAGE: Page 2 of 2

BACKGROUND:

Summary (Continued)

The Santa Ana Watershed Benefit Assessment Area was established on May 14, 1991 by the adoption of Resolution No. F91-21 by the Board pursuant to Ordinance No. 14 of the Flood Control District and the Flood Control District Act. Said Ordinance No. 14 requires that the Chief Engineer shall prepare an annual report on the status of the program, and recommend the benefit assessment levy to be enrolled for the ensuing fiscal year. The Board, upon acceptance of said report, shall set a time and place for a public hearing to hear and consider all protests regarding the report and the amount of the proposed benefit assessment levy.

Impact on Residents and Businesses

The financial impact to property owners is outlined in the Engineer's Report and Benefit Assessment Tax Rolls. The proposed benefit assessment rate for Fiscal Year 2015-2016 is \$3.75 per Benefit Assessment Unit; this is equal to the Benefit Assessment that was enrolled and levied for Fiscal Year 1996-97 and all subsequent years.

SEB:cw
P8/169384

1 BOARD OF SUPERVISORS

RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

3 RESOLUTION NO. F2015-19

4 ACCEPTING THE ENGINEER'S REPORT AND SETTING A PUBLIC HEARING
5 FOR THE SANTA ANA WATERSHED BENEFIT ASSESSMENT AREA
6 PURSUANT TO ORDINANCE NO. 14 PROVIDING FOR THE ESTABLISHMENT AND
7 LEVY OF BENEFIT ASSESSMENTS FOR THE NATIONAL POLLUTANT DISCHARGE
8 ELIMINATION SYSTEM (NPDES) STORMWATER PROGRAM

8 WHEREAS, the California Regional Water Quality Control Board - Santa Ana Region,
9 on behalf of the Federal Environmental Protection Agency (the "EPA"), and consistent with
10 Section 402 of the Federal Clean Water Act, as amended, and the regulations promulgated by
11 the EPA pursuant thereto, has issued an area-wide stormwater discharge permit under the
12 National Pollutant Discharge Elimination System (the "NPDES Permit") to the Riverside
13 County Flood Control and Water Conservation District (the "District"), the County of Riverside
14 and certain cities within the Santa Ana Watershed that are within the District's jurisdiction, and
15 has named the District as the "Principal Permittee"; and

16 WHEREAS, under existing State and Federal regulations, the District must obtain and
17 comply with the provisions of the NPDES Permit in order to legally discharge stormwater from
18 its flood control and stormwater drainage facilities; and

19 WHEREAS, the NPDES Permit requires the District to develop, implement, and manage
20 specific compliance programs dealing with stormwater runoff that will benefit all property
21 within the Santa Ana Watershed that lies within the District's jurisdiction; and

22 WHEREAS, the District's Board of Supervisors (the "Board") on May 14, 1991, adopted
23 Resolution No. F91-21 pursuant to the provisions of Section 14 of the Riverside County Flood
24 Control and Water Conservation District Act, which is Appendix 48 to the California Water
25 Code (the "District Act"), and pursuant to Ordinance No. 14, that formed a Benefit Assessment
26 Area (the "Benefit Assessment Area"), which encompasses all territory within the District's
27 jurisdiction that is within the Santa Ana Watershed as described in Ordinance No. 14, and has
28 levied annually thereon a Benefit Assessment ("Benefit Assessment") to pay the District's
annual costs associated with the NPDES Permit; and

FORM APPROVED COUNTY COUNSEL
BY: AARON C. GETTIS 5/11/15
DATE

1 WHEREAS, the Benefit Assessments collected are principally used to finance capital
2 costs and to maintain and operate the flood control system as required by the terms of said
3 Permit and must be expended in the Benefit Assessment Area in which they are collected; and

4 WHEREAS, pursuant to Article IV of Ordinance No. 14, the General Manager-Chief
5 Engineer of the District (the "Chief Engineer") is to cause to be prepared annually a written
6 report for each Benefit Assessment Area regarding the Benefit Assessment to be levied and to
7 file said report with the Clerk of the Board of Supervisors; and

8 WHEREAS, the Chief Engineer has caused a report (the "Report") to be prepared and
9 filed with the Clerk of the Board of Supervisors regarding the Benefit Assessment to be levied
10 for the 2015-16 Fiscal Year for the Santa Ana Watershed Benefit Assessment Area; and

11 WHEREAS, Section 3 of Article IV of Ordinance No. 14 requires that the Board set a
12 date, time and place for a public hearing on the Report; and

13 WHEREAS, the voters of California on November 5, 1996, approved Proposition No.
14 218 which added Article XIID to the California Constitution ("Article XIID") effective
15 November 6, 1996; and

16 WHEREAS, with regard to an assessment in place as of November 6, 1996, Section 5(a)
17 of Article XIID provides in pertinent part that "...any assessment imposed exclusively to
18 finance the capital costs or maintenance and operation expenses for ...flood control and drainage
19 systems..." shall be exempt from the procedures and approval process set forth in Section 4 of
20 Article XIID until the assessment is increased.

