

# COUNTY OF SANTA CRUZ

319

## PLANNING DEPARTMENT

701 OCEAN STREET, 4th FLOOR, SANTA CRUZ, CA 95060  
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**ALVIN D. JAMES, DIRECTOR**

December 30, 1998

AGENDA: January 12, 1999

Board of Supervisors  
County of Santa Cruz  
701 Ocean Street, Room 500  
Santa Cruz, California 95060

SUBJECT: Public Hearing to Establish the Mid-County Geologic Hazard Abatement District

Members of the Board:

On December 15, 1998, your Board adopted Resolution # 466-98, initiating proceedings for formation of the Mid-County Geologic Hazard Abatement District and directed the Clerk of the Board to mail appropriate notices to each owner of real property within the proposed district. One non-material correction should be made to the Plan of Control; the "Description of Hazard" language was inadvertently transposed for Zones 2 & 3. That transposition is corrected in the attached corrected Plan of Control.

In accordance with Division 17 of the Public Resources Code for the State of California, any property owner within the proposed district may make a written objection to the formation (at any time not later than the time set for hearing objections on the proposed formation). If it appears at the hearing that owners of property constituting more than 50 percent of the assessed valuation of the proposed district object to the formation, the legislative body shall close the hearing and direct that proceedings for the formation of the district be abandoned.

The attached resolution orders the formation of the Mid-County Geologic Hazard Abatement District and appoints the Board of Supervisors to serve as the Board of Directors of the District.

It is, therefore, **RECOMMENDED**, that your Board hold the public hearing on any objections, and, if owners of property constituting less than 50 percent of the assessed valuation of the proposed district object to the formation, adopt the resolution ordering the formation of the Mid-County Geologic Hazard Abatement District, and; appoint the Santa Cruz County Board of Supervisors as the Board of Directors of the District.

Sincerely,

RECOMMENDED:

Alvin D. James: AICP  
Planning Director

  
for Susan A. Mauriello  
County Administrative Officer

Attachments: 1) Resolution  
2) Corrected Plan of Control

cc: Property Owners  
County Counsel

BEFORE THE BOARD OF SUPERVISORS  
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

RESOLUTION NO. \_\_\_\_\_

On the motion of Supervisor  
Duly seconded by Supervisor  
The following resolution is adopted

RESOLUTION ORDERING THE FORMATION  
OF THE MID-COUNTY GEOLOGIC HAZARD ABATEMENT DISTRICT

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WHEREAS, Division 17 of the Public Resources Code for the State of California (Sections 26500 through 26654, inclusive) provides for the establishment of geologic hazard abatement districts and this resolution is made pursuant to said statutory scheme; and

WHEREAS, a geologic hazard abatement district may be formed for the purposes of prevention, mitigation, abatement or control of a geologic hazard, and/or mitigation or abatement of structural hazards that are partly or wholly caused by geologic hazards; and

WHEREAS, on December 15, 1998 the Board of Supervisors adopted Resolution 465-98 initiating proceedings for the formation of the Mid-County Geologic Hazard Abatement District pursuant to Public Resources Code Section 26558; and said Resolution set January 12, 1999 at the hour of 9:00 a.m. or thereafter, in the Supervisor's Chambers, County Government Center, 701 Ocean Street, Room 525, Santa Cruz, California as the date, time and place of a public hearing before the Board of Supervisors upon the proposed formation of the Mid-County Geologic Hazard Abatement District; and

WHEREAS, notice as required by law of the hearing on the Formation of the Mid-County Geologic Hazard Abatement District has been given; and

WHEREAS, the Clerk of the Board of Supervisors has provided the opportunity to receive written objection to the formation of the proposed Mid-County Geologic Hazard Abatement District but such objection has not been made by owners of more than 50 percent of the assessed valuation of the proposed district; and

WHEREAS, the Board of Supervisors has been presented with and has reviewed the Plan of Control submitted for the formation of the Mid-County Geologic Hazard Abatement, District and determined that the health, safety and welfare require formation of such a district.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Mid-County Geologic Hazard Abatement District is hereby formed pursuant to the provisions of Division 17 of the California Public Resources Code, with all powers and duties provided by statute.

