



CITY CLERK

CITY OF SAN JOSÉ, CALIFORNIA

Office of the City Clerk
200 East Santa Clara Street
San José, California 95113
Telephone (408) 535-1260
FAX (408) 292-6207

10/21/08

4.3

Res 74636

LIST OF ANNEXATIONS AND THEIR EFFECTIVE DATES

	Resolution Number	Effective Date	Recording Number
2707 San Jose Pocket #39: Winchester No. 42	74636	11/18/08	20048500
2708 San Jose Pocket #40: Buena Vista No. 2	74637	11/19/08	20049689

Lee Price, MMC
City Clerk

By: Lupe Nieto
Lupe Nieto
Office of the City Clerk

Dated: December 22, 2008



CONFORMED COPY: This document has
not been compared with the original.
SANTA CLARA COUNTY CLERK-RECORDER

Doc#: 20048500

11/18/2008

1:30 PM

CERTIFICATE OF COMPLETION

I, Neelima Palacherla, Executive Officer of the Santa Clara County Local Agency Formation Commission, issue this Certificate of Completion pursuant to Government Code Sections 57200 and 57201.

I hereby certify that I have examined **Resolution No. 74636** for a reorganization attached hereto. I have found this document to be in compliance with Government Code Section 56757 authorizing cities within the County of Santa Clara to assume authority over certain changes in government organization; and Government Code Section 56375.3 authorizing the annexation of certain unincorporated islands after notice and hearing, and waiving protest proceedings.

The name of the City is: **San Jose.**

The entire City is located in Santa Clara County.

The change of organization completed is a **REORGANIZATION** which includes annexation to City of **San Jose** and detachment(s) from the following:

**West Valley Sanitation District
Santa Clara County Lighting Service Area
Central Fire Protection District
County Library Service Area**

A map and description of the boundaries of the change of organization are appended hereto.

The title of this proceeding is: **San Jose Pocket #39: Winchester No. 42 (Inhabited)**


The City has complied with all conditions imposed by the Commission for inclusion of the territory in the City's Urban Service Area.

The change of organization was ordered subject to the following terms and conditions: **NONE.**

The date of adoption of the City Resolution ordering the reorganization is **10/21/08.**

I declare under the penalty of perjury in the State of California that the foregoing is true and correct.

Dated: 11/18/08



Neelima Palacherla, Executive Officer
LAFCO of Santa Clara County

Attachments: City Resolution and Maps (Exhibit A)

RESOLUTION NO. 74636

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSÉ
MAKING DETERMINATIONS AND ORDERING THE REORGANIZATION
OF CERTAIN INHABITED, UNINCORPORATED ISLAND
TERRITORY DESIGNATED AS WINCHESTER NO. 42, SUBJECT TO
LIABILITY FOR GENERAL INDEBTEDNESS OF THE CITY**

WHEREAS, the City Council desires to consider the annexation of certain unincorporated territory to the City of San José and detachment of said territory from the Central Fire Protection, County Lighting, West Valley Sanitation, and Area No. 01 (Library Services) County Service Districts; which territory consists of 85 ± acres located west of Winchester Boulevard between Stevens Creek Boulevard and Highway 280, San Jose (319 parcels, more specifically identified in Exhibit "A" attached hereto and incorporated herein by this reference); and

WHEREAS, the distinctive short form designation of the territory proposed to be reorganized is **Winchester No. 42** and

WHEREAS, the City of San José, by its Resolution No. 74591 adopted on September 23, 2008, duly initiated reorganization proceedings for the annexation and detachment of this certain inhabited and unincorporated territory and set the time and place for consideration of such reorganization in accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, as the same may be amended from time to time; and

WHEREAS, the Council of the City of San José was duly designated as the conducting authority for further proceedings to reorganize the territory described herein by said Resolution No. 74591; and

WHEREAS, said territory is inhabited and not all land owner(s) of land included in the proposal consent to this annexation; and

WHEREAS, Section 56757 of the California Government Code states that the Local Agency Formation Commission shall not review an annexation proposal to any City in Santa Clara County of unincorporated territory which is within the urban service

area of the City if initiated by resolution of the legislative body, and, therefore, the City Council of the City of San José is now the conducting authority for said annexation insofar that the City initiated these reorganization proceedings under and pursuant to its Resolution No. 74591; and

WHEREAS, the reason(s) for the proposed reorganization, as set forth in the City's Resolution No. 74591 initiating reorganization proceedings is to reduce or eliminate an unincorporated island of County territory located within the limits of City jurisdiction that is surrounded by or substantially surrounded by City territory and to facilitate subsequent development of the territory with residential and commercial uses; and

WHEREAS, the following special districts would be affected by the proposed annexation: the Central Fire Protection, County Lighting, West Valley Sanitation, and Area No. 01 (Library Services) County Service Districts; and

WHEREAS, the proposed annexation would provide for the use of City services; and

WHEREAS, the City's Resolution No. 74591 fixed September 23, 2008 at 7:00 p.m., in the Council Chambers of the City of San José, City Hall, 200 East Santa Street, San José, California, as the date, time and place said Council would consider said reorganization; and

WHEREAS, the regular County assessment roll is utilized by the City; and

WHEREAS, land and improvements within the territory shall be liable for the general indebtedness of the City of San José existing at the time of annexation; and

WHEREAS, this project is covered under the San Jose 2020 Environmental Impact Report, Resolution No. 65459, which became final on August 16, 1994, was and this Council has considered and approves said Environmental Impact Report and adopted Resolution No. 65459, prior to taking any action on this proposed reorganization; and

WHEREAS, if required or necessary, affected property owners have waived any Proposition 218 election that may pertain to this reorganization proposal; and

WHEREAS, the following facts pertain to the findings required by the Council in accordance with Government Code Section 56757:

1. The unincorporated territory proposed for reorganization is within the City's Urban Service Area, as adopted by the Santa Clara Local Agency Formation Commission.
2. The County Surveyor has determined the boundaries of the proposed to be definite and certain, and in compliance with the Santa Clara County Local Agency Formation Commission's road annexation policies.
3. The proposal does not split lines of assessment or ownership in that all affected parcels are being organized in their entirety.
4. The proposal does not create islands or areas in which it would be difficult to provide municipal services in that the completion of reorganization proceedings would result in the reduction of a County "pocket" of unincorporated territory.
5. The proposal is consistent with the City's adopted General Plan in that existing and future urban development should be located within cities.
6. The territory is contiguous to existing City limits.
7. The City has complied with all conditions imposed by the Commission for inclusion of the territory in the City's Urban Service Area as follows:
 - A. No such conditions imposed.
8. The pre-zoning designation on the subject territory is R-1-8 Single-Family Residence Zoning District as to approximately 82.4 gross acres, R-2 Two-Family Residence Zoning District as to approximately 1.56 gross acres, CO Commercial Office Zoning as to approximately 0.5 gross acres, and PD Planned Development Zoning District (File No. PDC08-008) as to approximately 0.24 gross acres; and inasmuch as the City Council on August 12, 2008 enacted ordinances so pre-zoning the subject territory, all as more specifically described in those rezoning ordinances.

WHEREAS, the following facts pertain to the findings required by the Council in accordance with Government Code Section 56375.3:

1. The size of the subject unincorporated County territory in its entirety is less than one hundred fifty (150) acres; and
2. The unincorporated County territory constitutes an unincorporated island of County territory that is surrounded by or substantially surrounded by City territory on all sides; and
3. The unincorporated County territory is not a gated community where urban services are provided by a community service district; and
4. The unincorporated County territory is considered developed in that residential and office development is located on the subject properties; and
5. The unincorporated County territory is not prime agricultural land under the provisions of California Government Code Section 56064; and
6. The unincorporated County territory currently is receiving or will receive the following benefits from the City, to wit: all municipal services; and
7. The island of unincorporated County territory was created on July 28, 1999, which is prior to January 1, 2000.

WHEREAS, evidence pertaining to the proposed reorganization was presented to the City Council at the City Council's public hearings on this matter.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF SAN JOSE HEREBY FINDS:

1. That it is the conducting authority pursuant to Section 56757 of the Government Code for the annexation of property designated "**Winchester No. 42,**" more particularly shown upon that certain map attached hereto as Exhibit "A." which exhibit is incorporated herein by this reference;
2. That the following findings are made by the City Council for the City of San José:
 - a. That said territory is inhabited and comprises approximately 85 ± acres.
 - b. That the annexation is consistent with the orderly annexation of territory within the City's urban service area and is consistent with the City policy for annexation when annexed (providing City Services).

- c. That the City Council has considered and adopted a Final EIR entitled, "San Jose 2020 General Plan," together with related Resolution No. 65459, which addressed the environmental impacts of the project and which Resolution became final on August 16, 1994. This proposal is in compliance with the California Environmental Quality Act, together with implementing regulations and guidelines promulgated thereunder, in that the adopted EIR and related Resolution No. 65459 considers and addresses the environmental impacts of the proposed change in organization.
- d. That the City Council on September 9, 2008, enacted ordinances pre-zoning the subject territory with the following zoning designations: R-1-8 Single-Family Residence Zoning District as to approximately 82.4 gross acres, R-2 Two-Family Residence Zoning District as to approximately 1.56 gross acres, CO Commercial Office Zoning as to approximately 0.5 gross acres, and PD Planned Development Zoning District (File No. PDC08-008) as to approximately 0.24 gross acres.
- e. That the territory is within the City's urban service area as adopted by the Local Agency Formation Commission of Santa Clara County.
- f. That the County Surveyor has determined the boundaries of the proposed annexation to be definite and certain, and in compliance with the Commission's road annexation policies; and pursuant to agreement the County has agreed to incur the costs of making this determination.
- g. That the proposed annexation does not create islands or areas in which it would be difficult to provide municipal services. This reorganization reduces or eliminates an unincorporated county "pocket" and is adjacent to and surrounded or substantially surrounded by City territory on all sides.
- h. That the proposed annexation does not split lines of assessment or ownership.
- i. That the proposed annexation is consistent with the City's General Plan.
- j. That the territory to be annexed is contiguous to existing City limits.
- k. That the City has complied with all conditions imposed by the Commission for inclusion of the territory in the City's urban service area.

3. That the following additional findings are hereby made by the City Council for the City of San José:
 - a. The size of the subject unincorporated County territory in its entirety is less than one hundred fifty (150) acres; and
 - b. The unincorporated County territory constitutes an unincorporated island of County territory that is surrounded by or substantially surrounded by City territory on all sides; and
 - c. The unincorporated County territory is not a gated community where urban services are provided by a community service district; and
 - d. The unincorporated County territory is considered developed in that residential and commercial development is located on the subject properties; and
 - e. The unincorporated County territory is not prime agricultural land under the provisions of California Government Code Section 56064; and
 - f. The unincorporated County territory currently is receiving or will receive the following benefits from the City, to wit: all municipal services; and
 - g. The island of unincorporated County territory was created on July 28, 1999, which date is prior to January 1, 2000.
4. That all affected local agencies that will gain or lose territory as a result of this reorganization have consented in writing to a waiver of protest proceedings.
5. That all property owners and registered voters have been provided written notice of this proceeding.
6. That said annexation is hereby ordered without any further protest of these reorganization proceedings pursuant to Sections 56757 and 56375.3 of the California Government Code and is subject to the following additional terms and conditions: None.

BE IT FURTHER RESOLVED that upon completion of these reorganization proceedings the territory reorganized will be taxed on the regular County assessment roll, including taxes for existing bonded indebtedness, and that the City Council hereby takes the additional following actions:

1. The City Council hereby orders the territory designated as **Winchester No. 42** reorganized and organized to include the following changes of organization: (a) the following districts are detached: the Central Fire Protection, County Lighting, West Valley Sanitation, and Area No. 01 (Library Services) County Service Districts; and (b) the designated territory **Winchester No. 42** shall be annexed into the City of San José. The City of San José, as conducting authority, reorganized such territory as indicated above (with or without notice or hearings), it being found and concurred in that the territory involved in the reorganization is inhabited and not all the owners of land within the territory have filed a written petition for the City Council to initiate said reorganization.
2. The City Council further hereby describes the exterior boundaries of the territory reorganized as all that real property in the County of Santa Clara, State of California, shown upon that certain map attached hereto as Exhibit "A" and incorporated herein by this reference.

ADOPTED this 21st day of October, 2008, by the following vote:

AYES: CHIRCO, CHU, CONSTANT, LICCARDO, NGUYEN,
PYLE, WILLIAMS, REED.

NOES: NONE.

ABSENT: CAMPOS, CORTESE, OLIVERIO.

DISQUALIFIED: NONE.

ATTEST:


LEE PRICE, MMC
City Clerk



CHUCK REED
Mayor

Attachment: Exhibit "A"

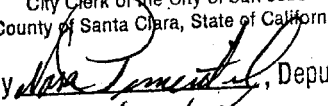
Island Ord.Res
jf

The foregoing instrument is
a correct copy of the original
on file in this office.