21 BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of
22 Supervisors of the Riverside County Flood Control and Water Conservation District in regular
23 session assembled on the 2nd day of June 2015, as follows:

24 Section 1. Each of the above recitals is true and correct.

25 Section 2. The Report prepared by the Chief Engineer and filed with the Clerk of the
26 Board is accepted.

27 Section 3. The Report proposes that the Benefit Assessment to be levied on all parcels
28 within the Santa Ana Watershed Benefit Assessment Area, as described in Ordinance No. 14, in

1 Fiscal Year 2015-16 is equal to or less than the Benefit Assessment that was enrolled and levied
2 for Fiscal Year 1996-97 and all subsequent years.

3 Section 4. The public hearing on the Report is to be held at 10:30 a.m. on Tuesday,
4 July 7, 2015, in the meeting room of the District's Board of Supervisors which is located at 4080
5 Lemon Street, 1st Floor, Riverside, California.

6 Section 5. The Chief Engineer is to cause copies of the Report to be placed at the
7 following sites for review by the public:

8
9 Clerk of the District's Board
10 County Administrative Center
11 4080 Lemon Street, 1st Floor
12 Riverside, California

13 Riverside County Flood Control
14 and Water Conservation District
15 1995 Market Street
16 Riverside, California

17 City Clerk's Office
18 City of Hemet
19 445 E. Florida Avenue
20 Hemet, California

21 City Clerk's Office
22 City of Corona
23 400 South Vincentia Avenue, 1st Floor
24 Corona, California

25 City Clerk's Office
26 City of Lake Elsinore
27 130 S. Main Street
28 Lake Elsinore, California

29 Section 6. The Clerk of the Board of Supervisors is to cause a notice to be prepared
30 by the Chief Engineer to be published in The Press Enterprise pursuant to the provisions of
31 Section 6066 of the California Government Code. The Chief Engineer is to cause said notice to
32 be posted in at least three public places within the boundaries of the Santa Ana Watershed
33 Benefit Assessment Area at least seven (7) days prior to the date of the hearing.

34 Section 7. This resolution shall take effect upon its adoption.

2 RESOLUTION NO. F2015-19

3 ACCEPTING THE ANNUAL ENGINEER'S REPORT AND SETTING THE DATE OF THE
4 PUBLIC HEARING FOR THE SANTA ANA WATERSHED BENEFIT ASSESSMENT AREA
5 PURSUANT TO ORDINANCE NO. 14 PROVIDING FOR THE ESTABLISHMENT AND LEVY OF
6 BENEFIT ASSESSMENTS FOR THE NATIONAL POLLUTANT DISCHARGE
7 ELIMINATION SYSTEM (NPDES) STORMWATER PROGRAM

8 ADOPTED by Riverside County Board of Supervisors on June 2, 2015

9 ROLL CALL:

10 Ayes: Jeffries, Washington, Benoit and Ashley
11 Nays: None
12 Absent: Tavaglione

13
14 The foregoing is certified to be a true copy of a resolution duly adopted by said Board of
Supervisors on the date therein set forth.

15 KECIA HARPER-IHEM, Clerk of said Board

16
17 By:  Deputy



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INVOICE

June 18, 2015

Riverside County
Clerk of the Board
P.O. Box 1147
Riverside, CA 92502- 1147

Attn: Kecia Harper-Ihem

Legal Advertising,

Notice of Public Hearing

Your# Flood Control and Water Conservation District
Santa Ana Watershed Benefit Assessment Area
Our # 0474

12.00 column inches x \$8.94 = \$107.28 x 2 = \$214.56

Publish: two (2) week: June 18, 25, 2015

Amount Due: \$214.56

Thank You,


Cathy Sypin-Barnes

*Flood
11-2 of 06/02/15*

Affidavit of Publication

(2015.5 C.C.P.)