BE IT FURTHER RESOLVED AND ORDERED that the exterior boundaries of the Mid-County Geologic Hazard Abatement District shall be described as the composite and consolidated area of all parcels of property more particularly described by a legal description and a map of the boundaries of the territory included within the District, copies of which are attached hereto as Exhibits A and B, respectively, and are hereby incorporated herein by reference.

BE IT FURTHER RESOLVED AND ORDERED that the Board of Supervisors shall serve as the Board of Directors for the District.

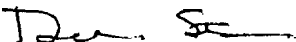
PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this \_\_\_\_\_ day of \_\_\_\_\_, 19,\_\_\_\_ by the following vote:

AYES:                   SUPERVISOR  
NOES :               SUPERVISOR  
ABSENT:           SUPERVISOR  
ABSTAIN:          SUPERVISOR

\_\_\_\_\_  
Chairperson, Board of Supervisors

ATTEST: \_\_\_\_\_  
          Clerk of the Board

Approved as to form:

  
\_\_\_\_\_  
County Counsel

Distribution: County Counsel  
                  Property owners within the district  
                  Planning Department

**Legal Description of Property  
Included in the  
Mid-County Hazard Abatement District**

**ZONE 1 - APNs: 087-1 1 1-01 and 02**

SITUATE IN THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA AND BEING A PORTION OF SECTION 36, TOWNSHIP 8 SOUTH, RANGE 3 WEST, MOUNT DIABLO BASE AND MERIDIAN AND DESCRIBED AS FOLLOWS:

BEING THOSE TWO PARCELS LABELED AS “**ROBINSON 2294 O.R. 286**” AND “**WIGTON 2070 O.R. 580**” SHOWN ON VOLUME 65 OF MAPS PAGE 65, RECORDED APRIL 18, 1978 IN THE OFFICE OF THE SANTA CRUZ COUNTY RECORDER.

**ZONE 2 - APN: 041-091-17**

SITUATE IN THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA AND BEING A PORTION OF THE APTOS RANCHO IN PROJECTED SECTION 8, TOWNSHIP 11 SOUTH, RANGE 1 EAST, MOUNT DIABLO BASE AND MERIDIAN AND DESCRIBED AS FOLLOWS:

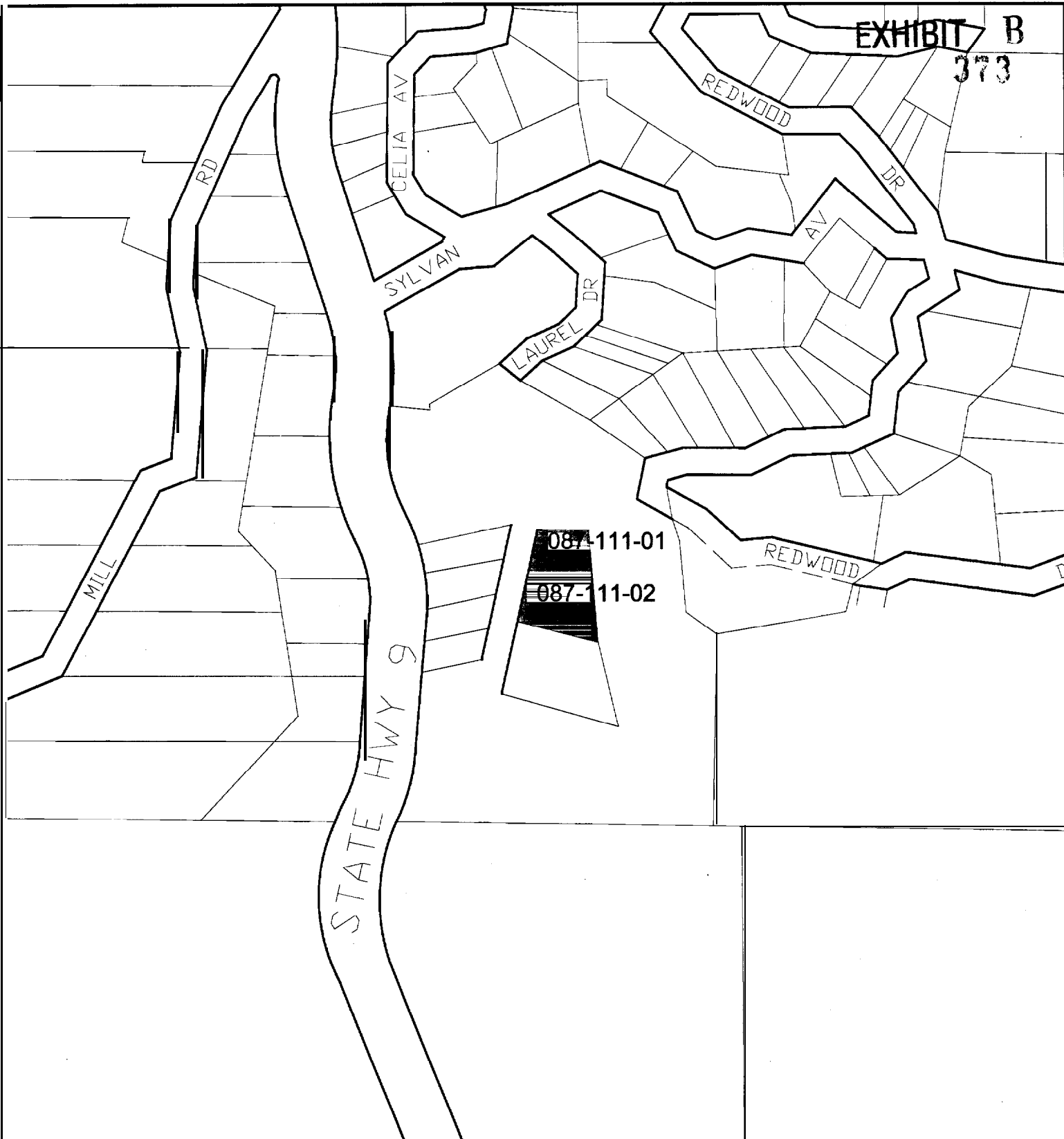
BEING THE LANDS OF BARRY SCOTT AS DESCRIBED IN GRANT DEED VOLUME 4282 OFFICIAL RECORDS PAGE 755, RECORDED FEB 05, 1988 IN THE OFFICE OF THE SANTA CRUZ COUNTY RECORDER.