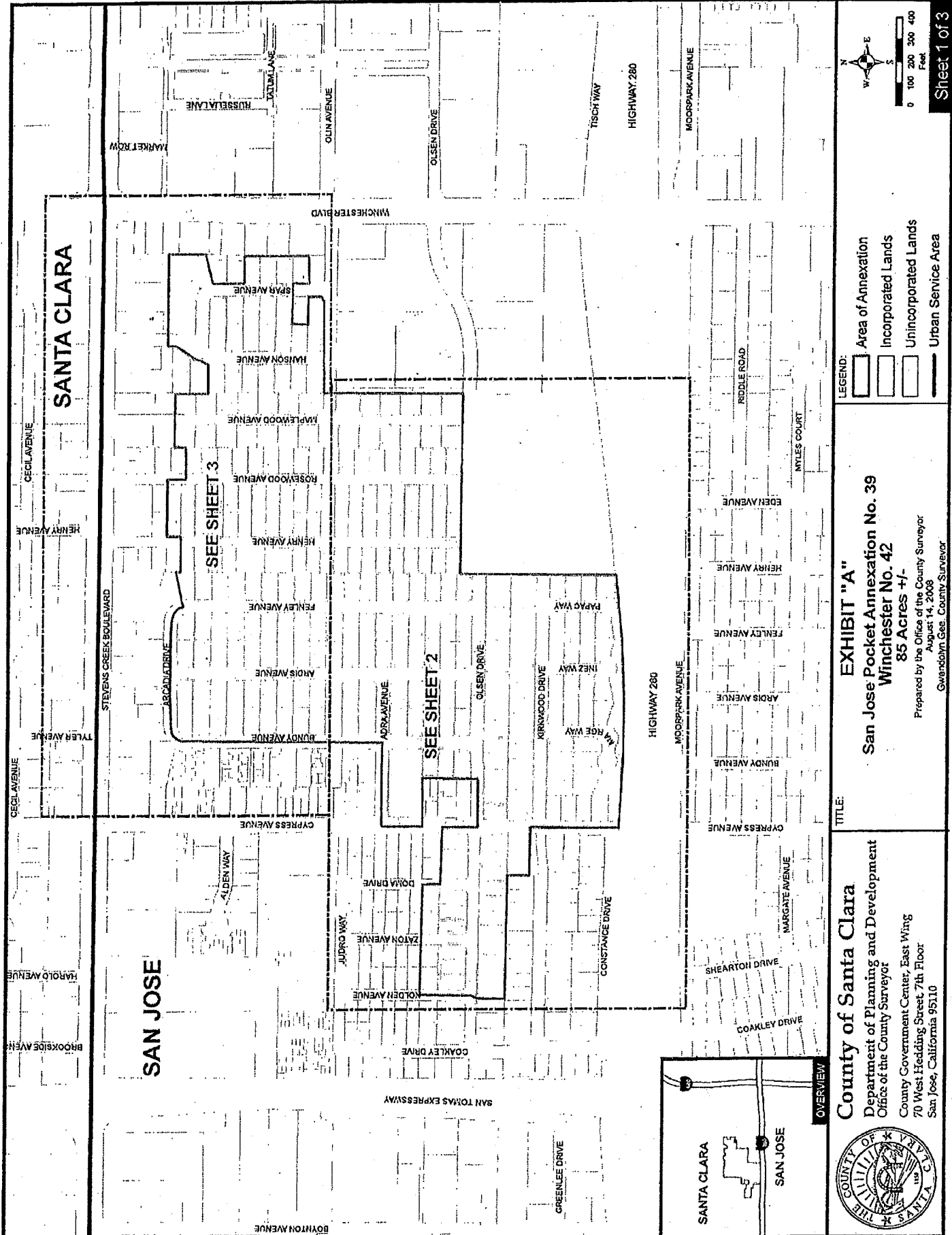
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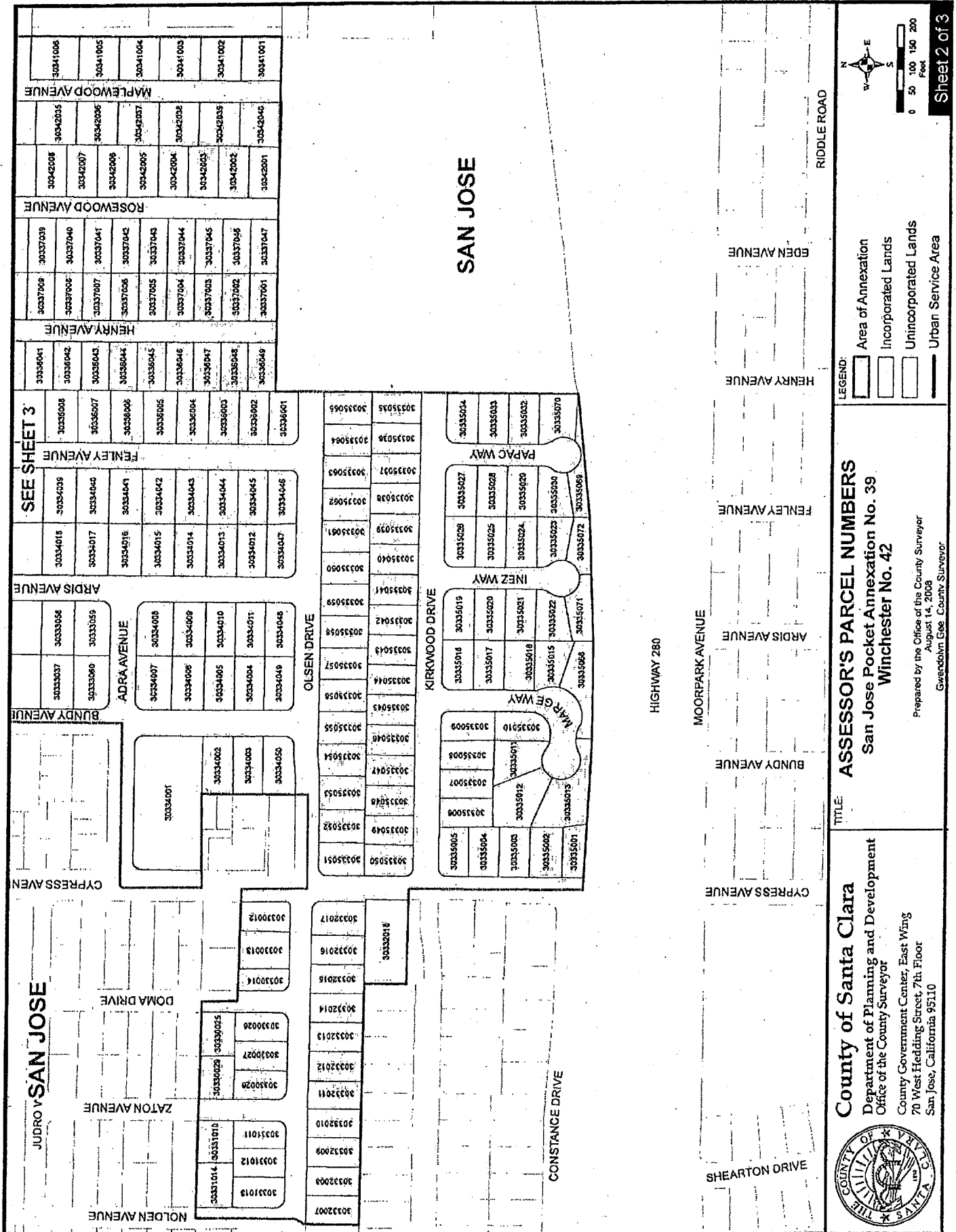
LEE PRICE
City Clerk

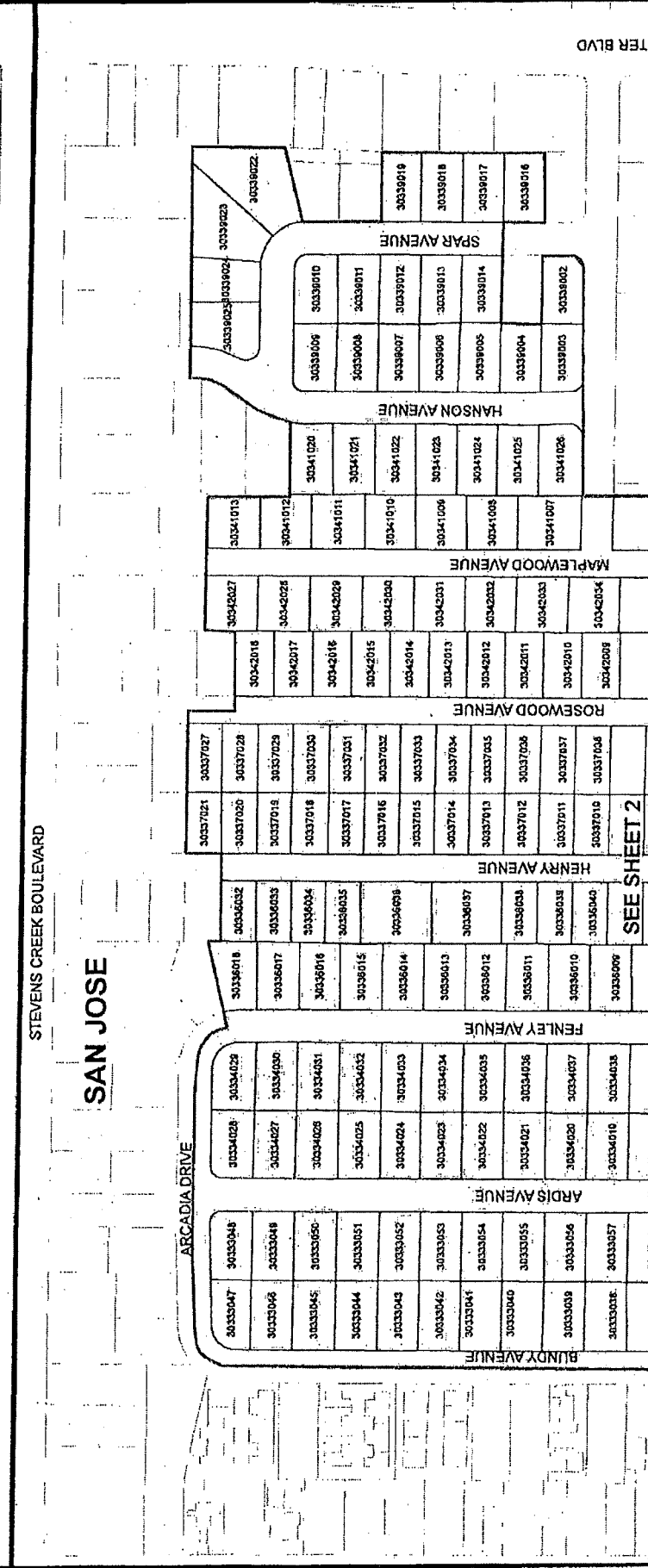
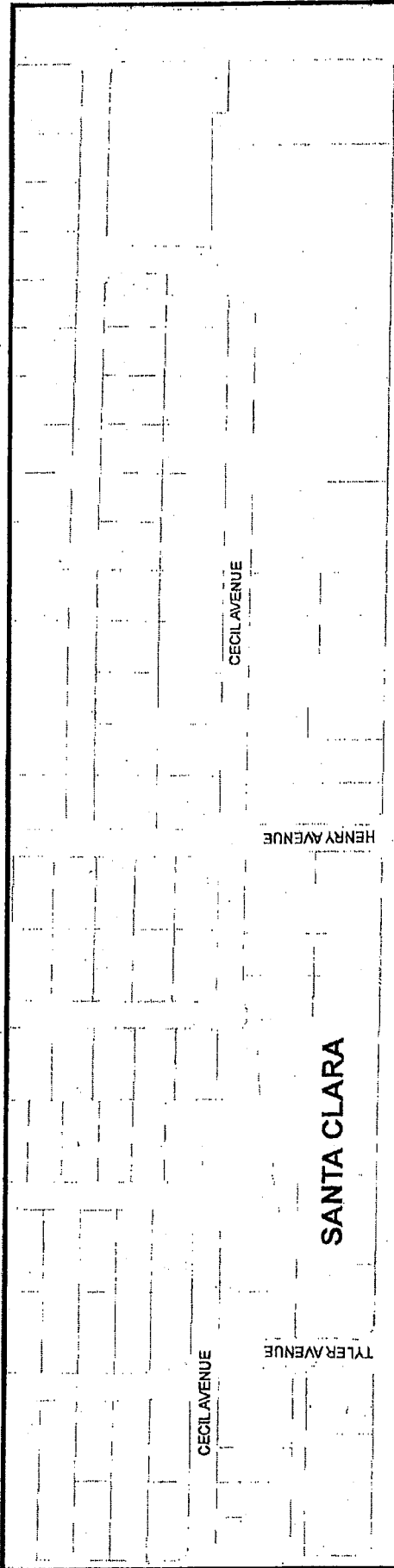
City Clerk of the City of San José
County of Santa Clara, State of California

By , Deputy

10/29/08







County of Santa Clara
 Department of Planning and Development
 Office of the County Surveyor
 County Government Center, East Wing
 70 West Hedding Street, 7th Floor
 San Jose, California 95110

ASSASSOR'S PARCEL NUMBERS
 San Jose Pocket Annexation No. 39
 Winchester No. 42

LEGEND:

- Area of Annexation
- Incorporated Lands
- Unincorporated Lands
- Urban Service Area

Scale:
 0 50 100 150 200 Feet

North Arrow:
 N
 W E S

Sheet 3 of 3

County of Santa Clara

Department of Planning and Development
Development Services Office

County Government Center, East Wing
70 West Hedding Street, 7th Floor
San Jose, California 95110
(408) 299-5700 FAX (408) 279-8537



August 14, 2008

Ms. Neelima Palacherla, Executive Officer
LAFCO
70 W. Hedding Street
11th Floor, East Wing
San Jose, CA 95110

SUBJECT: San Jose Pocket Annexation No. 39 "Winchester No. 42"

The attached Exhibit "A" dated August 14, 2008 of the territory proposed to be annexed to the City of San Jose entitled:

San Jose Pocket Annexation No. 39 "Winchester No. 42"

is in accordance with Government Code Section 56757 (c)(2). The boundaries of said territory are completely surrounded by the City of San Jose and are definite and certain. The proposal is in compliance with the Local Agency Formation Commission's road annexation policies.

Per the Local Agency Formation Commission and the State Board of Equalization, this Pocket annexation does not require a legal description.

