

RESOLUTION NOs. MSR-21-07/USOI-206 and AD-21-01B

A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION MAKING DETERMINATIONS AND ADOPTING A MUNICIPAL SERVICE REVIEW; MAKING DETERMINATIONS AND UPDATING THE SPHERE OF INFLUENCE; APPROVING THE ANNEXATION FOR THE "COUNTY SERVICE AREA 32" WITH CONDITIONS

WHEREAS, the Commission reconvened the public hearing on April 13, 2022; and

WHEREAS, the Commission considered all relevant factors and evidence and heard all interested parties wishing to speak on the proposal.

NOW, THEREFORE, BE IT RESOLVED that the Fresno Local Agency Formation Commission does hereby **DETERMINE AND ORDER**, as follows:

In regard to the Municipal Service Review update and Sphere of Influence amendment:

1. Acting as Lead Agency pursuant to California Environmental Quality Act ("CEQA") Guidelines find that the MSR prepared for the CSA 32 is Categorical Exempt from the provisions of CEQA under Section 15306, "Information Collection."
2. Acting as Responsible Agency pursuant to CEQA Guidelines, find that prior to approving the CSA 32 SOI update, the environmental effects of the Proposal were analyzed by Fresno County in Environmental Review Application No. 7973 resulting in a Notice of Exemption prepared and filed by the Fresno County Department of Public Works and Planning as Lead Agency on April 23, 2021, was reviewed and considered, and determine these documents to be legally adequate pursuant to CEQA Guidelines section 15096.
3. Receive this report and any public testimony regarding the proposed Municipal Service Review and proposed sphere of influence update.
4. Approve the recommended Municipal Service Review including its determinations and recommendations as presented in the draft CSA 32 MSR, together with any changes deemed appropriate.
5. Approve the recommended sphere of influence update determinations together with any changes deemed appropriate.
6. Revise the CSA 32 SOI to add approximately 46 acres as depicted in Attachment "A."

ADOPTED THIS 13th DAY OF APRIL 2022 BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS SANTOYO, YEP, ROBERTSON, BRANDAU

NOES: NONE

ABSENT: COMMISSIONER MAGSIG

ABSTAIN: NONE

In regard to County Service Area 32 "CSA 32 Annexation No. 1" (LAFCo File No. AD-21-01):

1. Acting as Responsible Agency pursuant to California Environmental Quality Act ("CEQA") Guidelines, find that prior to approving the proposed annexation, the environmental effects of the proposal as shown in the CEQA documents prepared, adopted, and submitted by the Lead Agency, were reviewed and considered, and determine these documents to be adequate pursuant to CEQA Guidelines Section 15096.
2. Find that the proposed change of organization is consistent with LAFCo Policies, Standards, and Procedures and the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 ("CKH").
3. Find pursuant to CKH and information in the record that:
 - a. The territory is inhabited; and
 - b. Not all landowners and affected agencies have consented to the reorganization.
4. Assign the distinctive short form designation "CSA 32 Annexation No. 1" and approve the change of organization as depicted in Attachment "A" subject to the following condition of approval:
 - a. Submittal of corrected legal description and map.
5. Find that on February 16, 2022, notice was given pursuant to state law and disclosed that there is potential for the extension or continuation of any previously authorized charge, fee, assessment, or tax by the local agency in the affected territory, and that the Commission intends to waive protest proceedings pursuant to section 56663(a)(b)(c) unless written opposition is received before the conclusion of the Commission proceedings.
6. Waive further Conducting Authority Proceedings and order the annexation subject to the requirements of CKH.
7. Find that no written opposition to the proposal was received prior to the conclusion of the hearing and approve the proposal subject to the requirements of the CKH, the 30-day reconsideration period, and compliance with all of the above conditions, and waive further conduction Authority Proceedings.

