

RESOLUTION NO. MSR 20-02 / USOI-197

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 FOR THE LAGUNA IRRIGATION DISTRICT

WHEREAS, pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 ("CKH"), the Fresno Local Agency Formation Commission is required to review and update, as necessary, spheres of influence ("SOI") of local agencies not less than once every five years; and,

WHEREAS, the Laguna Irrigation District ("District") submitted an application (File No. USOI-197 Laguna ID SOI Update) and supporting materials to this Commission pursuant to Government Code section 56428 requesting a revision to the District SOI to add 16,666 acres that would facilitate planned, orderly, and efficient growth of the District (Attachment A); and,

WHEREAS, CKH directs the Commission to conduct a municipal service review no later than the time it considers an action to either determine, amend, or update a SOI for a local agency; and,

WHEREAS, notice of the Commission hearing for the District SOI update was duly given in a publication of general circulation as required by CKH, at the time, in the form, and manner provided by law; and

WHEREAS, the Executive Officer prepared a Municipal Service Review ("MSR") in response to District's request for an SOI update, published the MSR on the Commission website, and provided a mailed 21-day public notice to all affected local agencies and landowners within the affected territory; and,

WHEREAS, the Executive Officer reviewed said application and prepared a staff report to the Commission, including a recommendation for approval, said report having been mailed to each affected local agency within the affected territory and interested individuals pursuant to Government Code section 56428(c); and,

WHEREAS, at the duly noticed public meeting, held on July 8, 2020, the Commission heard, discussed, and considered all relevant evidence, including but not limited to the MSR determinations and recommendations, environmental review documentation, and all testimony, correspondence, and attachments received during the public hearing process.

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

- A. Acting as Lead Agency pursuant to California Environmental Quality Act ("CEQA") Guidelines find that the MSR prepared for the District is Categorically Exempt from the provisions of CEQA under Section 15306, "Information Collection."

ADOPTED THIS 8th DAY OF JULY 2020, BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS MENDES, YEP, PACHECO, SANTOYO, PARRA

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- B. Acting as Responsible Agency pursuant to CEQA Guidelines, find that it considered the Notice of Exemption prepared by the District, Lead Agency, for its review and update of the District SOI.
- C. Acting as Responsible Agency, LAFCo, finds that it can be seen with certainty that the District SOI update does not have the potential to result in a significant effect on the environment, and that the SOI update is not subject to CEQA pursuant to CEQA Guidelines section 15061 (b)(3).

ADOPTED THIS 8th DAY OF July 2020, BY THE FOLLOWING VOTE:

AYES: COMMISSIONER MENDES, YEP, PACHECO, SANTOYO, PARRA

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- D. Receive this report and any public testimony regarding the proposed MSR and proposed District SOI update.
- E. Approve the recommended MSR determinations, together with any changes deemed appropriate.
- F. Approve the recommended SOI update determinations, together with any changes deemed appropriate.
- G. Revise the District SOI to include 16,666 acres consisting of unincorporated land, as depicted in **Attachment A**.
- H. Recommendations to the Laguna Irrigation District:
 - a. That the District establish a website consistent with SB 929 (McGuire) Special Districts Transparency Act of 2020.

ADOPTED THIS 8th DAY OF JULY 2020, BY THE FOLLOWING VOTE:

AYES: COMMISSIONER MENDES, YEP, PACHECO, SANTOYO, PARRA

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

STATE OF CALIFORNIA)
COUNTY OF FRESNO)