Gwendolyn Gee, PLS
County Surveyor

Attachments:
Exhibit "A" (PSJ-39)



County of Santa Clara

Department of Planning and Development
Office of the County Surveyor

County Government Center, East Wing
70 West Hedding Street, 7th Floor
San Jose, California 95110

TITLE:

San Jose Pocket Annexation No. 39

Winchester No. 42

85 Acres +/-

Prepared by the Office of the County Surveyor

August 14, 2008

Gwendolyn Gee, County Surveyor

LEGEND:

Area of Annexation

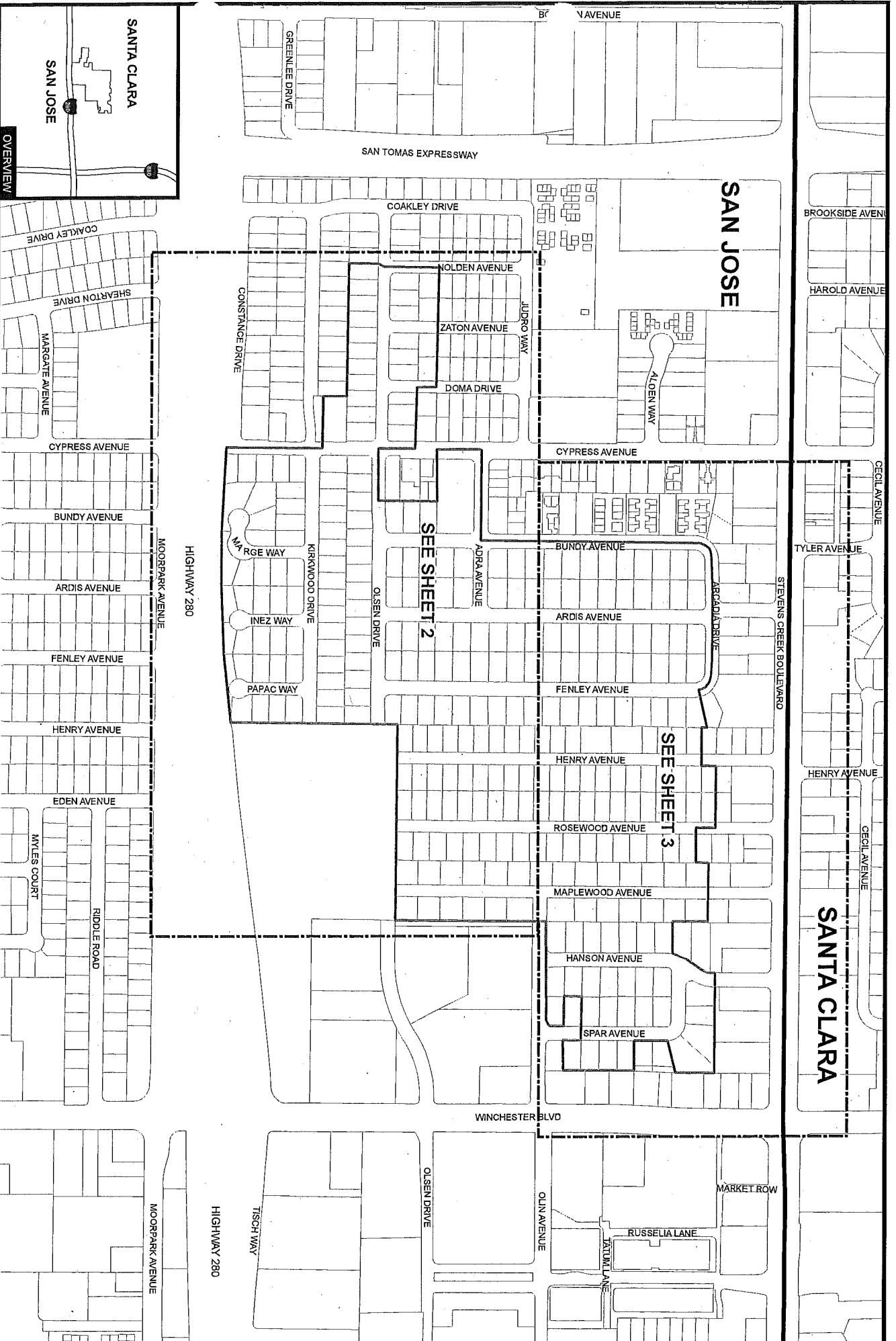
Incorporated Lands

Unincorporated Lands

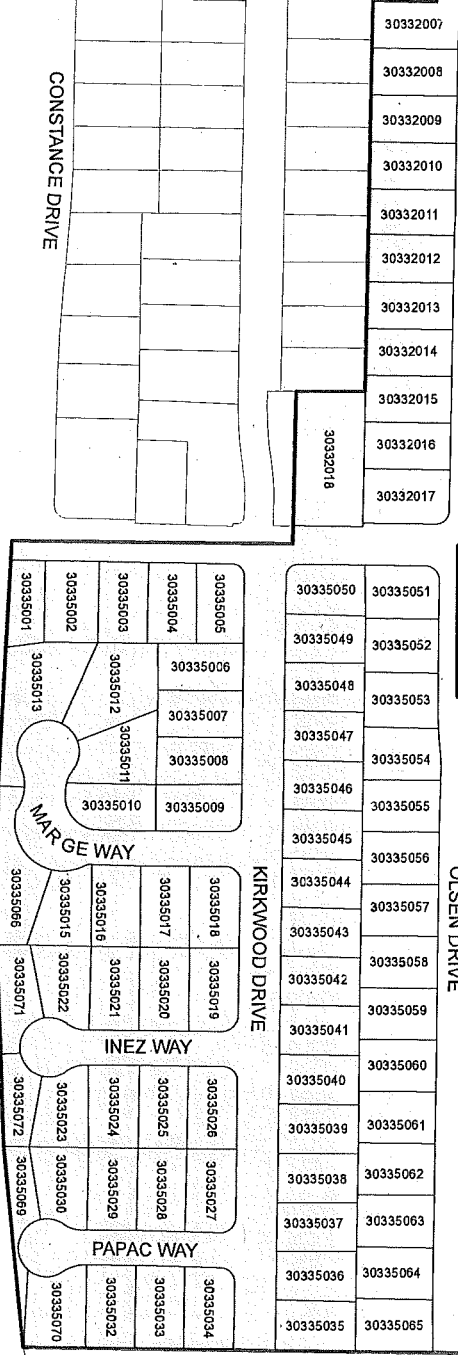
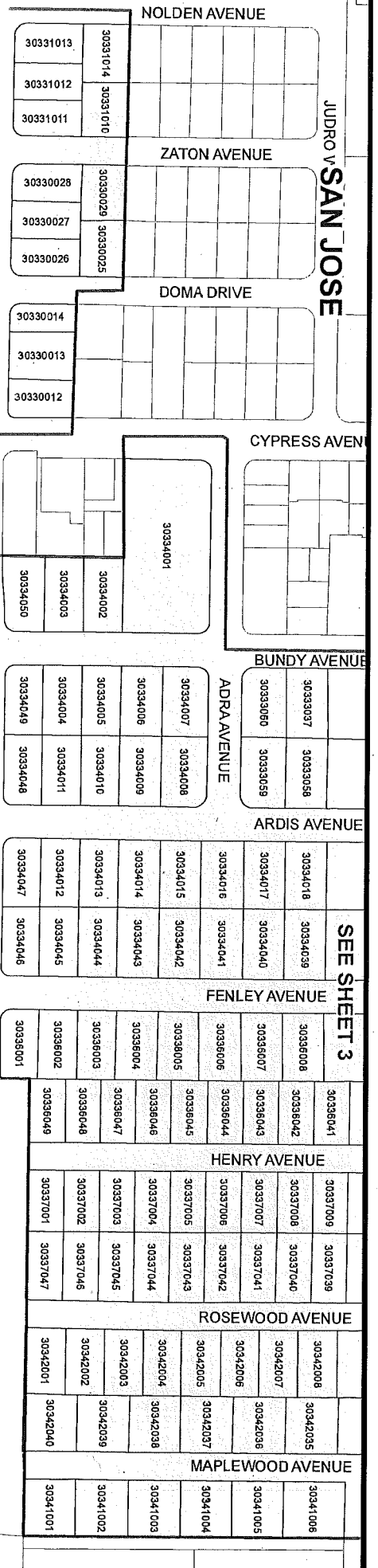
Urban Service Area



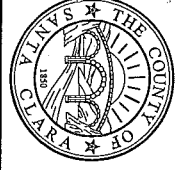
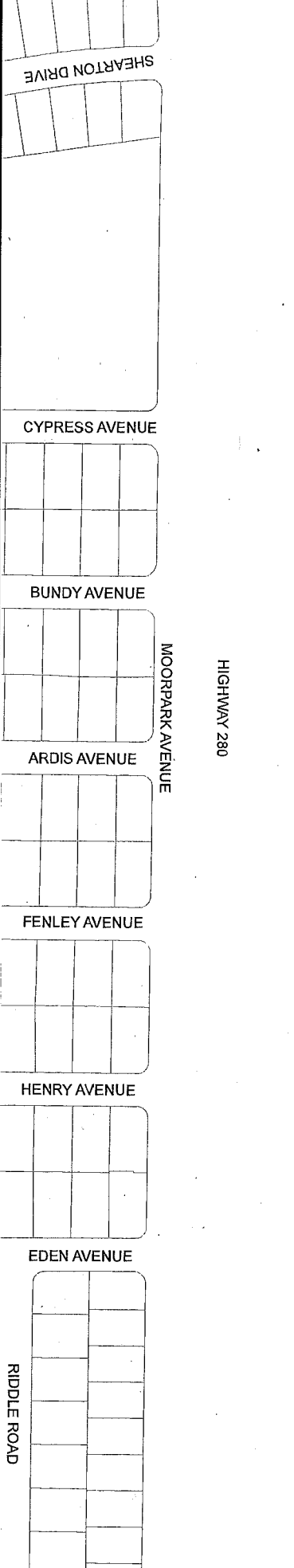
0 100 200 300 400
Feet



JUDRO V SAN JOSE



SAN JOSE



County of Santa Clara
 Department of Planning and Development
 Office of the County Surveyor
 County Government Center East Wing
 70 West Hedding Street, 7th Floor
 San Jose, California 95110

ASSESSOR'S PARCEL NUMBERS
 San Jose Pocket Annexation No. 39
 Winchester No. 42

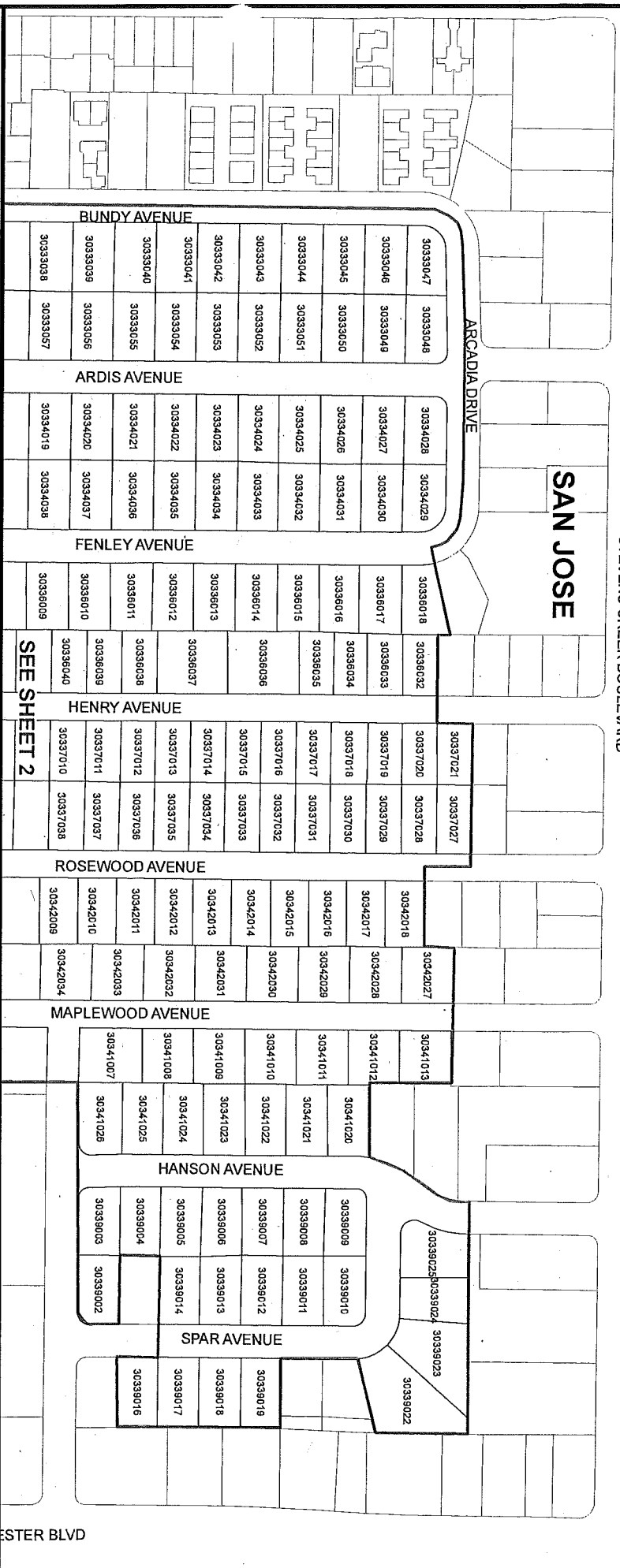
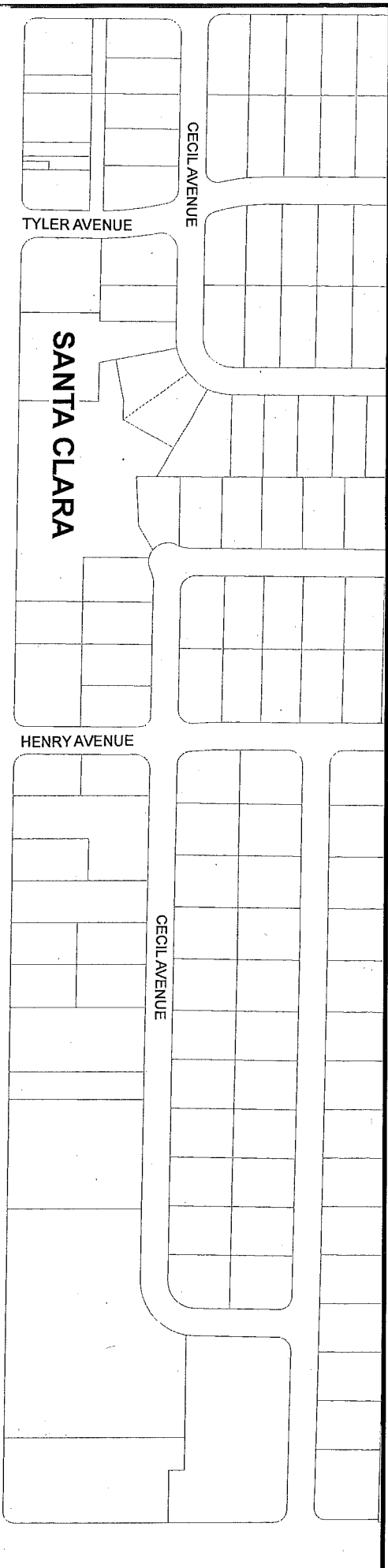
Prepared by the Office of the County Surveyor
 August 14, 2008
 Gwendolyn Gee, County Surveyor

LEGEND:

- Area of Annexation
- Incorporated Lands
- Unincorporated Lands
- Urban Service Area

0 50 100 150 200 Feet

Sheet 2 of 3



County of Santa Clara
 Department of Planning and Development
 Office of the County Surveyor
 County Government Center, East Wing
 70 West Hedding Street, 7th Floor
 San Jose, California 95110

TITLE: ASSESSOR'S PARCEL NUMBERS
San Jose Pocket Annexation No. 39
Winchester No. 42

Prepared by the Office of the County Surveyor
 August 14, 2008
 Gwendolyn Gee, County Surveyor

LEGEND:

- ☐ Area of Annexation
- ☐ Incorporated Lands
- ☐ Unincorporated Lands
- ☐ Urban Service Area

0 50 100 150 200 Feet

Sheet 3 of 3

County of Santa Clara
Office of the County Assessor
County Government Center
70 West Hedding Street
San Jose, CA 95110-1771
Fax (408) 298-9446



Lawrence E. Stone, Assessor

REPORT OF THE COUNTY ASSESSOR

Date Report Prepared: **July 16, 2008**
Title of Proposal: **San Jose Pocket # 39, Winchester No. 42**
Type of Application: **Island Annexation**
Conducting Authority: **City of San Jose**

1. Review of Proposal

- a. Location: 319 APNs south of Stevens Creek Blvd between San Tomas Expressway, Winchester Blvd & the 280 Freeway.
- b. Assessor's Parcel Numbers: see separate detailed list
- c. Respective Net value of assessed parcels as of last July 1: see separate detailed list

2. Conformity to Lines of Assessment or Ownership

- ☒ Boundaries of proposal conform.
- ☐ Boundaries of proposal fail to conform to lines of assessment per attached map.
- ☐ Upon annexation, lines of assessment will no longer be split by TRA lines within this proposal.