**ZONE 3 - APN: 089-391-21**

SITUATE IN THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA AND BEING A PORTION OF SECTION 10, TOWNSHIP 9 SOUTH, RANGE 1 WEST, MOUNT DIABLO BASE AND MERIDIAN AND DESCRIBED AS FOLLOWS:

BEING “**PARCEL ONE**” AS DESCRIBED IN GRANT DEED DOCUMENT NO. 1998-0023611, RECORDED MAY 05, 1998 IN THE OFFICE OF THE SANTA CRUZ COUNTY RECORDER.

EXHIBIT B  
373



# Mid-County Project Area

Zone 1

APNs 087-I 1 I-01, -02

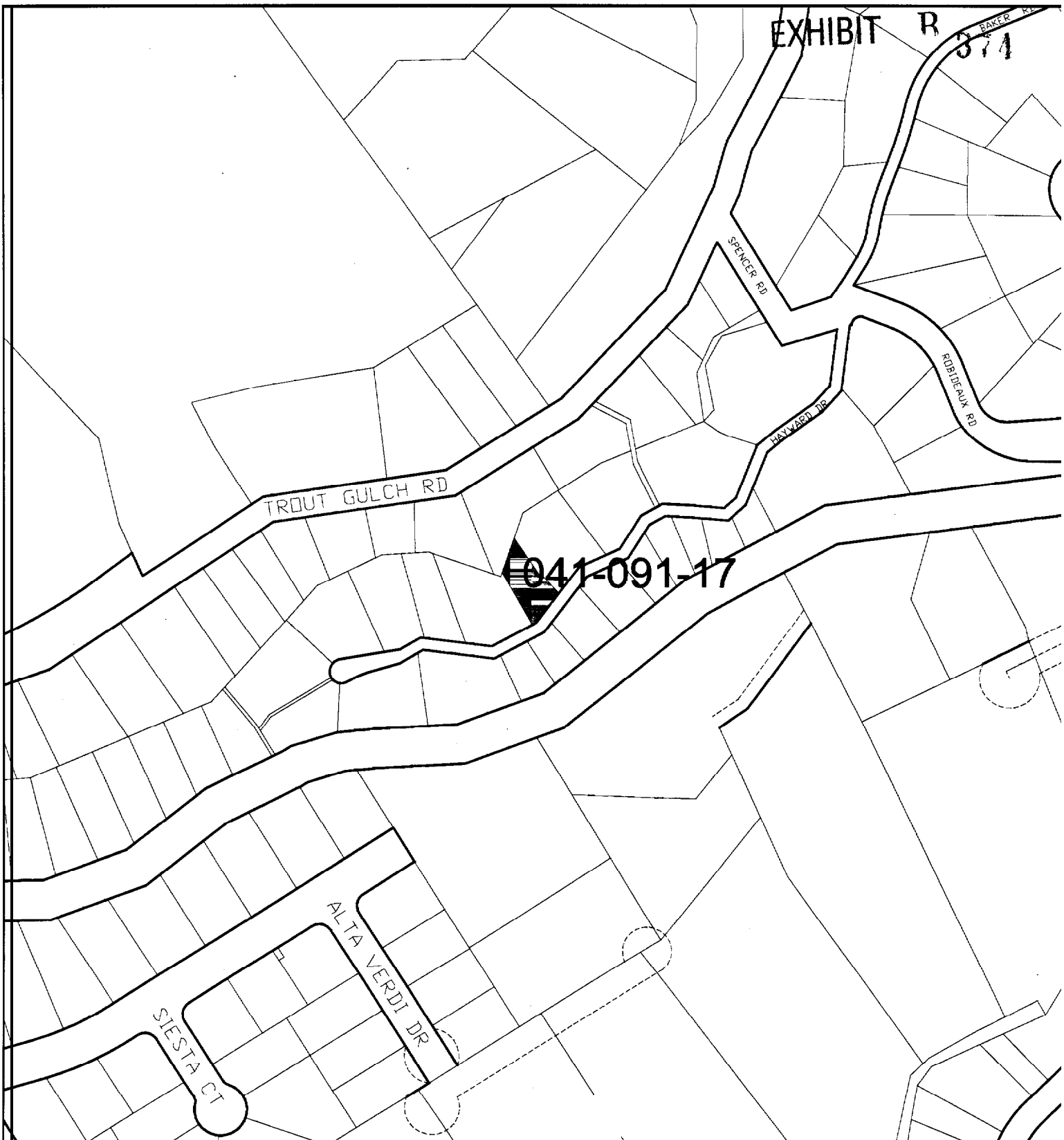


Vicinity Map



Scale 1" = 200'