CERTIFICATION

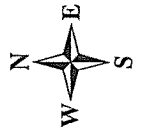
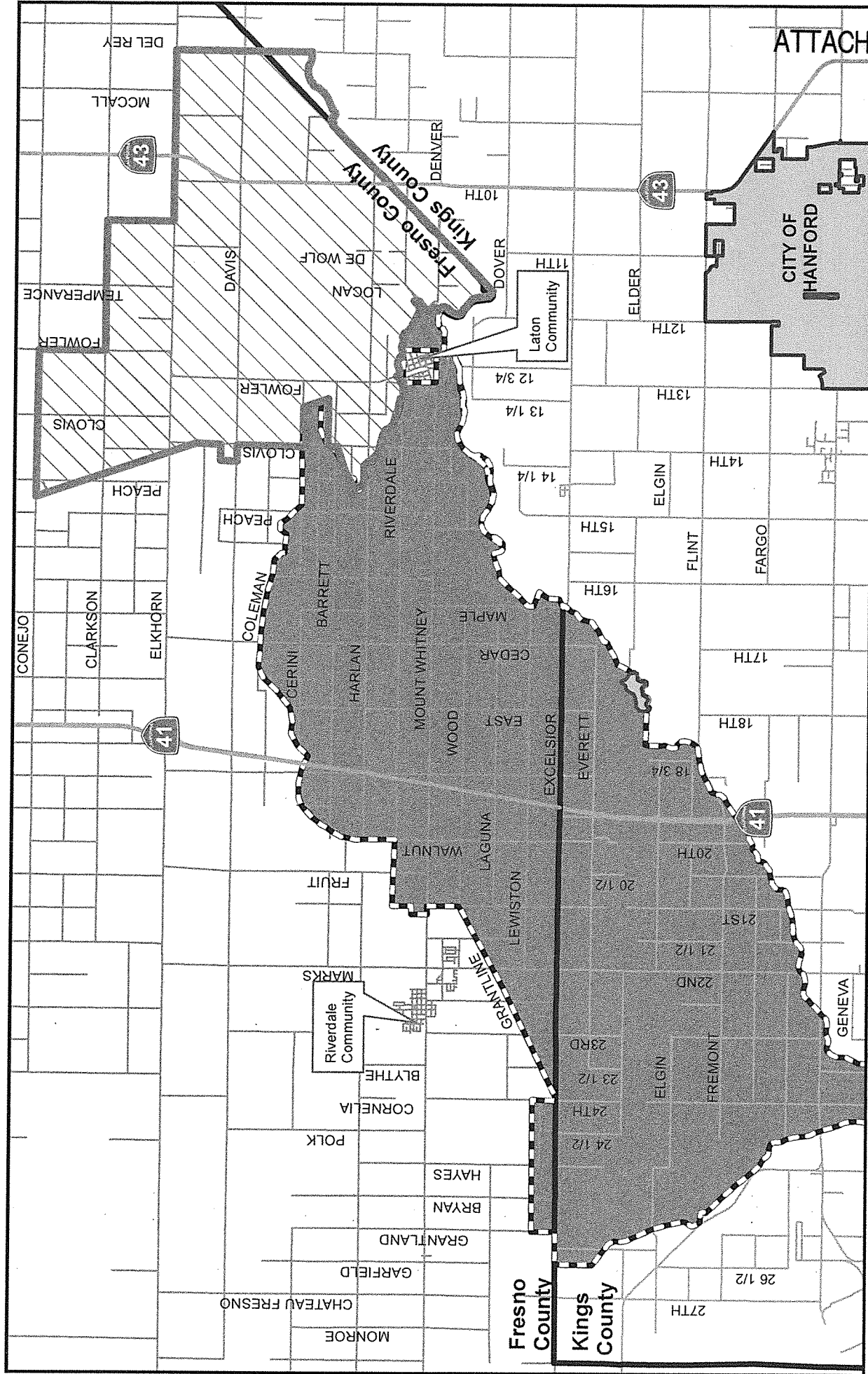
I, David E. Fey, Executive Officer, Fresno Local Agency Formation Commission, hereby certify that the foregoing resolution was adopted by the Commission on the 8th day of July 2020.






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

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Laguna Irrigation District



-  Proposed SOI update
-  District SOI
-  District Service Area

District service area: 35,197 acres (Multiple County)
 Sphere area: 35,197 acres
 Total Proposed SOI update: 16,666 acres

Map prepared: 04/08/2020