3. Special Districts

Special districts within the proposed area include:

TRA 62-048	
062-048 63 CAMPBELL UNION ELEM. SCHOOL	
062-048 133 CAMPBELL UNION HIGH SCHOOL	
062-048 203 WEST VALLEY JT(43,44) COMM. COLLEGE	
062-048 215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY MGMT.	
062-048 219 CENTRAL-ZONE No. 01 FIRE PROTECTION	
062-048 306 WEST VALLEY SANITATION	
062-048 313 CO LIGHTING COUNTY SERVICE	
062-048 322 SANTA CLARA VALLEY COUNTY WATER	
062-048 323 SANTA CLARA VALLEY ZONE NC-1 COUNTY WATER	
062-048 335 SANTA CLARA COUNTY IMPORTATION WATER-MISC	
062-048 376 SANTA CLARA VALLEY-ZONE W-4 COUNTY WATER	
062-048 377 AREA NO. 01, LIBRARY BENEFIT ASSESSMENT COUNTY SERVICE	
062-048 378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE	

Prepared By:

Anita Badger, Property Identification & Title Technician
(408) 299-5506
anita.badger@asr.sccgov.org

Annexations - Winchester List

APN	TRA	NET- VALUE
303-30-012	062-048	53,258
303-30-013	062-048	758,000
303-30-014	062-048	716,315
303-30-025	062-048	277,875
303-30-026	062-048	682,784
303-30-027	062-048	47,138
303-30-028	062-048	691,800
303-30-029	062-048	42,738
303-31-010	062-048	630,947
303-31-011	062-048	92,342
303-31-012	062-048	47,137
303-31-013	062-048	566,589
303-31-014	062-048	303,901
303-32-007	062-048	387,891
303-32-008	062-048	469,269
303-32-009	062-048	575,189
303-32-010	062-048	81,233
303-32-011	062-048	64,196
303-32-012	062-048	56,165
303-32-013	062-048	49,069
303-32-014	062-048	151,114
303-32-015	062-048	44,536
303-32-016	062-048	259,266
303-32-017	062-048	71,024
303-32-018	062-048	69,623
303-33-037	062-048	40,627
303-33-038	062-048	645,642
303-33-039	062-048	295,092
303-33-040	062-048	215,093
303-33-041	062-048	549,955
303-33-042	062-048	179,954
303-33-043	062-048	320,741
303-33-044	062-048	43,971
303-33-045	062-048	999,600
303-33-046	062-048	347,911
303-33-047	062-048	668,500
303-33-048	062-048	317,491
303-33-049	062-048	181,366
303-33-050	062-048	443,399
303-33-051	062-048	330,666
303-33-052	062-048	59,565
303-33-053	062-048	224,553
303-33-054	062-048	480,011
303-33-055	062-048	142,393
303-33-056	062-048	40,803
303-33-057	062-048	628,500

Annexations - Winchester List

APN	TRA	NET- VALUE
303-33-058	062-048	48,192
303-33-059	062-048	51,848
303-33-060	062-048	352,799
303-34-001	062-048	0
303-34-002	062-048	54,137
303-34-003	062-048	80,948
303-34-004	062-048	572,983
303-34-005	062-048	330,921
303-34-006	062-048	393,673
303-34-007	062-048	59,978
303-34-008	062-048	46,396
303-34-009	062-048	564,434
303-34-010	062-048	341,675
303-34-011	062-048	54,842
303-34-012	062-048	289,668
303-34-013	062-048	281,641
303-34-014	062-048	557,547
303-34-015	062-048	45,694
303-34-016	062-048	285,433
303-34-017	062-048	66,404
303-34-018	062-048	165,178
303-34-019	062-048	754,503
303-34-020	062-048	49,181
303-34-021	062-048	42,039
303-34-022	062-048	42,039
303-34-023	062-048	748,151
303-34-024	062-048	585,231
303-34-025	062-048	330,502
303-34-026	062-048	795,700
303-34-027	062-048	453,167
303-34-028	062-048	122,859
303-34-029	062-048	389,777
303-34-030	062-048	929,000
303-34-031	062-048	358,727
303-34-032	062-048	741,150
303-34-033	062-048	315,187
303-34-034	062-048	562,343
303-34-035	062-048	618,294
303-34-036	062-048	577,393
303-34-037	062-048	39,396
303-34-038	062-048	42,039
303-34-039	062-048	687,300
303-34-040	062-048	219,655
303-34-041	062-048	413,311
303-34-042	062-048	51,370
303-34-043	062-048	46,663

Annexations - Winchester List

APN	TRA	NET- VALUE
303-34-044	062-048	47,137
303-34-045	062-048	89,656
303-34-046	062-048	50,484
303-34-047	062-048	72,741
303-34-048	062-048	330,511
303-34-049	062-048	242,434
303-34-050	062-048	51,537
303-35-001	062-048	399,827
303-35-002	062-048	112,951
303-35-003	062-048	67,273
303-35-004	062-048	328,215
303-35-005	062-048	321,668
303-35-006	062-048	415,390
303-35-007	062-048	175,196
303-35-008	062-048	151,188
303-35-009	062-048	105,015
303-35-010	062-048	630,948
303-35-011	062-048	203,715
303-35-012	062-048	269,578
303-35-013	062-048	678,400
303-35-015	062-048	674,438
303-35-016	062-048	564,295
303-35-017	062-048	58,032
303-35-018	062-048	146,007
303-35-019	062-048	54,701
303-35-020	062-048	308,862
303-35-021	062-048	206,790
303-35-022	062-048	528,802
303-35-023	062-048	312,560
303-35-024	062-048	59,841
303-35-025	062-048	56,282
303-35-026	062-048	78,096
303-35-027	062-048	61,034
303-35-028	062-048	229,416
303-35-029	062-048	772,986
303-35-030	062-048	822,169
303-35-032	062-048	400,233
303-35-033	062-048	313,401
303-35-034	062-048	151,762
303-35-035	062-048	707,402
303-35-036	062-048	70,224
303-35-037	062-048	77,002
303-35-038	062-048	551,767
303-35-039	062-048	873,000
303-35-040	062-048	585,665
303-35-041	062-048	483,376

Annexations - Winchester List

APN	TRA	NET- VALUE
303-35-042	062-048	573,137
303-35-043	062-048	534,682
303-35-044	062-048	83,090
303-35-045	062-048	460,898
303-35-046	062-048	494,698
303-35-047	062-048	550,451
303-35-048	062-048	52,768
303-35-049	062-048	721,459
303-35-050	062-048	62,617
303-35-051	062-048	53,785
303-35-052	062-048	275,335
303-35-053	062-048	576,850
303-35-054	062-048	53,785
303-35-055	062-048	46,785
303-35-056	062-048	461,617
303-35-057	062-048	46,785
303-35-058	062-048	375,957
303-35-059	062-048	532,229
303-35-060	062-048	598,076
303-35-061	062-048	70,672
303-35-062	062-048	64,876
303-35-063	062-048	190,431
303-35-064	062-048	735,800
303-35-065	062-048	316,058
303-35-066	062-048	635,500
303-35-069	062-048	264,488
303-35-070	062-048	300,607
303-35-071	062-048	678,400
303-35-072	062-048	257,100
303-36-001	062-048	766,689
303-36-002	062-048	616,235
303-36-003	062-048	144,406
303-36-004	062-048	37,463
303-36-005	062-048	421,882
303-36-006	062-048	71,327
303-36-007	062-048	62,057
303-36-008	062-048	685,500
303-36-009	062-048	141,312
303-36-010	062-048	905,008
303-36-011	062-048	341,722
303-36-012	062-048	275,893
303-36-013	062-048	42,740
303-36-014	062-048	40,101
303-36-015	062-048	37,638
303-36-016	062-048	37,463
303-36-017	062-048	687,200

Annexations - Winchester List

APN	TRA	NET- VALUE
303-36-018	062-048	133,696
303-36-032	062-048	260,380
303-36-033	062-048	0
303-36-034	062-048	229,567
303-36-035	062-048	652,300
303-36-036	062-048	766,200
303-36-037	062-048	717,281
303-36-038	062-048	36,580
303-36-039	062-048	43,760
303-36-040	062-048	546,625
303-36-041	062-048	591,520
303-36-042	062-048	45,553
303-36-043	062-048	429,813
303-36-044	062-048	201,592
303-36-045	062-048	40,983
303-36-046	062-048	315,827
303-36-047	062-048	38,170
303-36-048	062-048	678,100
303-36-049	062-048	35,932
303-37-001	062-048	175,299
303-37-002	062-048	119,572
303-37-003	062-048	152,809
303-37-004	062-048	95,652
303-37-005	062-048	729,400
303-37-006	062-048	312,724
303-37-007	062-048	266,171
303-37-008	062-048	75,966
303-37-009	062-048	45,518
303-37-010	062-048	370,235
303-37-011	062-048	267,179
303-37-012	062-048	629,400
303-37-013	062-048	185,709
303-37-014	062-048	523,389
303-37-015	062-048	52,591
303-37-016	062-048	541,214
303-37-017	062-048	784,000
303-37-018	062-048	196,792
303-37-019	062-048	647,336
303-37-020	062-048	65,471
303-37-021	062-048	37,109
303-37-027	062-048	665,231
303-37-028	062-048	362,734
303-37-029	062-048	107,253
303-37-030	062-048	890,000
303-37-031	062-048	81,528
303-37-032	062-048	180,527

Annexations - Winchester List

APN	TRA	NET- VALUE
303-37-033	062-048	49,212
303-37-034	062-048	476,614
303-37-035	062-048	361,986
303-37-036	062-048	719,700
303-37-037	062-048	109,795
303-37-038	062-048	513,981
303-37-039	062-048	586,600
303-37-040	062-048	159,962
303-37-041	062-048	243,414
303-37-042	062-048	296,779
303-37-043	062-048	296,857
303-37-044	062-048	230,037
303-37-045	062-048	610,000
303-37-046	062-048	424,481
303-37-047	062-048	894,300
303-39-002	062-048	547,033
303-39-003	062-048	1,353,038
303-39-004	062-048	205,292
303-39-005	062-048	46,965
303-39-006	062-048	619,475
303-39-007	062-048	61,675
303-39-008	062-048	62,757
303-39-009	062-048	281,938
303-39-010	062-048	288,442
303-39-011	062-048	336,462
303-39-012	062-048	717,500
303-39-013	062-048	52,421
303-39-014	062-048	380,591
303-39-016	062-048	204,278
303-39-017	062-048	77,418
303-39-018	062-048	706,800
303-39-019	062-048	62,451
303-39-022	062-048	67,723
303-39-023	062-048	411,726
303-39-024	062-048	60,646
303-39-025	062-048	300,519
303-41-001	062-048	46,437
303-41-002	062-048	203,152
303-41-003	062-048	410,360
303-41-004	062-048	388,900
303-41-005	062-048	198,577
303-41-006	062-048	497,932
303-41-007	062-048	57,134
303-41-008	062-048	48,899
303-41-009	062-048	101,686
303-41-010	062-048	417,233

Annexations - Winchester List

APN	TRA	NET- VALUE
303-41-011	062-048	48,021
303-41-012	062-048	55,796
303-41-013	062-048	46,437
303-41-020	062-048	320,962
303-41-021	062-048	389,779
303-41-022	062-048	52,562
303-41-023	062-048	793,945
303-41-024	062-048	53,965
303-41-025	062-048	401,869
303-41-026	062-048	68,718
303-42-001	062-048	342,864
303-42-002	062-048	41,509
303-42-003	062-048	38,343
303-42-004	062-048	363,218
303-42-005	062-048	635,611
303-42-006	062-048	459,049
303-42-007	062-048	281,100
303-42-008	062-048	206,317
303-42-009	062-048	53,285
303-42-010	062-048	45,343
303-42-011	062-048	408,438
303-42-012	062-048	240,887
303-42-013	062-048	43,269
303-42-014	062-048	248,003
303-42-015	062-048	414,253
303-42-016	062-048	397,839
303-42-017	062-048	54,121
303-42-018	062-048	400,178
303-42-027	062-048	295,504
303-42-028	062-048	581,799
303-42-029	062-048	99,118
303-42-030	062-048	337,004
303-42-031	062-048	874,976
303-42-032	062-048	207,371
303-42-033	062-048	62,586
303-42-034	062-048	459,829
303-42-035	062-048	52,062
303-42-036	062-048	142,862
303-42-037	062-048	428,511
303-42-038	062-048	452,342
303-42-039	062-048	46,965
303-42-040	062-048	373,096
318		99,013,751

STATEMENT OF BOUNDARY CHANGE

STATE OF CALIFORNIA
BOARD OF EQUALIZATIONPlease mail to the Board of Equalization, Tax Area Services Section, 450 N Street, MIC:59,
P.O. Box 942879, Sacramento, California 94279-0059.

BOE USE ONLY

B.O.E. File No.: _____

County: Santa Clara	County #: 43	Acreage: 85	Fee: \$	Res./Ord. No.:
Conducting Authority: City of San Jose				LAFCo. Res.:
Short Form Designation: Winchester No. 42				Effective Date:

1. Type of action:
(check one only)

<input type="checkbox"/>	01 Annexation to district	<input type="checkbox"/>	06 Consolidation of TRA's	<input type="checkbox"/>	10 Redevelopment
<input checked="" type="checkbox"/>	02 Annexation to city	<input type="checkbox"/>	07 Detachment from district	<input type="checkbox"/>	11 Name change
<input type="checkbox"/>	04 City incorporation	<input type="checkbox"/>	08 Dissolution of district	<input type="checkbox"/>	12 Reorganization
<input type="checkbox"/>	05 Consolidation of district	<input type="checkbox"/>	09 Formation-District	<input type="checkbox"/>	13 School district change

2. Principal City/District(s) affected by action:

DISTRICT NAME	DISTRICT NAME
West Valley Sanitation	CO Lighting County Service
Central Fire Protection	
Area No. 1 (Library) County Service	

3. Affected territory is legally:

<input checked="" type="checkbox"/>	Inhabited	<input checked="" type="checkbox"/>	Developed	Number of Areas: 319 & ROW
<input type="checkbox"/>	Uninhabited	<input type="checkbox"/>	Undeveloped	

4. The affected territory:

<input type="checkbox"/>	Will be taxed for existing bonded indebtedness or contractual obligations as set forth by the terms and conditions as stated in the resolution.
<input type="checkbox"/>	Will not be taxed for existing bonded indebtedness or contractual obligations.

