

RESOLUTION NO. RO-08-5D

**FRESNO LOCAL AGENCY FORMATION COMMISSION
FRESNO COUNTY, CALIFORNIA**

**A REQUEST BY THE CITY OF) DENIED
PARLIER FOR APPROVAL OF THE)
"CITY OF PARLIER 06-02)
REORGANIZATION")**

WHEREAS, preliminary proceedings were initiated by the City of Parlier to annex 28.63 acres to the City of Parlier and detachment from the Fresno County Fire Protection District, the Kings River Conservation District, and the Consolidated Irrigation District, for territory located on the north side of E. Parlier Avenue and west of the Avila Avenue alignment, said territory being described within Exhibit "A" attached hereto and by this reference incorporated herein; and

WHEREAS, the proposal was set for public hearing on the 4th day of November, 2009, and said notice was duly given by mail, posting, and newspaper publication as required by State law; and

WHEREAS, at the November 4, 2009 hearing, a request was granted to continue the hearing to the January 13, 2010 hearing so that a meeting could be convened between representatives of the City of Parlier and the Consolidated Irrigation District to address outstanding issues related to potential impacts related to groundwater as identified and discussed within the environmental documents prepared for the proposal; and

WHEREAS, at the January 13, 2010 hearing, a request by LAFCo Special Counsel to continue the reorganization to the March 10, 2010, was granted.

WHEREAS, at the March 10, 2010 hearing, a request by LAFCo Special Counsel to continue the reorganization to the June 9, 2010, was granted.

WHEREAS, at the June 9, 2010 hearing, this Commission reviewed and considered the information in the Initial Study and Mitigated Negative Declaration, prepared by the City of Parlier, which was included in the Executive Officer's report to this Commission; and

WHEREAS, the Executive Officer reviewed the application and prepared a report to this Commission, including a recommendation for denial, said report having been mailed at least five days before the public hearing; and

WHEREAS, this Commission considered all relevant factors and evidence and heard all interested parties wishing to speak on said application.

NOW, THEREFORE, BE IT RESOLVED that the Fresno Local Agency Formation Commission does HEREBY STATE, FIND, RESOLVE, DETERMINE, AND ORDER as follows:

Section #1. This Commission denies the request due to pending legal issues associated with environmental documents pertaining to water issues.

Section #2. No further proceedings shall be taken for the proposed reorganization.

ADOPTED THIS 9th DAY OF JUNE 2010, BY THE FOLLOWING VOTE:

AYES: Commissioners Rodriguez, Fortune, Perea, Lopez

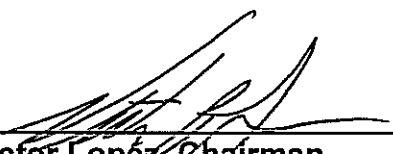
NOES None

ABSENT: Commissioner Anderson

STATE OF CALIFORNIA)
COUNTY OF FRESNO)

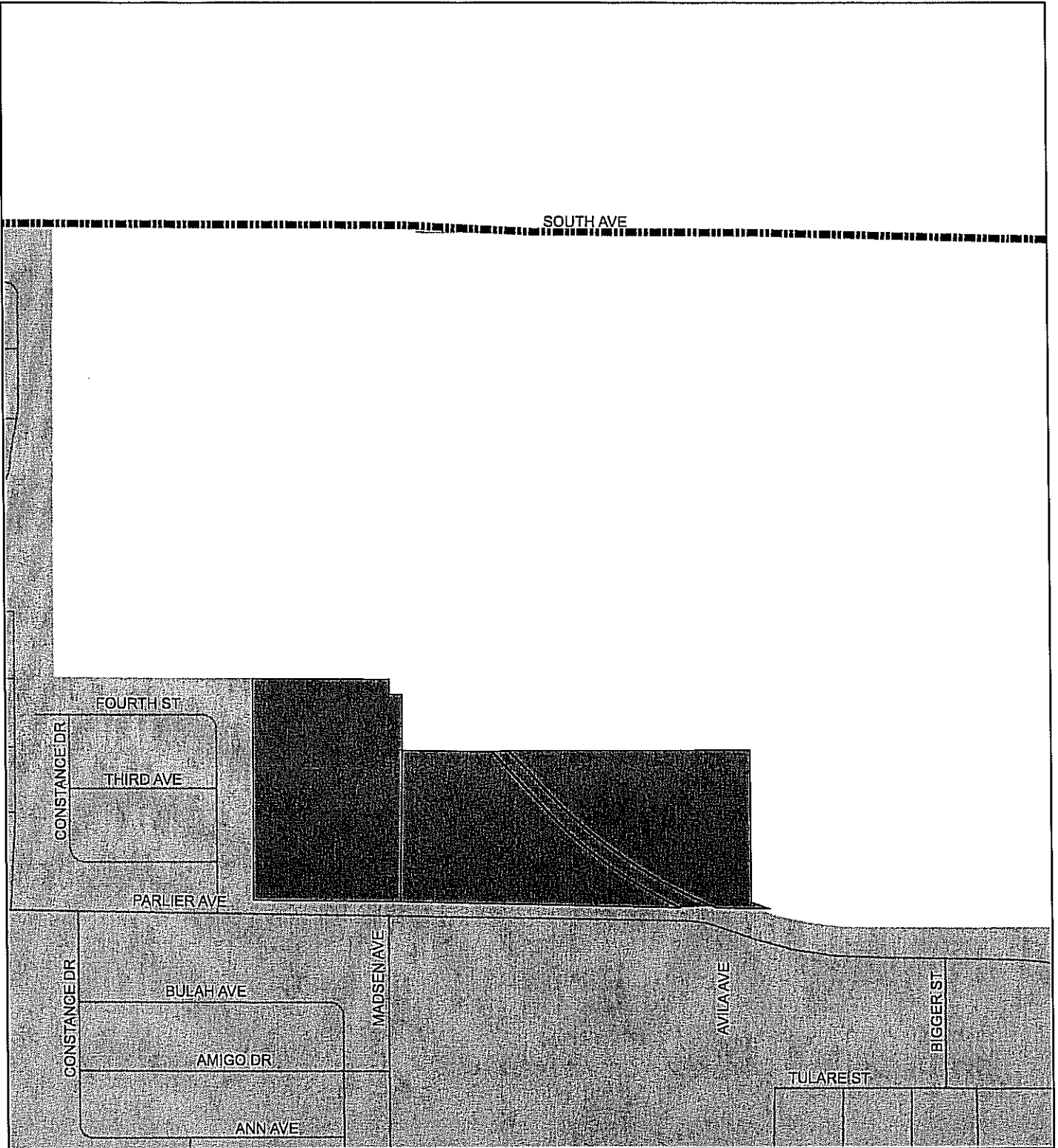
CERTIFICATION

I, Victor Lopez, Chairman of the Fresno Local Agency Formation Commission (LAFCo), Fresno County, State of California, hereby certify that the foregoing resolution was adopted by the Commission on the 9th day of June, 2010.






Victor Lopez, Chairman
Fresno Local Agency Formation Commission

EXHIBIT "A"



Legend

-  Sphere of Influence
-  City Limits
-  Affected Territory

City of Parlier "Reorganization No. 06-02"
LAFCo File No. RO-08-5