EXHIBIT R 374



# Mid-County Project Area

Zone 2  
APN 041-091-17

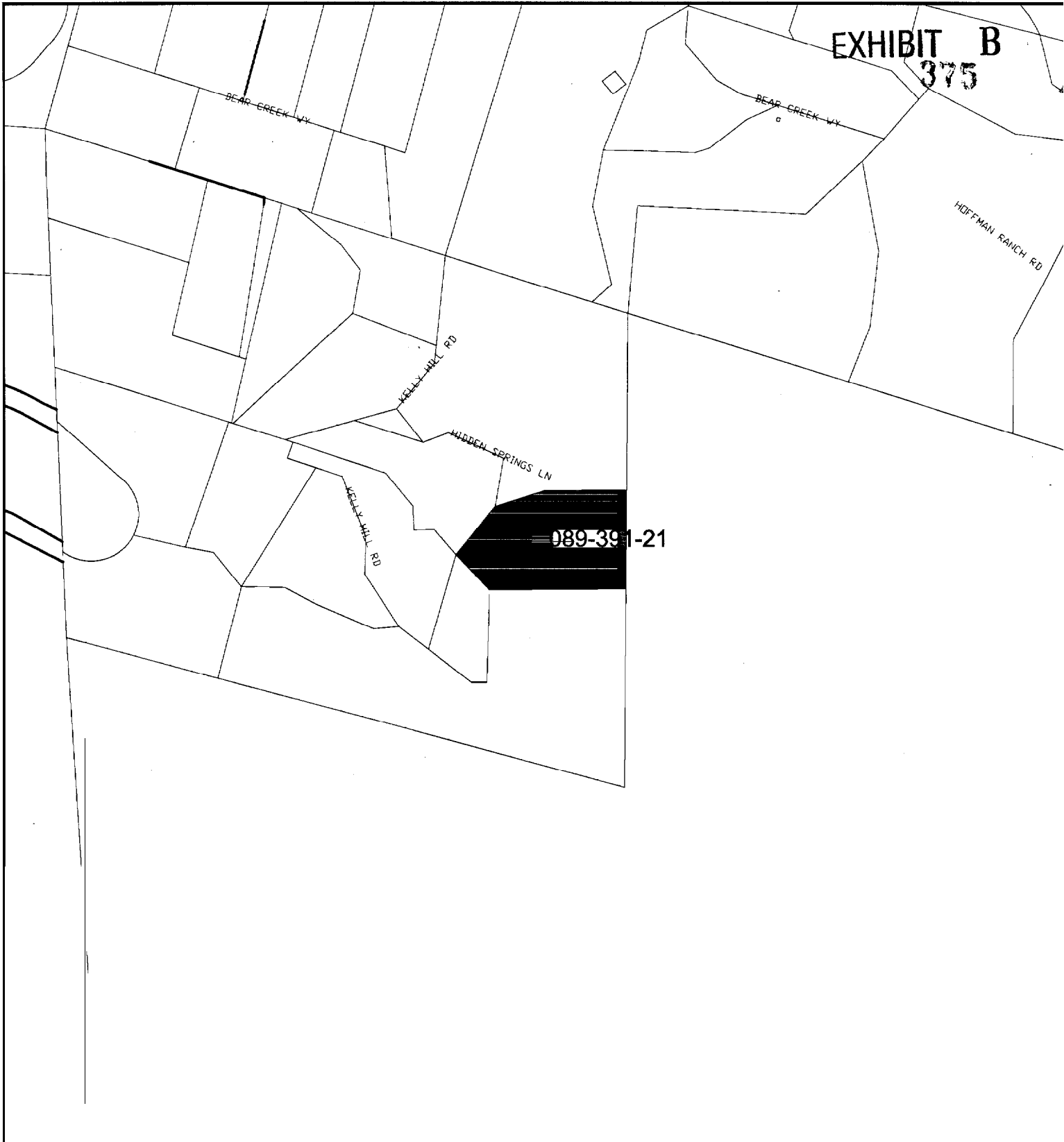


Vicinity Map



Scale 1"= 200'

EXHIBIT B  
375



# Mid-County Project Area

Zone 3

APN 089-391-21



Scale 1" = 400'

**MID-COUNTY GEOLOGIC HAZARD ABATEMENT DISTRICT**  
**CORRECTED PLAN OF CONTROL**

1. **INTRODUCTION**

This Plan of Control includes a description of the geologic hazard; its location; the area affected, and; a plan for the abatement of the hazard to structures in the District.

2. **DESCRIPTION OF HAZARD**

Four parcels in mid-Santa Cruz County were subjected to landsliding caused by the El Nino storms of 1998, include debris flows (Zone 1) and slope failures (Zones 2 & 3). Structures were damaged or destroyed on four of the parcels and all are subject to future risk from slides.

The Zone 1 slide, consists of two parcels (APNs 087- 111-O 1 & 087-111-02), impacted by two slides which destroyed the majority of the structure, leaving only one bedroom intact. There is high probability that the remainder of the slide material will continue to fail with the onset of winter rains.

The Zone 32 slide is at 226 Hayward Drive, starts in mid property and has undermined the foundation of the residence. This slide continues under the home after which it reaches the embankment of Valencia Creek, where the scarp is approximately 40 feet in height. With the onset of winter rains, it is highly probable that the structure will fail catastrophically into the creek bed.

The Zone 23 slide has been affected by a large slide which has moved to within 10 feet of the building's foundation. With the onset of winter rain, there is a high probability that the slide will continue to migrate up slope, undermining the foundation and destroying the structure.

3. **LOCATION OF THE HAZARDS AND AFFECTED AREAS**

The location of the hazards are; Zone 1 - at 18704 Highway 9 along the eastern side of State Highway 9 in the Boulder Creek area; Zone 2- at 228 Hayward Drive in the Aptos area, and; Zone 3 - at 19320 Hidden Springs Lane in the Boulder Creek area

4. **PLAN FOR ABATEMENT OF HAZARD**

The primary means of abatement will be through demolition of structures at risk from further sliding. Demolition will remove all construction features and elements, including foundations where they do not contribute to the stability of the site. Septic tanks will be filled with sand and all utilities will be removed. After demolition, sites will be treated with materials to minimize future erosion.