5. Election:

<input type="checkbox"/>	An election authorizing this action was held on _____ date
<input checked="" type="checkbox"/>	This action is exempt from election.

6. Enclosed are the following items required at the time of filing:

<input type="checkbox"/>	Fees	<input checked="" type="checkbox"/>	Map(s) and supporting documents
<input type="checkbox"/>	Legal description	<input checked="" type="checkbox"/>	Assessor parcel number(s) of affected territory
<input checked="" type="checkbox"/>	Resolution of conducting authority	<input type="checkbox"/>	County auditor's letter of TRA assignment (consolidated counties only)
<input type="checkbox"/>	Certificate of Completion (LAFCO only)		

7. City boundary changes only:

<input type="checkbox"/>	Map of limiting addresses (2 copies)	<input type="checkbox"/>	Vicinity maps (2 copies)
<input type="checkbox"/>	Alphabetical list of all streets within the affected area to include beginning and ending street numbers		
<input type="checkbox"/>	Estimated population is:		

8. Required:

According to section 54902 of the Government Code, copies of these documents must be filed with the county auditor and county assessor.

Board of Equalization will acknowledge receipt of filing to:

NAME		BOE USE ONLY	
Emmanuel Abello		chk #:	
TITLE LAFCO Clerk			
AGENCY Santa Clara County LAFCO			
STREET 70 W. Hedding St., 10th Fl., East Wing			
CITY San Jose			
ZIP CODE 95110		amt:	
TELEPHONE NO. (408) 299-5088			
FAX NO. (408) 298-8460			
E-MAIL ADDRESS emmanuel.abello@bos.co.scl.ca.us		ltr #:	
SIGNATURE OF AGENCY OFFICER			
DATE			

STATEMENT OF BOUNDARY CHANGE

Please mail to the Board of Equalization, Tax Area Services Section, 450 N Street, MIC:59,
P.O. Box 942879, Sacramento, California 94279-0059.

BOE USE ONLY

B.O.E. File No.: _____

County: Santa Clara	County # : 43	Acreage: 85	Fee: \$	Res./Ord. No.:
Conducting Authority: City of San Jose				LAFCo. Res.:
Short Form Designation: Winchester No. 42				Effective Date:

1. **Type of action:**
(check one only)

<input type="checkbox"/>	01 Annexation to district	<input type="checkbox"/>	06 Consolidation of TRA's	<input type="checkbox"/>	10 Redevelopment
<input checked="" type="checkbox"/>	02 Annexation to city	<input type="checkbox"/>	07 Detachment from district	<input type="checkbox"/>	11 Name change
<input type="checkbox"/>	04 City incorporation	<input type="checkbox"/>	08 Dissolution of district	<input type="checkbox"/>	12 Reorganization
<input type="checkbox"/>	05 Consolidation of district	<input type="checkbox"/>	09 Formation-District	<input type="checkbox"/>	13 School district change

2. **Principal City/District(s) affected by action:**

DISTRICT NAME	DISTRICT NAME
West Valley Sanitation	CO Lighting County Service
Central Fire Protection	
Area No. 1 (Library) County Service	

3. **Affected territory is legally:**

<input checked="" type="checkbox"/>	Inhabited	<input checked="" type="checkbox"/>	Developed	Number of Areas: 319 & ROW
<input type="checkbox"/>	Uninhabited	<input type="checkbox"/>	Undeveloped	

4. **The affected territory:**

<input type="checkbox"/>	Will be taxed for existing bonded indebtedness or contractual obligations as set forth by the terms and conditions as stated in the resolution.
<input type="checkbox"/>	Will not be taxed for existing bonded indebtedness or contractual obligations.

5. **Election:**

<input type="checkbox"/>	An election authorizing this action was held on _____ date
<input checked="" type="checkbox"/>	This action is exempt from election.

6. **Enclosed are the following items required at the time of filing:**

<input type="checkbox"/>	Fees	<input checked="" type="checkbox"/>	Map(s) and supporting documents
<input type="checkbox"/>	Legal description	<input checked="" type="checkbox"/>	Assessor parcel number(s) of affected territory
<input checked="" type="checkbox"/>	Resolution of conducting authority	<input type="checkbox"/>	County auditor's letter of TRA assignment (consolidated counties only)
<input type="checkbox"/>	Certificate of Completion (LAFCO only)		

7. **City boundary changes only:**

<input type="checkbox"/>	Map of limiting addresses (2 copies)	<input type="checkbox"/>	Vicinity maps (2 copies)
<input type="checkbox"/>	Alphabetical list of all streets within the affected area to include beginning and ending street numbers		
<input type="checkbox"/>	Estimated population is:		

8. **Required:**

According to section 54902 of the Government Code, copies of these documents must be filed with the county auditor and county assessor.

Board of Equalization will acknowledge receipt of filing to:

NAME Emmanuel Abello		BOE USE ONLY	
TITLE LAFCO Clerk			
AGENCY Santa Clara County LAFCO		chk #:	
STREET 70 W. Hedding St., 10th Fl., East Wing		amt:	
CITY San Jose	ZIP CODE 95110	litr #:	
TELEPHONE NO. (408) 299-5088	FAX NO. (408) 298-8460		
E-MAIL ADDRESS emmanuel.abello@bos.co.scl.ca.us			
SIGNATURE OF AGENCY OFFICER		DATE	

WINCHESTER 42, C08-019

Location Map

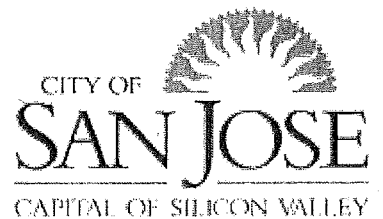


Noting Radius = 500 Ft

Map Created On:
3/25/2008

Prepared by the Department of Planning, Building, and Code Enforcement
City of San Jose, California
Joseph Horwedel, Director

District: 1
Quad: 82



WINCHESTER 42, C08-019

Location Map



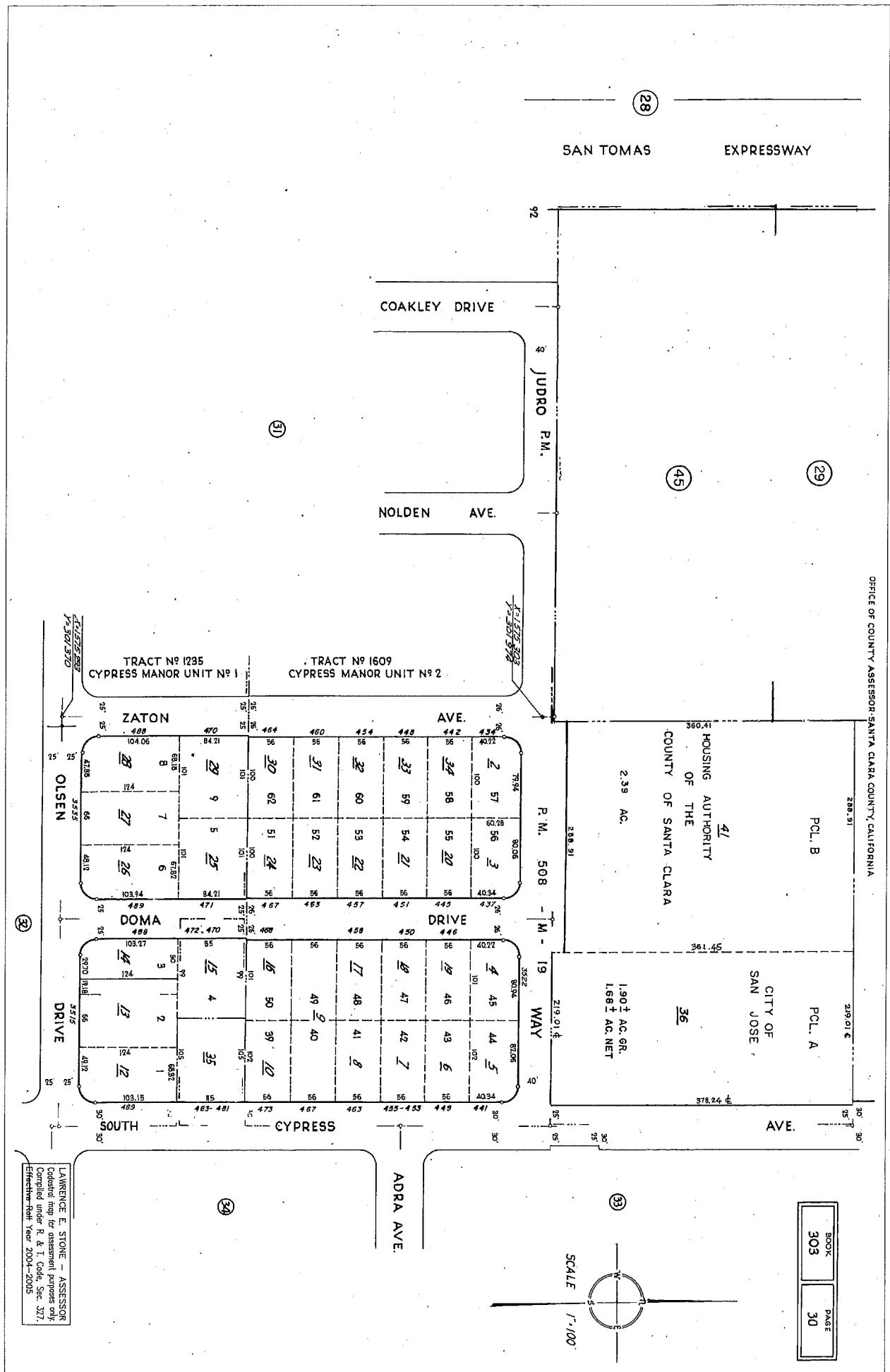
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Map Created On:
3/25/2008

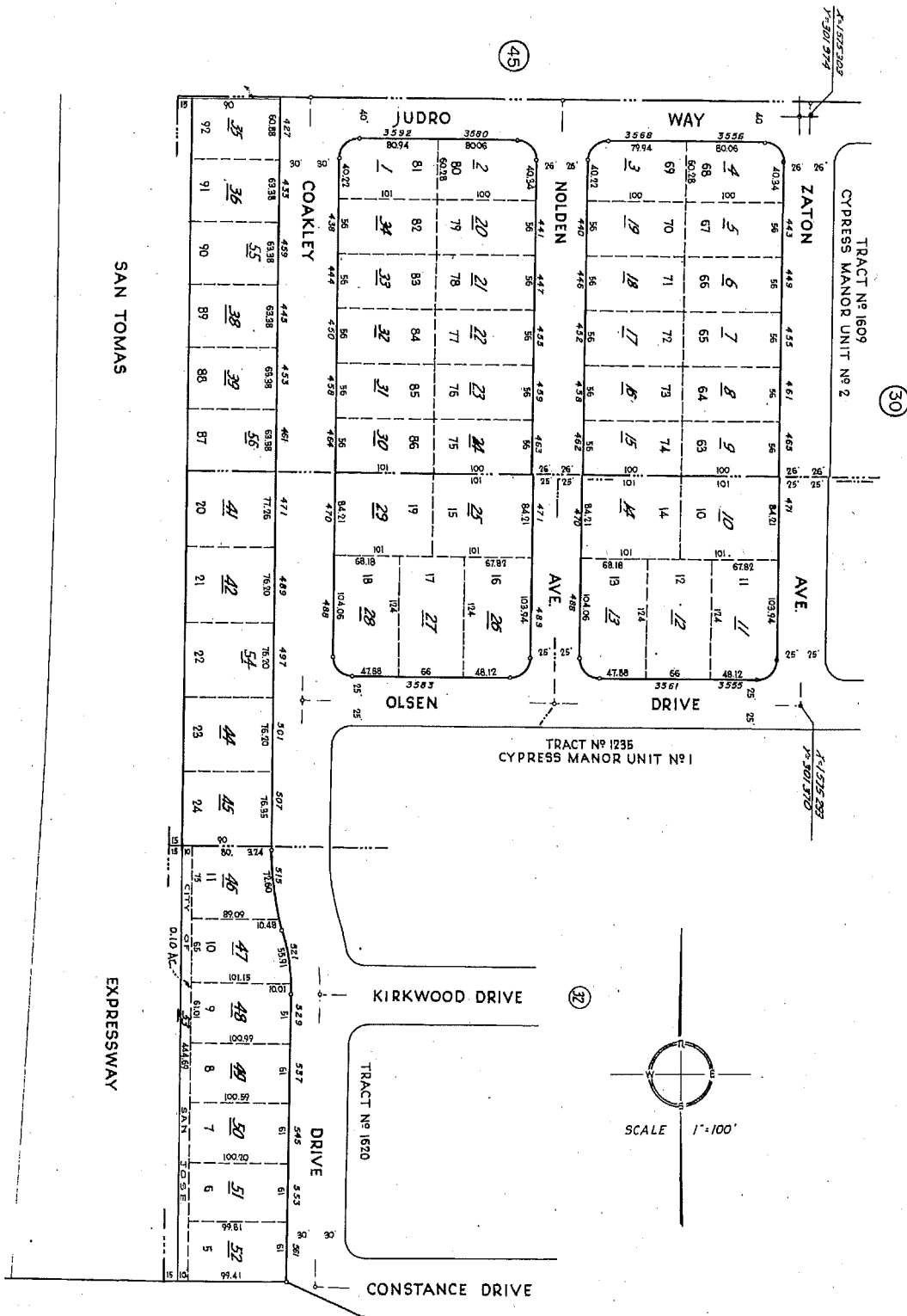
Prepared by the Department of Planning, Building, and Code Enforcement
City of San Jose, California
Joseph Horwedel, Director

District: 1
Quad: 82





OFFICE OF COUNTY ASSESSOR-SANTA CLARA COUNTY, CALIFORNIA

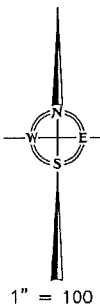


LAWRENCE E. STONE - ASSESSOR
Cadastral map for assessment purposes only
Compiled under R. & T. Code, Sec. 377.
Effective Roll Year 2004-2005

