

RESOLUTION NO. RO-08-5B

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

**REQUEST TO CONTINUE HEARING OF)
"CITY OF PARLIER REORGANIZATION)
NO. 06-02"**

CONTINUED TO JANUARY 13, 2010

WHEREAS, preliminary proceedings were initiated by the City of Parlier to annex 81.97 acres to the City of Parlier and detach from the Fresno County Fire Protection District, the Kings River Conservation District, and the Consolidated Irrigation District for territory located between the Madsen Avenue Alignment and Avila Street Alignment, south of E. South Avenue and north of E. Parlier Avenue in the County of Fresno; and

WHEREAS, an application for said reorganization was accepted for filing and set for hearing by the Executive Officer on the 9th day of April, 2008, at the hour of 1:30 p.m. of said day; and

WHEREAS, notice of the hearing of said application was duly given by mail, posting, and newspaper publication as required by State law; and

WHEREAS, a request was made by the LAFCo Executive Officer and concurred with by the City of Parlier to continue the hearing to May 7, 2008, so that a meeting could be convened between representatives of the City of Parlier, local health agencies, and LAFCo staff to address concerns raised by the Fresno County Health Department and California Regional Water Quality Control Board; and

WHEREAS, at its May 7, 2008 meeting, the Commission continued the hearing to a date uncertain to allow proponents time to provide information addressing potential public health concerns as related to the adjacent landfill facility and former railroad grade; and

WHEREAS, the Commission directed staff to reschedule the public hearing and provide public notice when the City had provided the necessary information as requested by health agencies; and

WHEREAS, the City of Parlier submitted to the Fresno Local Agency Formation Commission a revised proposal that reduced the size of the affected territory by deleting the 129-lot single-family residential subdivision proposal (Lennar Homes) that had represented the northerly portion of the territory; and

WHEREAS, a notice for the revised 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, the revised proposal consists of the annexation of 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, a request was made by the LAFCo Executive Officer and concurred with by the City of Parlier and the Consolidated Irrigation District to continue the 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

NOW, THEREFORE, BE IT RESOLVED that the application be continued to the January 13, 2010 hearing date.

PASSED AND ADOPTED BY THE FRESNO LOCAL AGENCY FORMATION COMMISSION THIS 4TH DAY OF NOVEMBER, 2009, BY THE FOLLOWING VOTE TO WIT:

- AYES:** Commissioners Rodriguez, Fortune, Anderson, Perea, Lopez
- NOES:** None
- ABSENT:** None

STATE OF CALIFORNIA)
COUNTY OF FRESNO)

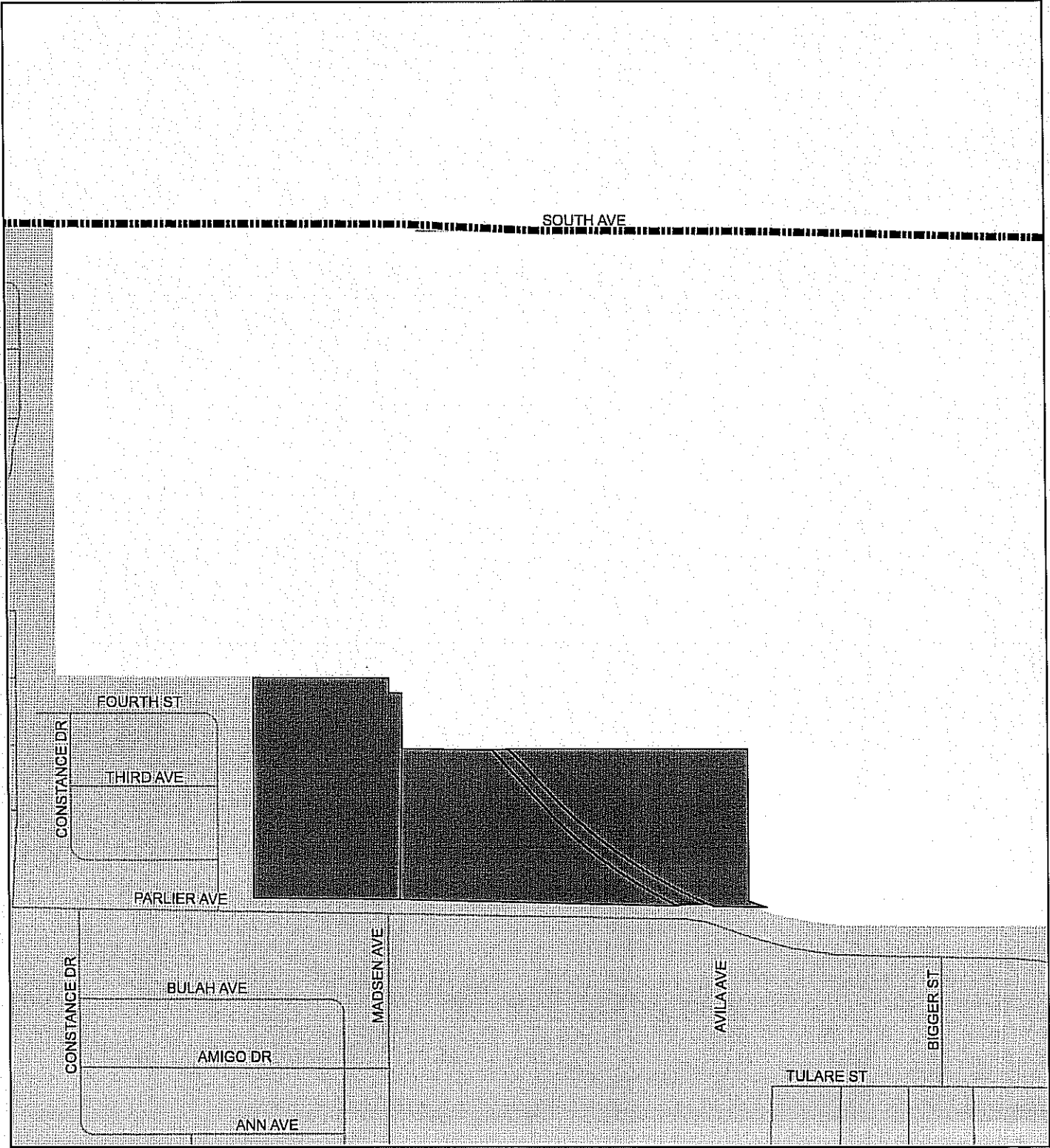
CERTIFICATION

I, Victor Lopez, Chairman of the Fresno Local Agency Formation Commission certify that the foregoing resolution was adopted by the Commission at a regular meeting held on the 4th day of November, 2009.






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