Properties acquired utilizing Federal Emergency Management Agency Landslide Hazard Mitigation Program funds will be maintained in open space or equivalent uses in perpetuity.



# COUNTY OF SANTA CRUZ

Planning Department

INTER-OFFICE CORRESPONDENCE

**DATE:** January 7, 1999

**TO:** Each Member of the Board of Supervisors

**FROM:** Michael J. Dever, Assistant Planning Director



**SUBJECT:** Update on the Landslide Hazard Mitigation Grant Program

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This memo is to provide your Board with the status of implementation of the Landslide Hazard Mitigation Grant Program (HMGP) and our ongoing discussions with the Governor's Office of Emergency Services (OES). As you know, public hearings are scheduled for January 12, 1999 (items 65, 66 & 67) to form the Geologic Hazard Abatement Districts which would serve as the public agencies which would actually obtain title to the properties, provide some measure of liability protection for the County and which would receive and disburse grant funds. While the County independently moves ahead with this local organizational task, we thought it would be useful to provide your Board with information about the current status of our parallel efforts to clarify the administrative aspects of the grant program itself.

## WORK SINCE THE LAST REPORT TO THE BOARD

During the month of December, we have had numerous contacts with OES representatives in an attempt to acquire complete administrative guidelines, escrow requirements and procedures specific to the HMGP. Especially important in these discussions has been the status of the Public Assistance (PA) funds. OES and FEMA had previously indicated PA funds would be made available to jurisdictions to finance the required demolition or relocation of structures and which could also be used toward the required 25% local match. When the County received notice from OES and FEMA that HMGP funds had been awarded for property acquisition, there was no mention of the escrow requirements peculiar to this program, or PA funding to actually complete the demolition work required under the grant program. Nor were there any documents transmitted for the County to actually *accept* the grants.

After many attempts, OES has assigned a County contact person was for the PA portion of the program who has confirmed that OES will, in fact, be providing PA funds to complete demolition and relocation work - although OES is still developing the specific demolition guidelines and funding criteria.

## NO PROGRAM GUIDELINES YET

Although we know that funding for property acquisition has been made available, we know practically nothing about the specific program requirements which OES will expect the County to follow to complete escrow and then demolish or relocate structures; how funds will be requested and transferred for both escrow and program administrative costs or; how much funding will be made available for demolition work.

In a two different telephone conversations last week, separate OES representatives assured us that they were close to having a set of escrow and demolition guidelines ready this week. However, they were not planning to mail or fax those out to participating jurisdictions - they want to distribute the information at meetings with County representatives and property owners. The date, time and location of such a meeting for Santa Cruz County have yet to be determined or made known to us.

65, 66, 67

Although OES representatives have suggested we proceed with acquiring the subject properties, we have made it clear to them that we will not recommend your Board do so until we complete formation of the GHADs and can see all the program guidelines, restrictions and funding allocations in their entirety and in writing. This position is shared by the majority of participating property owners as well. In fact, this absence of information lead directly to one property owner's protest of the formation of the Geologic Hazard Abatement District for his property.

### SEOUENCING

The process we are reinforcing with OES is summarized in the following table. It stresses that the County will not begin to acquire properties before we understand the entire process - including all program requirements and obligations.

Sequence	A c t i o n	Status
1	Property acquisition funding made available	Pending additional information from OES
2	County forms Geologic Hazard Abatement Districts to act as the jurisdiction acquiring the properties	Underway
3	Funding guidelines, escrow requirements, property restrictions made available from OES	Pending information from OES
4	Demolition requirements made available from OES, County acquires demolition bids from contractors; submits to OES and funding amounts determined.	Pending information from OES
5	With #s1-3 confirmed in writing, analyze the <del>Entire</del> program and make appropriate recommendations to your Board acting as the Board of Directors of the GHADs	n g information from OES
6	If the GHADs acquire property, PA funds requested to complete demolition/relocation; PA funds cannot be allocated by OES until the public agency owns the property	

It is our goal to obtain complete information from OES and to make a full report to your Board as soon as the information can be obtained and analyzed. In the interim, we continue to keep property owners informed and to work with them in resolving these issues.