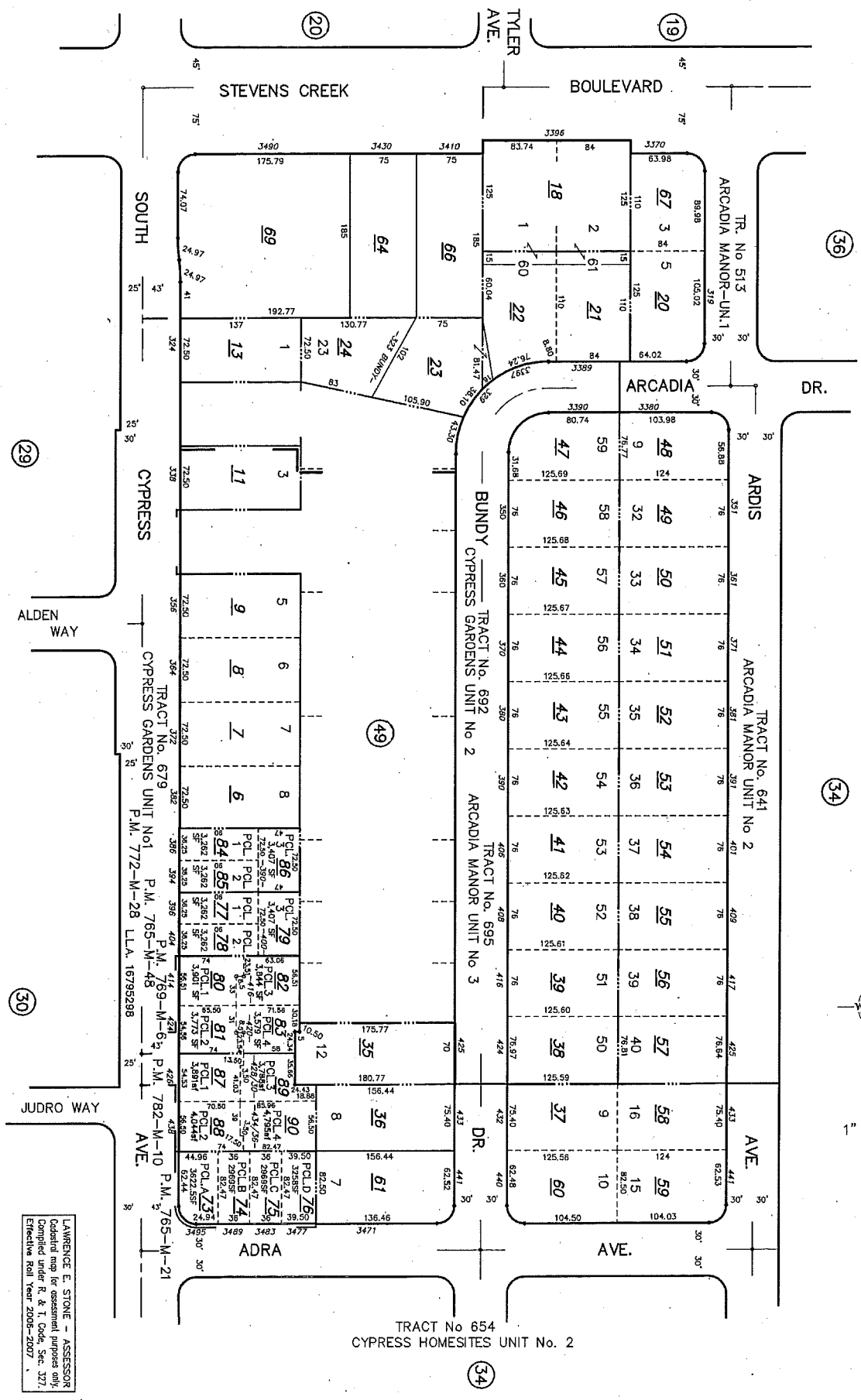
BOOK
303
PAGE
31

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299

OFFICE OF COUNTY ASSESSOR — SANTA CLARA COUNTY, CALIFORNIA



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PAGE
33

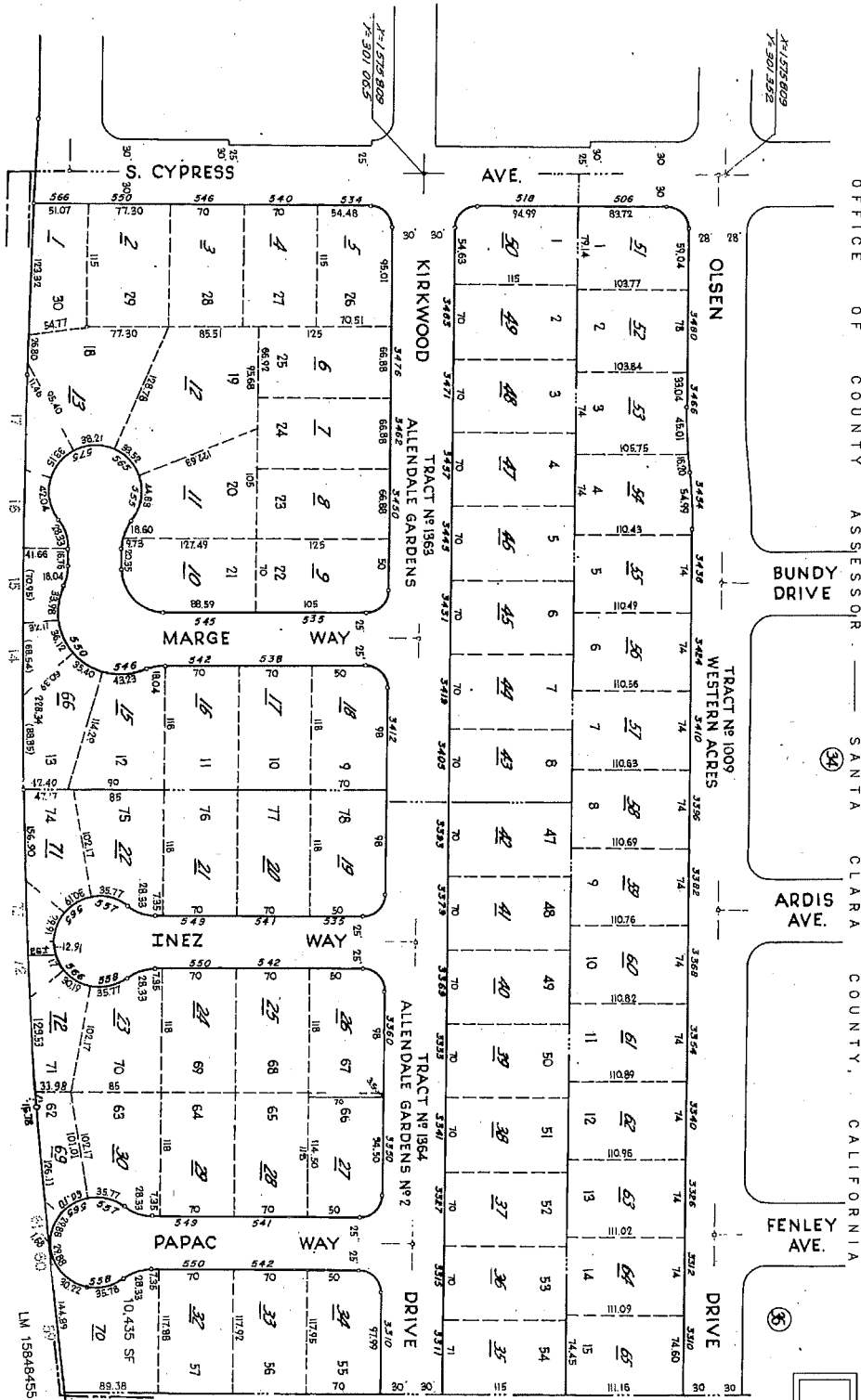


LAWRENCE E. STONE - ASSESSOR
Detailed map for assessment purposes only.
Not to be used for legal purposes.
Effective Roll Year 2008-2009

TRACT No. 654
CYPRESS HOMESITES UNIT No. 2

JUNIPERO SERRA

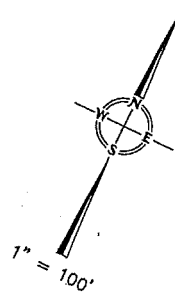
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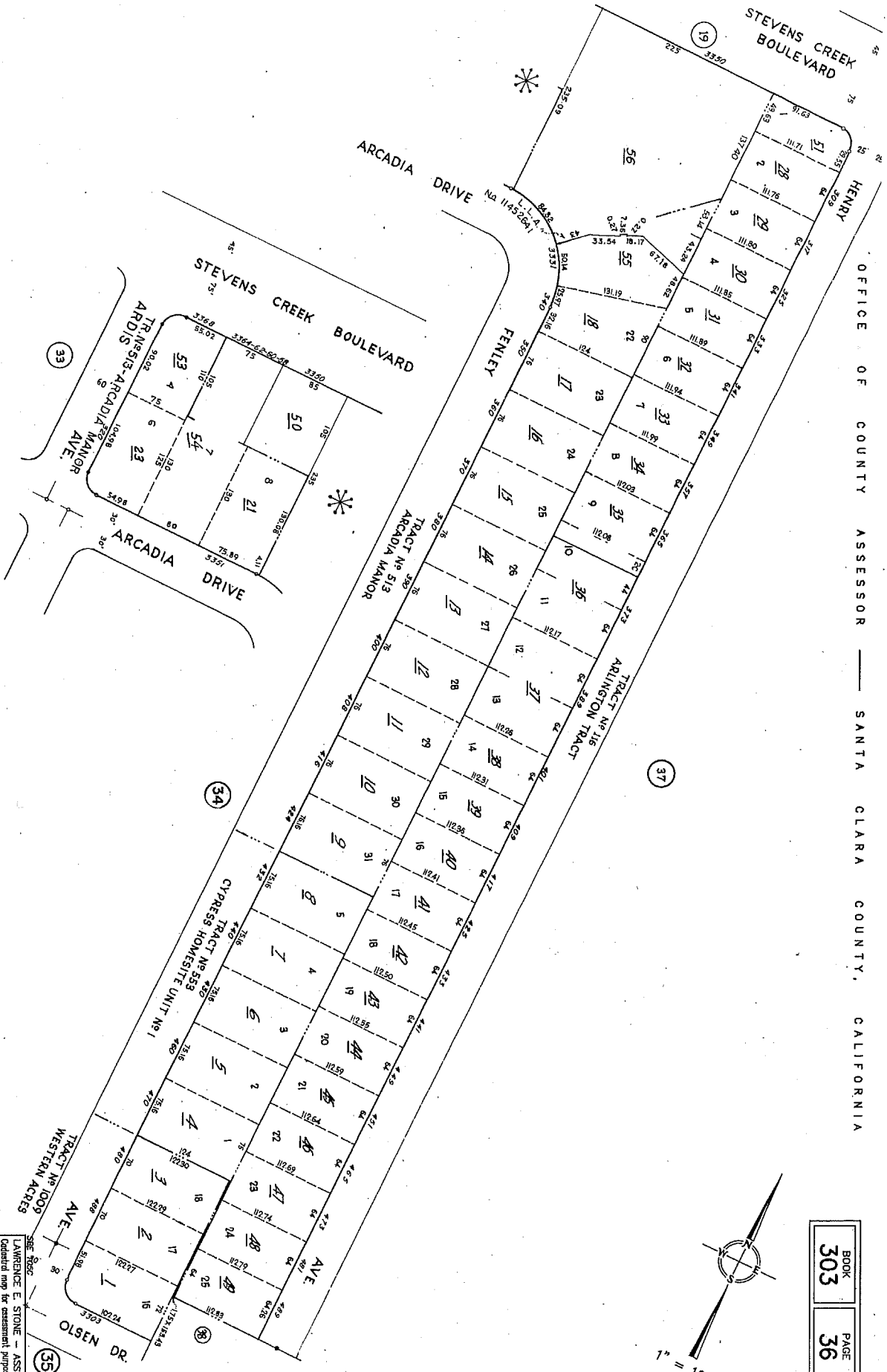
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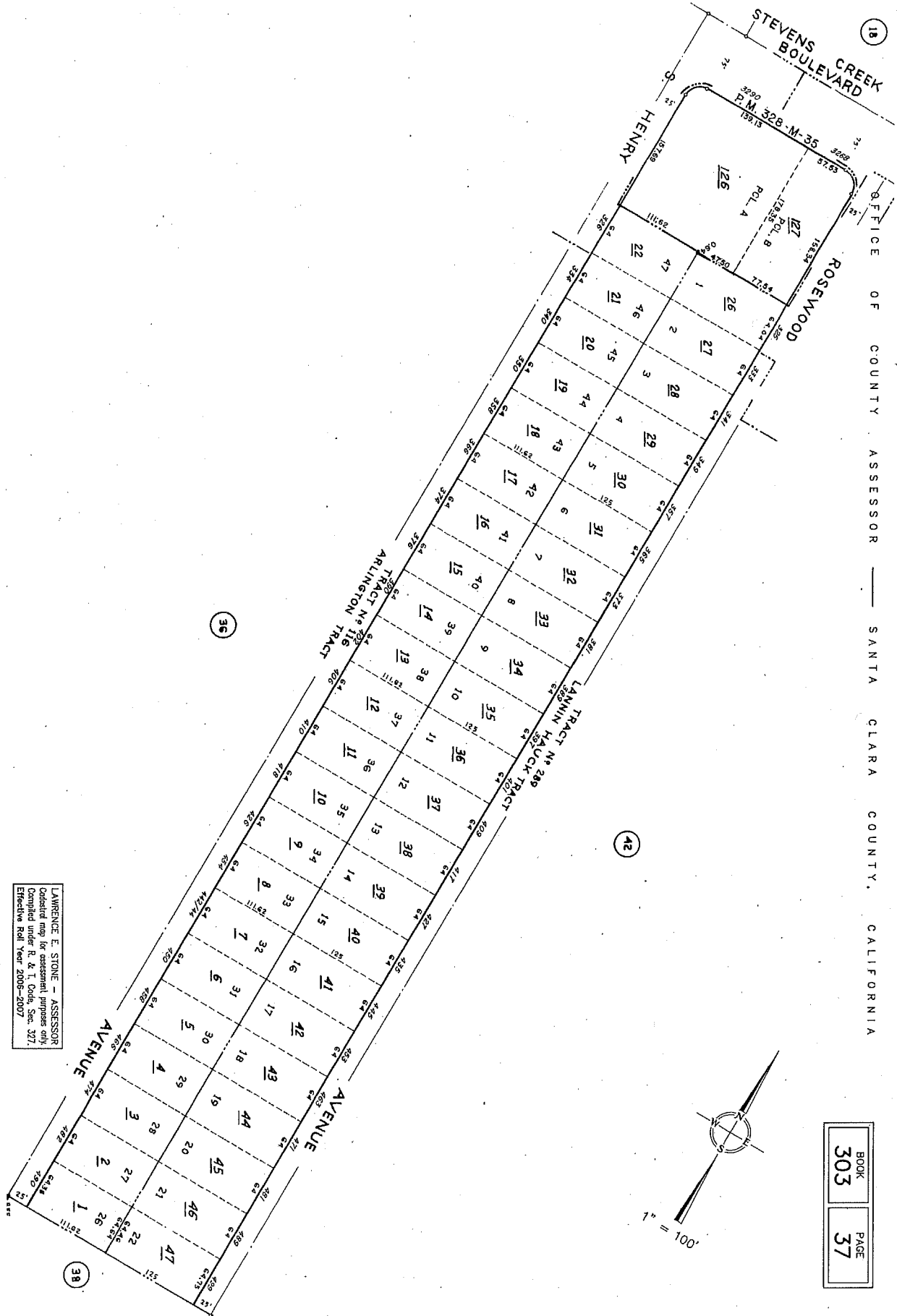
LAWRENCE E. STONE - ASSESSOR
 Detailed map for assessment purposes only.
 Compiled under R. & T. Code, Sec. 372.
 Effective Roll Year 2004-2005