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ADOPTED THIS 13th DAY OF APRIL 2022 BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS YEP, SANTOYO, ROBERTSON, BRANDAU

NOES: NONE

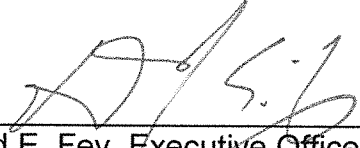
ABSENT: COMMISSIONER MAGSIG

ABSTAIN: NONE

**STATE OF CALIFORNIA)
COUNTY OF FRESNO)**

CERTIFICATION

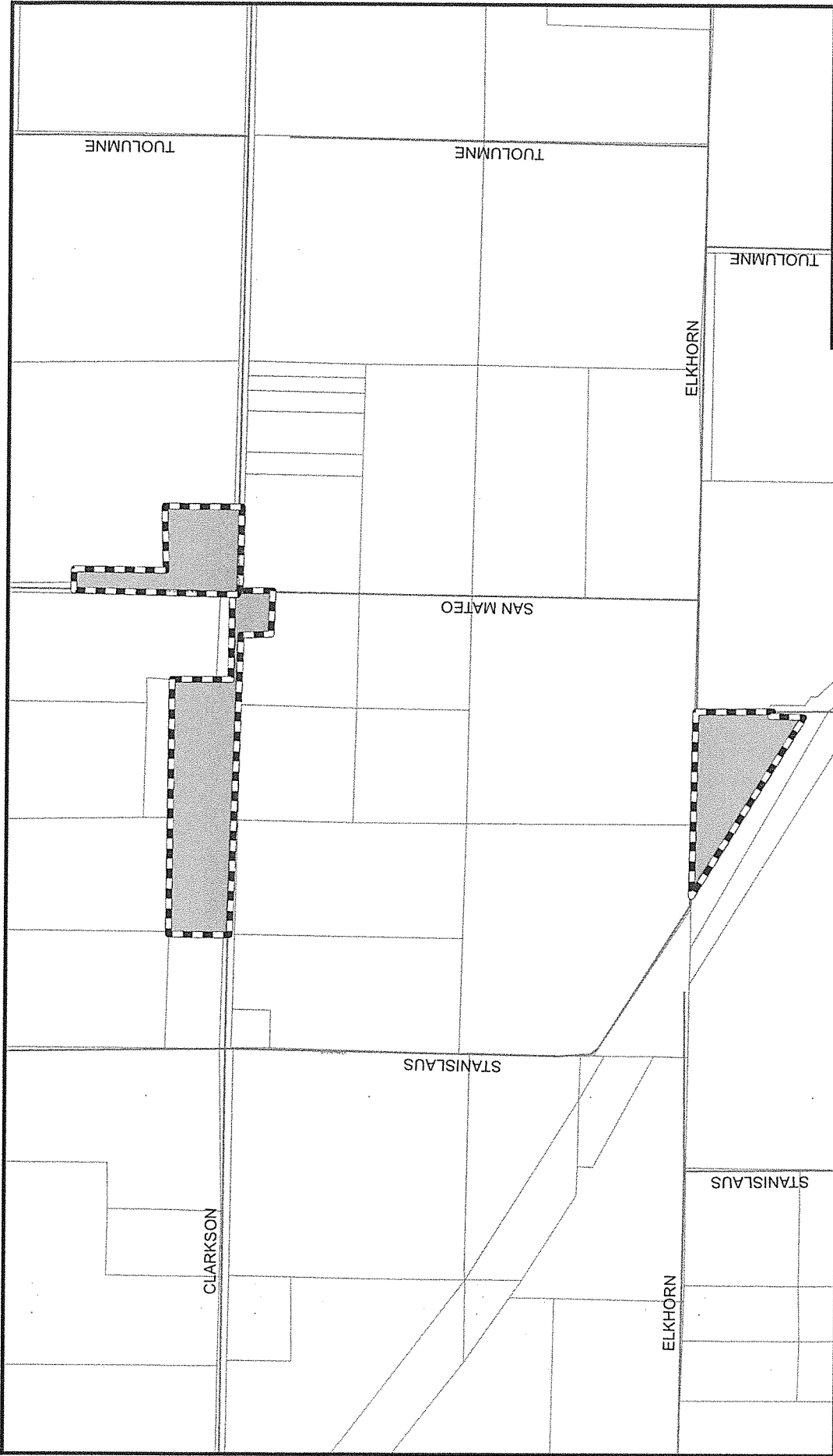
I, David E. Fey, Executive Officer, Fresno Local Agency Formation Commission, hereby certify that the foregoing resolution was adopted by the Commission on the 13th day of April 2022.



David E. Fey, Executive Officer
Fresno Local Agency Formation Commission

Proposed County Service Area No. 32 (Cantua Creek) SOI update and annexation

Authorized Services: Street Lights, Water, Sewer, Street Maintenance, Garbage, Park & Recreation



District SOI

Service Area

Fresno Local Agency Formation Commission

Formation: 1981
 Sphere updated: 04/13/2022
 District area: 101.95
 District SOI: 101.95

