

RESOLUTION NO. RO-20-13

**A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION
APPROVING THE "SHAW-HIGHLAND NORTHWEST NO. 2 REORGANIZATION" WITH
CONDITIONS
(LAFCO FILE NO. RO-20-13)**

WHEREAS, reorganization proceedings were initiated by the City of Clovis to annex 51.76 acres to the City of Clovis and detach from the Fresno County Fire Protection District and the Kings River Conservation District for the territory located on the northwest corner of Shaw and Highland Avenues said territory being described by Attachment "A," attached hereto and by this reference incorporated herein; and

WHEREAS, the application was submitted to the Fresno Local Agency Formation Commission ("LAFCo" or "Commission") by the City of Clovis as required by State law, and the application for said proposed reorganization was accepted for filing by the Executive Officer and set for hearing on the 14th day of October 2020, at the hour of 1:30 p.m.; and

WHEREAS, notice of the hearing to consider the Proposal was given as required by State law; and

WHEREAS, the Executive Officer reviewed the Proposal and prepared a report to the Commission, including a recommendation for approval upon certain conditions, said report having been mailed at least five days before said hearing and was duly considered by the Commission pursuant to State law; and

WHEREAS, acting as "Responsible Agency" under the California Environmental Quality Act ("CEQA") the Commission considered the CEQA documents filed and adopted by the City of Clovis acting as the "Lead Agency" under CEQA for the Proposal and associated rezoning, which was included in the Executive Officer's report to the Commission; 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 RESOLVE AND DETERMINE, as follows:

Action 1:

- A. 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.

ADOPTED THIS 14th DAY OF OCTOBER 2020 BY THE FOLLOWING VOTE:

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

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

Action 2:

B. Find that the proposed reorganization is consistent with LAFCo Policies, Standards, and Procedures and the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH).

C. Find pursuant to CKH and information in the record that:

- a. The territory is uninhabited; and
- b. All landowners and affected agencies have consented to the reorganization.

D. Assign the distinctive short form designation "Shaw-Highland Northwest No. 2 Reorganization" and approve the annexation and detachments subject to the following conditions of approval:

- a. Pursuant to Fresno LAFCo policy 103-05, the Executive Officer shall record the approved application if all conditions have been satisfied and once he or she has determined that the facts pertaining to the application during the time of recording are materially similar to those facts considered by the Commission when the application was approved. Facts, as used in the proceeding sentence, is defined to include, but is not limited to, whether or not the proposed project is materially similar to the project described in any application before the Commission.
- b. Submittal of corrected legal description and map.
- c. Satisfactory verification that the City has accepted a final map shall be submitted to the Executive Officer prior to completion (recordation) of the annexation.

E. Waive further Conducting Authority Proceedings and order the reorganization subject to the requirements of CKH.

ADOPTED THIS 14th DAY OF OCTOBER 2020 BY THE FOLLOWING VOTE:

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

NOES: NONE

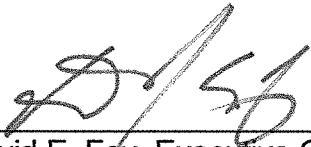
ABSENT: NONE

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 14th day of October 2020.

A handwritten signature in black ink, appearing to read 'D. Fey', is written over a horizontal line.

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

ATTACHMENT A

SHAW-HIGHLAND NORTHWEST REORGANIZATION NO. 2 TO BE ANNEXED TO THE CITY OF CLOVIS AND DETACHMENT FROM THE FRESNO COUNTY FIRE PROTECTION DISTRICT AND THE KINGS RIVER CONSERVATION DISTRICT

That portion of the East half of Section 12, Township 13 South, Range 21 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, also being a portion of Parcel 4 of Parcel Map No. 3012, recorded in Book 22 of Parcel Maps at Page 43, Fresno County Records, described as follows:

BEGINNING at the East quarter corner of said Section 12, said corner also being on the East line of said parcel 4; thence [1] South $00^{\circ}20'10''$ West, along the East line of the Southeast quarter of said Section 12, and the East line of said Parcel 4, a distance of 1319.67 feet to the Southeast corner of the Northeast quarter of the Southeast quarter of said Section 12, said corner also being the Southeast corner of said Parcel 4; thence [2] North $89^{\circ}21'41''$ West, along the South line of the Northeast quarter of the Southeast quarter of said Section 12, and the South line of said Parcel 4, also being the existing City of Clovis limits, a distance of 1319.14 feet to the Southwest corner of the Northeast quarter of the Southeast quarter of said Section 12, said corner also being the Southwest corner of said Parcel 4; thence [3] North $00^{\circ}22'54''$ East, along the West line of the Northeast quarter of the Southeast quarter of said Section 12, and the West line of said Parcel 4, also being the existing City of Clovis limits, a distance of 1308.68 feet to the intersection of said West line with the centerline of the Enterprise Canal, said centerline being on the existing City of Clovis limits and the beginning of a 310.00 foot radius tangent curve, concave Northwesterly; thence along said centerline and the existing City of Clovis limits, the following 11 courses:

thence [4] Northeasterly, along said curve, through a central angle of $20^{\circ}11'58''$, an arc distance of 109.29 feet; thence [5] North $60^{\circ}24'12''$ East, a distance of 190.02 feet; thence [6] North $58^{\circ}36'44''$ East, a distance of 133.37 feet; thence [7] North $57^{\circ}58'08''$ East, a distance of 206.01 feet; thence [8] North $60^{\circ}13'48''$ East, a distance of 128.34 feet; thence [9] North $51^{\circ}16'38''$ East, a distance of 56.84 feet; thence [10] North $45^{\circ}04'21''$ East, a distance of 167.54 feet to the beginning of a 200.00 foot radius tangent curve, concave Southeasterly; thence [11] Northeasterly, along said curve, through a central angle of $22^{\circ}44'57''$, an arc distance of 79.41 feet; thence [12] North $67^{\circ}49'18''$ East, a distance of 97.88 feet to the beginning of a 500.00 foot radius tangent curve, concave Northwesterly; thence [13] Northeasterly, along said curve, through a central angle of $18^{\circ}47'39''$, an arc distance of 164.01 feet; [14] North $49^{\circ}01'39''$ East, a distance of 261.16 feet to the intersection of East line of the Northeast quarter of said Section 12, and the East line of said Parcel 4 with the centerline of the Enterprise Canal, said centerline being on the existing City of Clovis limits; thence [15] South $00^{\circ}20'28''$ West, along said East line, a distance of 867.47 feet to the **POINT OF BEGINNING**.

Containing 51.766 Acres, more or less.

APPROVED
LAFCO RES. # *RO-20-13*
10/14/2020
DATE



ATTACHMENT A