BOOK 303
 PAGE 35



OFFICE OF COUNTY ASSESSOR — SANTA CLARA COUNTY, CALIFORNIA

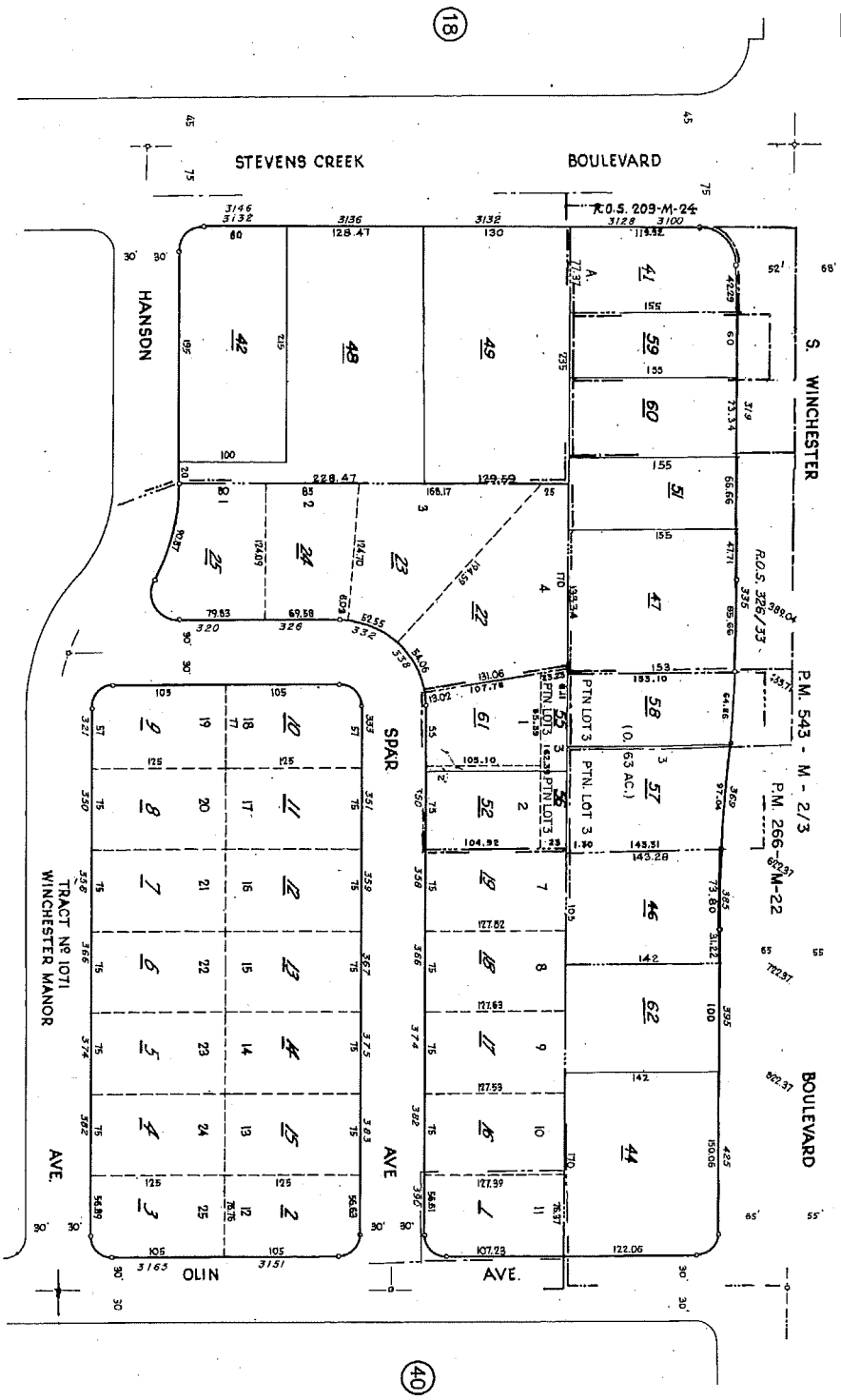
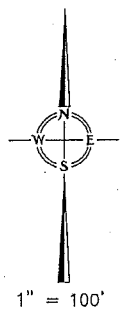




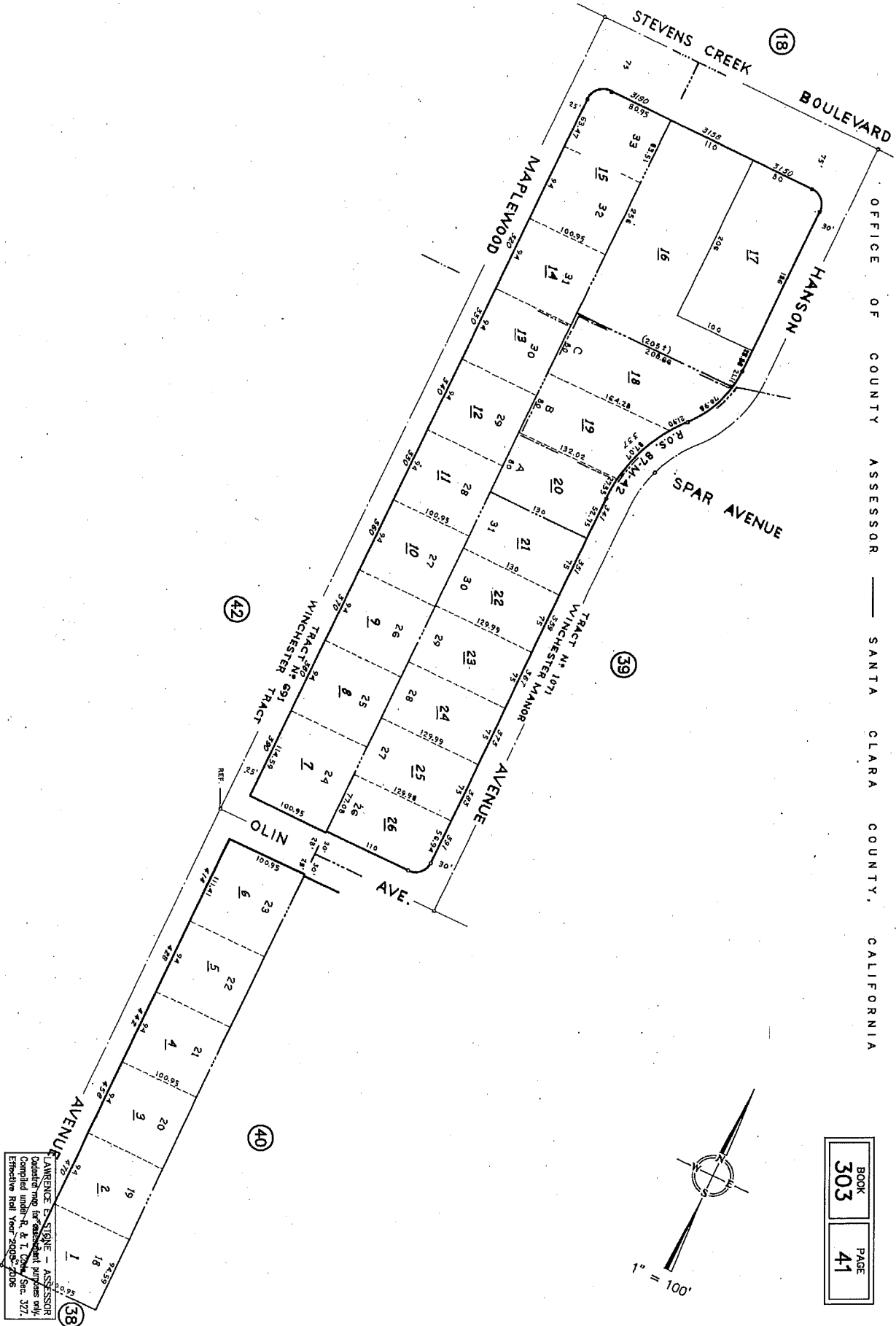
OFFICE OF COUNTY ASSESSOR — SANTA CLARA COUNTY, CALIFORNIA

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33

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LAWRENCE E. STONE - ASSESSOR
 Created map for assessment purposes only.
 Compiled under R. & T. Code Sec. 327.
 Effective Roll Year 2006-2007



CITY CLERK'S INFORMATION FOR ANNEXATIONS

ANNEXATION TITLE: WINCHESTER No. 42

SCHOOL DISTRICTS: Campbell Union Elementary, Campbell Union High School

100% CONSENT: No

NOT 100% CONSENT: YES

Note: Public hearing (ordering annexation) must be set a minimum of (4) four weeks after Council initiation of the annexation.

UNINHABITED (11 or fewer registered voters): No

INHABITED (12 or more registered voters): Yes

~~Must include the list of registered voters from the Registrar of Voters in this packet.~~

PROPERTY OWNERS INITIATING THE ANNEXATION:

(Attach extra pages if necessary) Not required for 100% consent annexations.

NAME: City Initiated

ADDRESS:

APN(S):

ASSESSED LAND VALUATION (**no improvements**):

(Not included for 100% consent annexations)

PROPERTY OWNERS OF RESIDUAL PARCEL(S)

NAME: n/a

ADDRESS:

APN(S):

ASSESSED LAND VALUATION:

ATTACHMENTS: **County Surveyor's certification letter with certified map/legal.**

(35 copies of the certified map are now provided by Clerk, Leona Bishop, prefers to make her own copies).

County Surveyor Report

Assessment Statement from the County Assessor's Office.

Statement of Boundary Change

& vicinity map (location map)

Assessor's Parcel Maps.

RESOLUTION NO. 74636

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSÉ MAKING DETERMINATIONS AND ORDERING THE REORGANIZATION OF CERTAIN INHABITED, UNINCORPORATED ISLAND TERRITORY DESIGNATED AS WINCHESTER NO. 42, SUBJECT TO LIABILITY FOR GENERAL INDEBTEDNESS OF THE CITY

WHEREAS, the City Council desires to consider the annexation of certain unincorporated territory to the City of San José and detachment of said territory from the Central Fire Protection, County Lighting, West Valley Sanitation, and Area No. 01 (Library Services) County Service Districts; which territory consists of 85 ± acres located west of Winchester Boulevard between Stevens Creek Boulevard and Highway 280, San Jose (319 parcels, more specifically identified in Exhibit "A" attached hereto and incorporated herein by this reference); and

WHEREAS, the distinctive short form designation of the territory proposed to be reorganized is **Winchester No. 42** and

WHEREAS, the City of San José, by its Resolution No. 74591 adopted on September 23, 2008, duly initiated reorganization proceedings for the annexation and detachment of this certain inhabited and unincorporated territory and set the time and place for consideration of such reorganization in accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, as the same may be amended from time to time; and

WHEREAS, the Council of the City of San José was duly designated as the conducting authority for further proceedings to reorganize the territory described herein by said Resolution No. 74591; and

WHEREAS, said territory is inhabited and not all land owner(s) of land included in the proposal consent to this annexation; and

WHEREAS, Section 56757 of the California Government Code states that the Local Agency Formation Commission shall not review an annexation proposal to any City in Santa Clara County of unincorporated territory which is within the urban service

area of the City if initiated by resolution of the legislative body, and, therefore, the City Council of the City of San José is now the conducting authority for said annexation insofar that the City initiated these reorganization proceedings under and pursuant to its Resolution No. 74591; and

WHEREAS, the reason(s) for the proposed reorganization, as set forth in the City's Resolution No. 74591 initiating reorganization proceedings is to reduce or eliminate an unincorporated island of County territory located within the limits of City jurisdiction that is surrounded by or substantially surrounded by City territory and to facilitate subsequent development of the territory with residential and commercial uses; and

WHEREAS, the following special districts would be affected by the proposed annexation: the Central Fire Protection, County Lighting, West Valley Sanitation, and Area No. 01 (Library Services) County Service Districts; and

WHEREAS, the proposed annexation would provide for the use of City services; and

WHEREAS, the City's Resolution No. 74591 fixed September 23, 2008 at 7:00 p.m., in the Council Chambers of the City of San José, City Hall, 200 East Santa Street, San José, California, as the date, time and place said Council would consider said reorganization; and

WHEREAS, the regular County assessment roll is utilized by the City; and

WHEREAS, land and improvements within the territory shall be liable for the general indebtedness of the City of San José existing at the time of annexation; and

WHEREAS, this project is covered under the San Jose 2020 Environmental Impact Report, Resolution No. 65459, which became final on August 16, 1994, was and this Council has considered and approves said Environmental Impact Report and adopted Resolution No. 65459, prior to taking any action on this proposed reorganization; and

WHEREAS, if required or necessary, affected property owners have waived any Proposition 218 election that may pertain to this reorganization proposal; and

WHEREAS, the following facts pertain to the findings required by the Council in accordance with Government Code Section 56757:

1. The unincorporated territory proposed for reorganization is within the City's Urban Service Area, as adopted by the Santa Clara Local Agency Formation Commission.
2. The County Surveyor has determined the boundaries of the proposed to be definite and certain, and in compliance with the Santa Clara County Local Agency Formation Commission's road annexation policies.
3. The proposal does not split lines of assessment or ownership in that all affected parcels are being organized in their entirety.
4. The proposal does not create islands or areas in which it would be difficult to provide municipal services in that the completion of reorganization proceedings would result in the reduction of a County "pocket" of unincorporated territory.
5. The proposal is consistent with the City's adopted General Plan in that existing and future urban development should be located within cities.
6. The territory is contiguous to existing City limits.
7. The City has complied with all conditions imposed by the Commission for inclusion of the territory in the City's Urban Service Area as follows:
 - A. No such conditions imposed.
8. The pre-zoning designation on the subject territory is R-1-8 Single-Family Residence Zoning District as to approximately 82.4 gross acres, R-2 Two-Family Residence Zoning District as to approximately 1.56 gross acres, CO Commercial Office Zoning as to approximately 0.5 gross acres, and PD Planned Development Zoning District (File No. PDC08-008) as to approximately 0.24 gross acres; and inasmuch as the City Council on August 12, 2008 enacted ordinances so pre-zoning the subject territory, all as more specifically described in those rezoning ordinances.

