

RESOLUTION NO. RO-18-3

**A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION
APPROVING THE "BELMONT-FOWLER NO. 1 REORGANIZATION" WITH CONDITIONS
(LAFCO FILE NO. RO-18-3)**

WHEREAS, reorganization proceedings were initiated by the City of Fresno to annex 7.8 acres to the City of Fresno and detach from the Fresno County Fire Protection District and the Kings River Conservation District for the territory located on the north side of East Belmont Avenue between North Fowler and North Armstrong Avenues, said territory being described within 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 Fresno on April 5, 2018 as required by state law, and the application for said proposed reorganization (Proposal) was accepted for filing by the executive officer and set for hearing on the 11th day of July, 2018, 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 Fresno 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:

- 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.

- 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 "Belmont-Fowler No. 1 Reorganization" and approve the annexation and detachments subject to the following condition 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. Ownership of land permitting, the annexation shall include the full-width right-of-way along Belmont Avenue.
 - c. Submittal of corrected legal description and map.
 - d. 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 11th DAY OF JULY 2018, BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS PARRA, SANTOYO, SILVA, QUINTERO

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

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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 11th day of July 2018.



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

ATTACHMENT A

BELMONT-FOWLER NO.1 REORGANIZATION ANNEXATION TO THE CITY OF FRESNO AND DETACH FROM THE FRESNO COUNTY FIRE PROTECTION DISTRICT AND KINGS RIVER CONSERVATION DISTRICT.

GEOGRAPHIC DESCRIPTION

That portion of Section 34, Township 13 South, Range 21 East, Mount Diablo Base and Meridian, described as follows:

COMMENCING at the Southwest Corner of said Section 34 said corner being on the existing Limit Line of the City of Fresno;

Thence, along the existing Limit Line of the City of Fresno as follows:

(1) South 89°19'44" East along the South Line of said Section 34, a distance of 1656.42 feet to the **TRUE POINT OF BEGINNING**;

(2) North 89°19'44" West, a distance of 496.93 feet to a point that lies on the Southerly extension of the West Line of Parcel 4 of Parcel Map No. 2000 recorded in Book 12 of Parcel Maps at page 25, Fresno County Records;

Thence, leaving said Limit Line of the City of Fresno (3) North 0°02'42" East along said West Line and its extensions thereof, a distance of 788.21 feet to a point on the North Line of Highway 180;

Thence, leaving said West Line and along the North Line of Highway 180 as follows:

(4) South 57°31'16" East, a distance of 54.18 feet;

(5) South 89°57'06" East, a distance of 119.94 feet;

(6) South 53°39'54" East, a distance of 411.02 feet to a point that lies on the existing Limit Line of the City of Fresno;

Thence, leaving said North Line of Highway 180 (7) South 0°03'09" West along said Limit line of the City of Fresno, a distance of 521.30 feet to the **Point of Beginning**.

Containing 7.78 acres of land more or less.

For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.



August 8, 2018
Katrina M. Olsen, LS 7058
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Job No. 118132

Date: 06-12-18
Rev1: 06-28-18
Rev2: 08-08-18

118132 Legal.docx

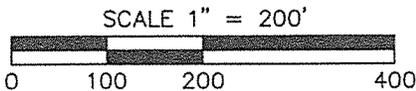
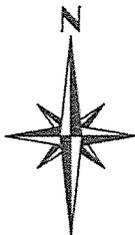
APPROVED
LAFCO RES. # 20-18-3
July 11, 2018
DATE

BELMONT-FOWLER NO. 1 REORGANIZATION ANNEXATION TO THE CITY OF FRESNO AND DETACH FROM THE FRESNO COUNTY FIRE PROTECTION DISTRICT AND KINGS RIVER CONSERVATION DISTRICT