County of Riverside

State of California

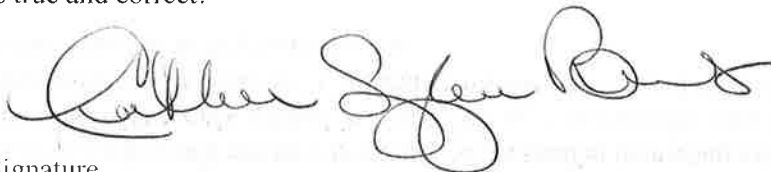
Catherine Sy-pin-Barnes, being first duly sworn, deposes and says: That at all times hereinafter, mentioned that she was a citizen of the United States, over the age of eighteen years, and a resident of said County, and was at and during all said times the principal clerk of the printer and publisher of The Riverside County Record-News, a newspaper of general circulation, adjudicated by court decree, printed and published weekly in said County of Riverside, State of California, that said Riverside County Record-News is and was at all times herein mentioned, a newspaper of general circulation as that term is defined in section 4460 of the Political Code, and, as provided by that section, is published for the dissemination of local and telegraphic news and intelligence of a general character, having a bona fide subscription list of paying subscribers, and is not devoted to nor published for the interest, entertainment or instruction of a particular class, profession, trade, calling, race or denominations; that at all said time said newspaper has been established, printed and published in said County and State at regular intervals for more than one year preceding the date of publication of the notice hereinafter mentioned; that said notice was set in type not smaller than nonpareil and was preceded with words printed in black face type not smaller than nonpareil describing and expressing in general terms the purport and character of the notice intended to be given; that the

RIVERSIDE COUNTY RECORD NEWSPAPER

of which the annexed is a printed copy, published and printed in said newspaper in at least 2 weekly issue, as follows:

June 18, 25, 2015

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Dated: June 25, 2015

at Riverside, California

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT ON THE NPDES BENEFIT ASSESSMENT PROGRAM FOR

THE SANTA ANA WATERSHED BENEFIT ASSESSMENT AREA
NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of Riverside County, California, acting as the governing board of the Riverside County Flood Control and Water Conservation District, County Administrative Center, 4080 Lemon Street, Riverside, California, on July 7, 2015 at 10:30 a.m., relative to the Flood Control Engineer's Report on the NPDES Program for the Santa Ana Watershed Benefit Assessment Area. The Board will hear and consider all protests with regard to the program, if any, including protests with regard to the amount of the proposed assessment to be levied. At the conclusion of the hearing, the board may adopt, revise, change, reduce, or modify any assessment and shall make its determination upon each assessment described in the report for Fiscal Year 2015-16.

NOTICE IS FURTHER GIVEN that pursuant to statutory authorization, a written report by the Chief Engineer to the District describing the Benefit Assessment Program has been filed with the Clerk of the District's Board. The report contains a description of each parcel of property within the boundaries of the Santa Ana Watershed Benefit Assessment Area of the District on which a benefit assessment is proposed to be levied, and sets forth the amount of the proposed benefit assessment for each such parcel. The report contains a schedule of the benefit assessment rates for the 2015-16 Fiscal Year. Copies of the report, together with copies of the assessment rolls for the Santa Ana Watershed Benefit Assessment Area, and of the official Riverside County Assessor's Map Books, are on file and available for review by the public at the office of the Clerk of the District's Board, at the County Administrative Center, 4080 Lemon Street, Riverside, California, the District's office at 1995 Market Street, Riverside, California, the City Clerk's Office at the City of Hemet, 445 E. Florida Avenue, Hemet, California, the City Clerk's Office at the City of Corona, 400 S. Vicentia Avenue, Corona, California, and the City Clerk's Office at the City Lake Elsinore, 130 S. Main Street, Lake Elsinore, California. By reference to the Chief Engineer's report, the assessment rolls and the map books, each property owner may verify the area of his or her parcel, its land use, and the amount of the 2015-16 Benefit Assessment.

NOTICE IS FURTHER GIVEN THAT the proposed benefit assessment rate for Fiscal Year 2015-16 is the same benefit assessment rate as Fiscal Year 1996-97 and all subsequent years.

Please send all written correspondence to: Clerk of the Board
4080 Lemon Street, 1st Floor
Post Office Box 1147
Riverside, Ca 92502-1147

Dated: June 17, 2015 Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant

Published: June 18, 25, 2015 0474

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6/30/2015	10062026	PH: SANTA ANA WATERSHED BENEFIT ASS	Press-Enterprise	2 x 68 LI	136	1	1.3	176.80	176.80

Ordered By: Cecilia Gil

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*Flood
 11-2 w/ 06/02/15*

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THE PRESS-ENTERPRISE

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PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: PH: SANTA ANA WATERSHED BENEFIT ASSESSM

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, under date of February 4, 2013, Case Number RIC 1215735, under date of July 25, 2013, Case Number RIC 1305730, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

06/23, 06/30/2015

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: Jun 30, 2015

At: Riverside, California



BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
P.O. BOX 1147
RIVERSIDE, CA 92502

Ad Number: 0010062026-01

P.O. Number:

Ad Copy:

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT ON THE NPDES BENEFIT ASSESSMENT PROGRAM FOR

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4080 Lemon Street, 1st Floor
Post Office Box 1147
Riverside, Ca 92502-1147

Dated: June 17, 2015

Kecla Harper-Ihlem, Clerk of the Board
By: Cecilia Gil, Board Assistant

6/23, 6/30