WHEREAS, the following facts pertain to the findings required by the Council in accordance with Government Code Section 56375.3:

1. The size of the subject unincorporated County territory in its entirety is less than one hundred fifty (150) acres; and
2. The unincorporated County territory constitutes an unincorporated island of County territory that is surrounded by or substantially surrounded by City territory on all sides; and
3. The unincorporated County territory is not a gated community where urban services are provided by a community service district; and
4. The unincorporated County territory is considered developed in that residential and office development is located on the subject properties; and
5. The unincorporated County territory is not prime agricultural land under the provisions of California Government Code Section 56064; and
6. The unincorporated County territory currently is receiving or will receive the following benefits from the City, to wit: all municipal services; and
7. The island of unincorporated County territory was created on July 28, 1999, which is prior to January 1, 2000.

WHEREAS, evidence pertaining to the proposed reorganization was presented to the City Council at the City Council's public hearings on this matter.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF SAN JOSE HEREBY FINDS:

1. That it is the conducting authority pursuant to Section 56757 of the Government Code for the annexation of property designated "**Winchester No. 42**," more particularly shown upon that certain map attached hereto as Exhibit "A," which exhibit is incorporated herein by this reference;
2. That the following findings are made by the City Council for the City of San José:
 - a. That said territory is inhabited and comprises approximately 85 ± acres.
 - b. That the annexation is consistent with the orderly annexation of territory within the City's urban service area and is consistent with the City policy for annexation when annexed (providing City Services).

- c. That the City Council has considered and adopted a Final EIR entitled, "San Jose 2020 General Plan," together with related Resolution No. 65459, which addressed the environmental impacts of the project and which Resolution became final on August 16, 1994. This proposal is in compliance with the California Environmental Quality Act, together with implementing regulations and guidelines promulgated thereunder, in that the adopted EIR and related Resolution No. 65459 considers and addresses the environmental impacts of the proposed change in organization.
- d. That the City Council on September 9, 2008, enacted ordinances pre-zoning the subject territory with the following zoning designations: R-1-8 Single-Family Residence Zoning District as to approximately 82.4 gross acres, R-2 Two-Family Residence Zoning District as to approximately 1.56 gross acres, CO Commercial Office Zoning as to approximately 0.5 gross acres, and PD Planned Development Zoning District (File No. PDC08-008) as to approximately 0.24 gross acres.
- e. That the territory is within the City's urban service area as adopted by the Local Agency Formation Commission of Santa Clara County.
- f. That the County Surveyor has determined the boundaries of the proposed annexation to be definite and certain, and in compliance with the Commission's road annexation policies; and pursuant to agreement the County has agreed to incur the costs of making this determination.
- g. That the proposed annexation does not create islands or areas in which it would be difficult to provide municipal services. This reorganization reduces or eliminates an unincorporated county "pocket" and is adjacent to and surrounded or substantially surrounded by City territory on all sides.
- h. That the proposed annexation does not split lines of assessment or ownership.
- i. That the proposed annexation is consistent with the City's General Plan.
- j. That the territory to be annexed is contiguous to existing City limits.
- k. That the City has complied with all conditions imposed by the Commission for inclusion of the territory in the City's urban service area.

3. That the following additional findings are hereby made by the City Council for the City of San José:
 - a. The size of the subject unincorporated County territory in its entirety is less than one hundred fifty (150) acres; and
 - b. The unincorporated County territory constitutes an unincorporated island of County territory that is surrounded by or substantially surrounded by City territory on all sides; and
 - c. The unincorporated County territory is not a gated community where urban services are provided by a community service district; and
 - d. The unincorporated County territory is considered developed in that residential and commercial development is located on the subject properties; and
 - e. The unincorporated County territory is not prime agricultural land under the provisions of California Government Code Section 56064; and
 - f. The unincorporated County territory currently is receiving or will receive the following benefits from the City, to wit: all municipal services; and
 - g. The island of unincorporated County territory was created on July 28, 1999, which date is prior to January 1, 2000.
4. That all affected local agencies that will gain or lose territory as a result of this reorganization have consented in writing to a waiver of protest proceedings.
5. That all property owners and registered voters have been provided written notice of this proceeding.
6. That said annexation is hereby ordered without any further protest of these reorganization proceedings pursuant to Sections 56757 and 56375.3 of the California Government Code and is subject to the following additional terms and conditions: None.

BE IT FURTHER RESOLVED that upon completion of these reorganization proceedings the territory reorganized will be taxed on the regular County assessment roll, including taxes for existing bonded indebtedness, and that the City Council hereby takes the additional following actions:

1. The City Council hereby orders the territory designated as **Winchester No. 42** reorganized and organized to include the following changes of organization: (a) the following districts are detached: the Central Fire Protection, County Lighting, West Valley Sanitation, and Area No. 01 (Library Services) County Service Districts; and (b) the designated territory **Winchester No. 42** shall be annexed into the City of San José. The City of San José, as conducting authority, reorganized such territory as indicated above (with or without notice or hearings), it being found and concurred in that the territory involved in the reorganization is inhabited and not all the owners of land within the territory have filed a written petition for the City Council to initiate said reorganization.
2. The City Council further hereby describes the exterior boundaries of the territory reorganized as all that real property in the County of Santa Clara, State of California, shown upon that certain map attached hereto as Exhibit "A" and incorporated herein by this reference.

ADOPTED this 21st day of October, 2008, by the following vote:

AYES: CHIRCO, CHU, CONSTANT, LICCARDO, NGUYEN,
PYLE, WILLIAMS, REED.

NOES: NONE.

ABSENT: CAMPOS, CORTESE, OLIVERIO.


DISQUALIFIED: NONE.

ATTEST:


LEE PRICE, MMC
City Clerk

Attachment: Exhibit "A"

Island Ord.Res
jf



CHUCK REED
Mayor

The foregoing instrument is
a correct copy of the original
on file in this office.

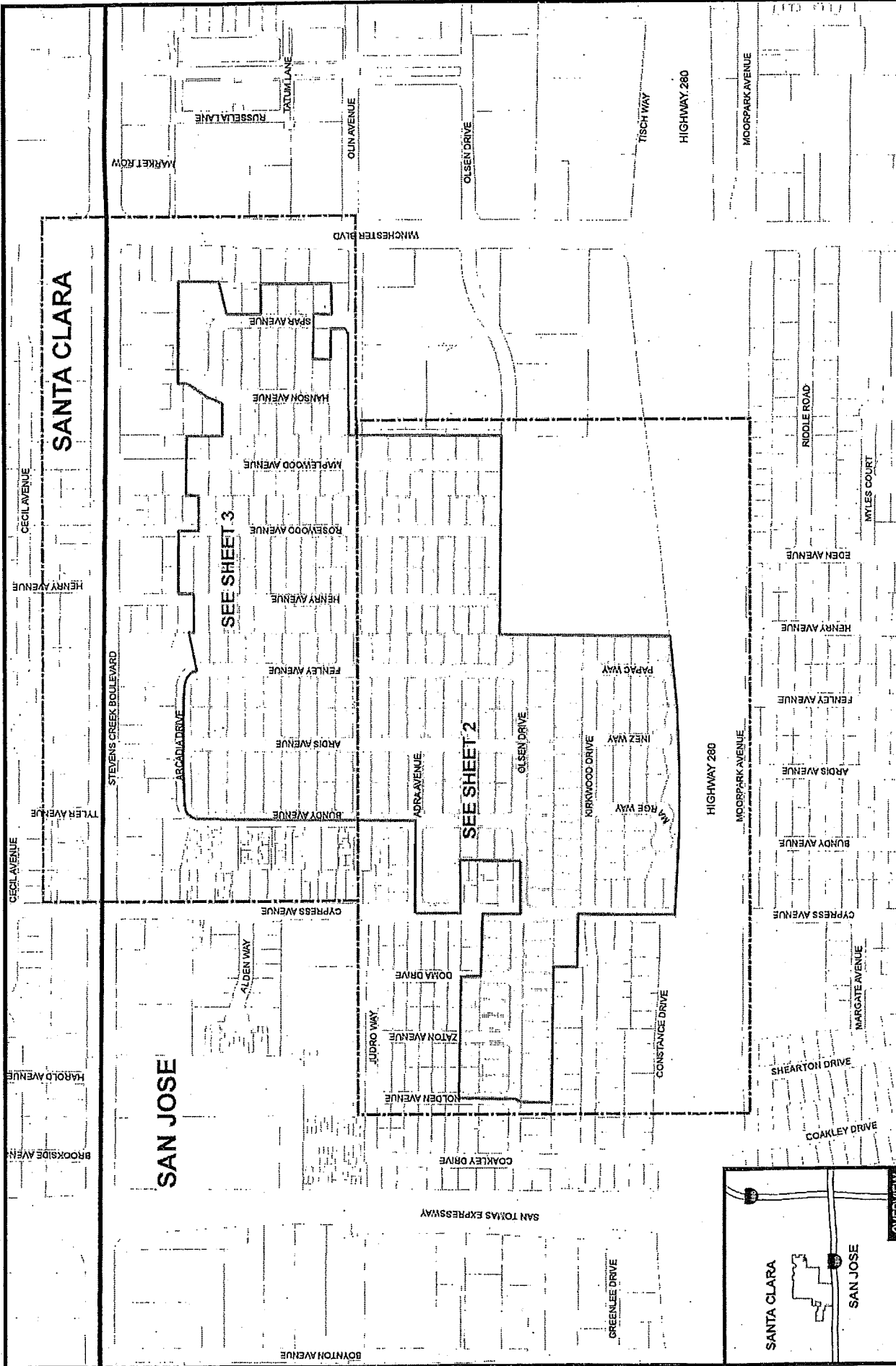
Attest:

LEE PRICE
City Clerk

City Clerk of the City of San José
County of Santa Clara, State of California

By , Deputy

10/29/08



LEGEND:

- Area of Annexation
- Incorporated Lands
- Unincorporated Lands
- Urban Service Area

Sheet 1 of 3

TITLE:

EXHIBIT "A"

San Jose Pocket Annexation No. 39

Winchester No. 42

85 Acres +/-

Prepared by the Office of the County Surveyor
August 14, 2008
Gwendolyn Gee, County Surveyor

County of Santa Clara

Department of Planning and Development

Office of the County Surveyor

County Government Center, East Wing

70 West Hedding Street 7th Floor

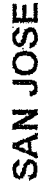
San Jose, California 95110

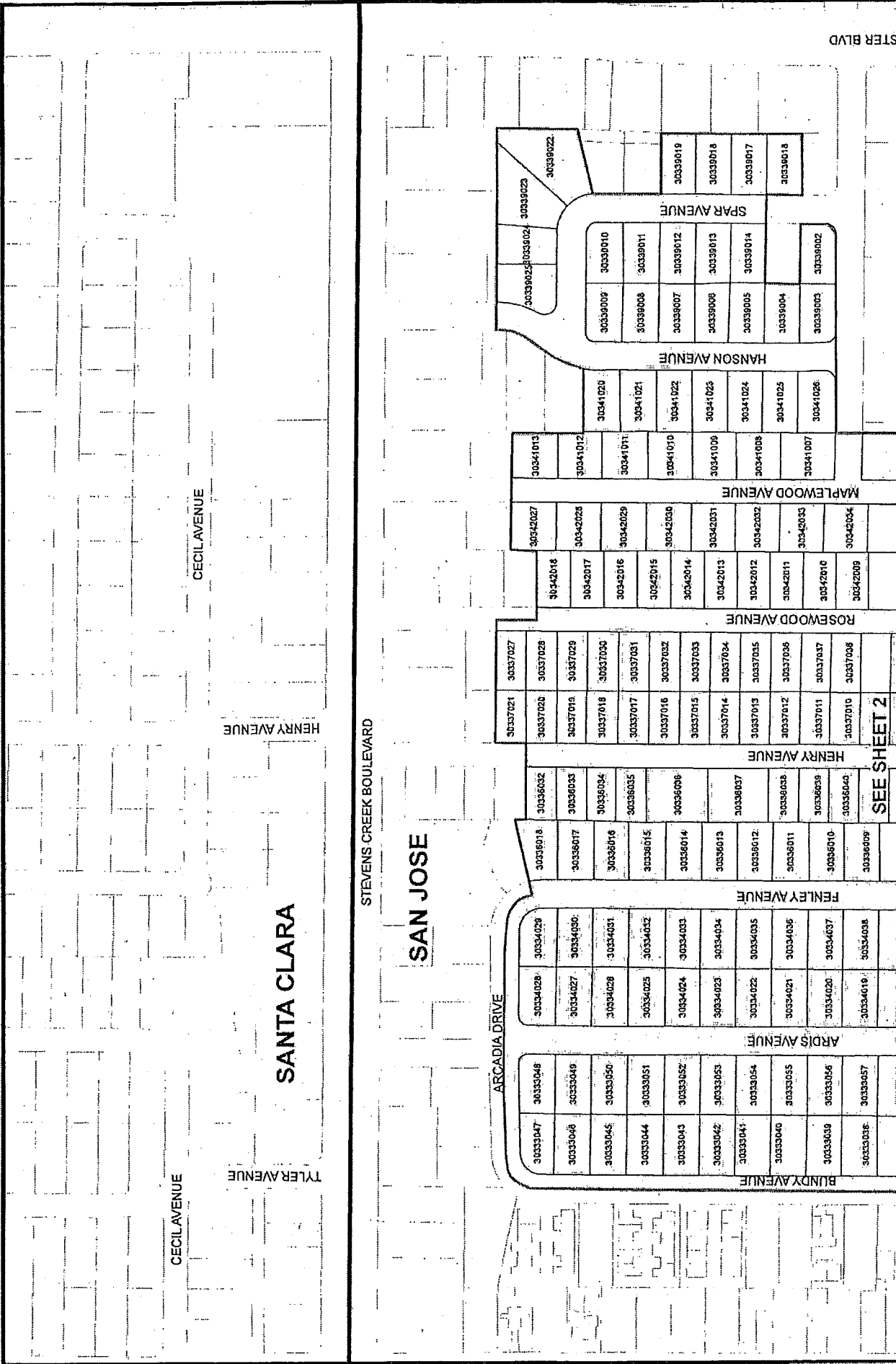
OVERVIEW:

Scale:

0 100 200 300 400 Feet

North Arrow:





County of Santa Clara
 Department of Planning and Development
 Office of the County Surveyor
 County Government Center, East Wing
 70 West Hedding Street, 7th Floor
 San Jose, California 95110

ASSESSOR'S PARCEL NUMBERS
 San Jose Pocket Annexation No. 39
 Winchester No. 42

Prepared by the Office of the County Surveyor
 August 14, 2008
 Gwendolyn Gee, County Surveyor

LEGEND:

- Area of Annexation
- Incorporated Lands
- Unincorporated Lands
- Urban Service Area

SEE SHEET 2

0 50 100 150 200 Feet

Sheet 3 of 3