

RESOLUTION NO. RO-16-8

**A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION
APPROVING THE CITY OF SANGER "NORTH ACADEMY CORRIDOR ANNEXATION"
(LAFCO FILE NO. RO-16-8)**

WHEREAS, reorganization proceedings were initiated by the City of Sanger consisting of the annexation of 283.3 acres to the City of Sanger and detachment from the Fresno County Fire Protection District, the Kings River Conservation District, and the Fresno Irrigation District for territory located along Academy Avenue, north of East California Avenue, 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 Sanger 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 9th day of March 2022, 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 Sanger 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:

Continue City of Sanger "North Academy Corridor Annexation" to a date certain of April 13, 2022.

ADOPTED THIS 9th DAY OF MARCH 2022 BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS PARRA, SANTOYO, MAGSIG, YEP, BRANDAU

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 9th day of March 2022.



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

RESOLUTION NO. RO-16-8B

**A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION
APPROVING THE CITY OF SANGER "NORTH ACADEMY CORRIDOR ANNEXATION"
WITH CONDITIONS
(LAFCO FILE NO. RO-16-8)**

WHEREAS, the Commission reconvened at the noticed public meeting, on April 13, 2022;
and

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

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

- 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 13th DAY OF APRIL 2022 BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS YEP, ROBERTSON, SANTOYO

NOES: NONE

ABSENT: NONE

ABSTAIN: COMMISSIONERS MAGSIG, BRANDAU

- A. 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").
- B. 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.
- C. Assign the distinctive short form designation "North Academy Corridor Annexation" and approve the annexation and detachments subject to the following conditions of approval:

- a. Ownership of land permitting, the annexation shall include the full-width right-of-way along Academy Avenue and State Route 180 along the northern annexation boundary.
- b. Submittal of corrected legal description and map.
- c. Find that the notice mailed on February 16, 2022, was given to all landowners and registered voters within the affected territory, as well as within 300 feet of the affected territory, disclosed 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.
- d. Find that written opposition to the proposal was received prior to the conclusion of the hearing, approve the proposal subject to the requirements of the CKH, the 30-day reconsideration period, and compliance with all of the above conditions, and direct staff to set a protest hearing pursuant to the requirements of the CKH (Government Code section 57000 et seq.).
- e. 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.

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

AYES: COMMISSIONERS YEP, ROBERTSON, SANTOYO

NOES: NONE

ABSENT: NONE

ABSTAIN: COMMISSIONERS MAGSIG, BRANDAU

STATE OF CALIFORNIA)
COUNTY OF FRESNO)

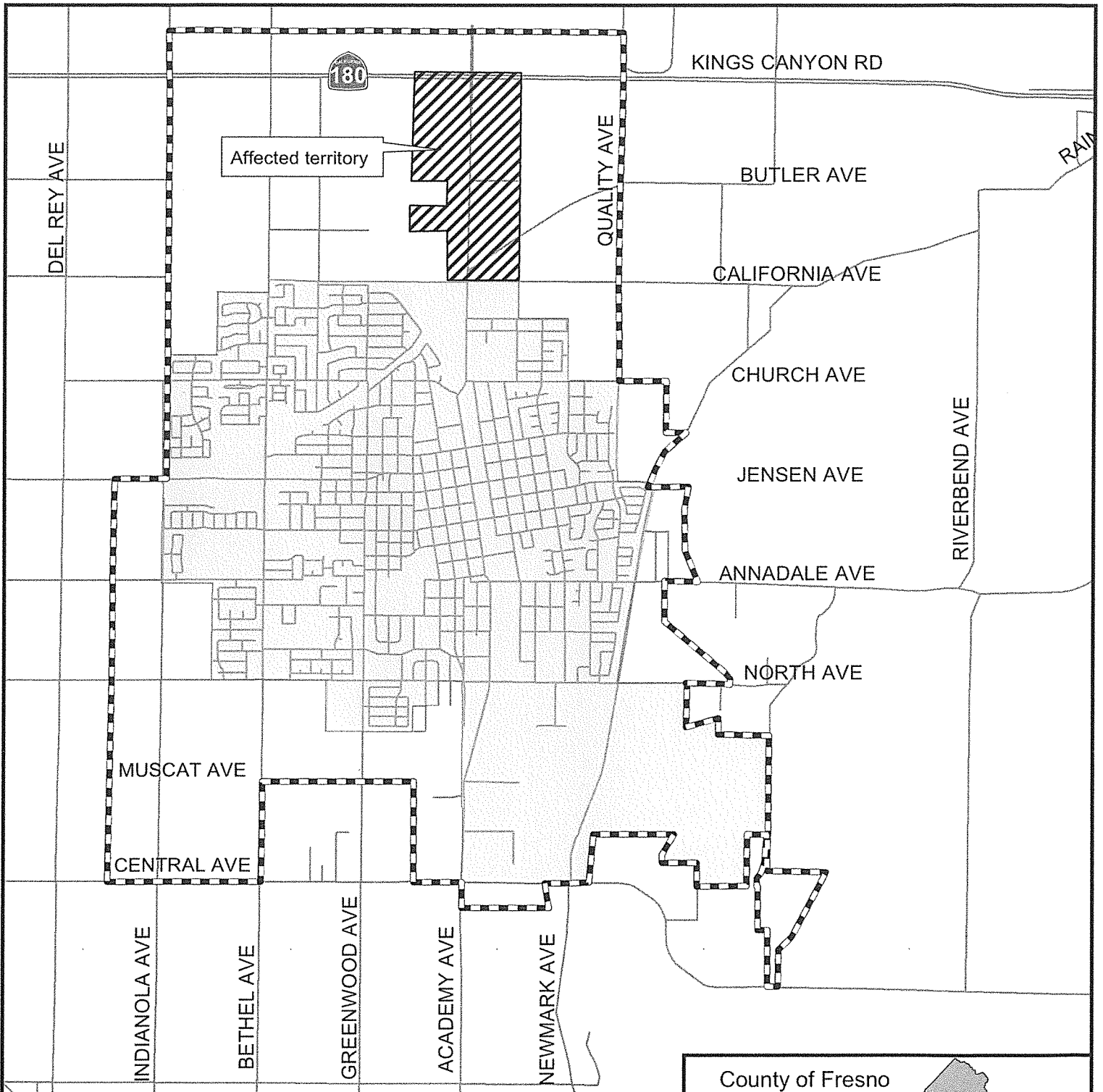
CERTIFICATION

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.



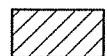


David E. Fey, Executive Officer
Fresno Local Agency Formation Commission

ATTACHMENT A



Fresno Local Agency Formation Commission

-  Sphere of influence
-  City limits
-  Affected territory



Map prepared: 03/01/2022