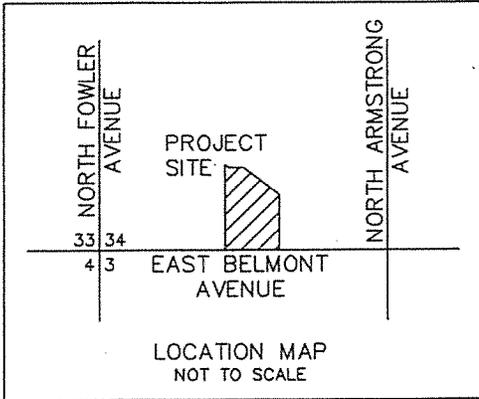
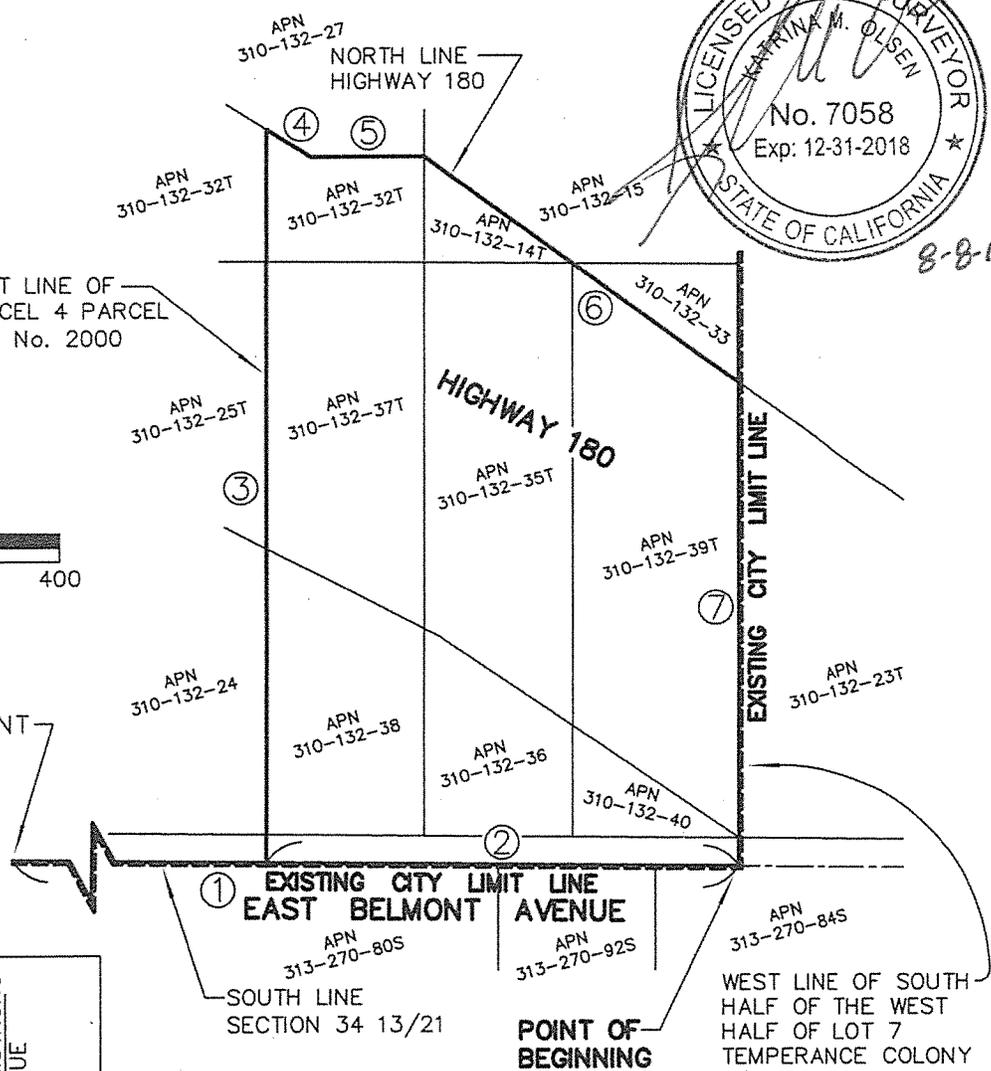
COURSES:

- 1 S89°19'44"E 1656.42'
- 2 N89°19'44"W 496.93'
- 3 N0°02'42"E 788.21'
- 4 S57°31'16"E 54.18'
- 5 S89°57'06"E 119.94'
- 6 S53°39'54"E 411.02'
- 7 S0°03'09"W 521.30'

7.78± ACRES



POINT OF COMMENCEMENT
SOUTHWEST CORNER OF
SEC 34, 13/21



EXISTING CITY OF FRESNO BOUNDARY
 PROPOSED CITY OF FRESNO BOUNDARY

DISCLAIMER:
FOR ASSESSMENT PURPOSES ONLY. THIS DESCRIPTION OF LAND IS NOT A LEGAL PROPERTY DESCRIPTION AS DEFINED IN THE SUBDIVISION MAP ACT AND MAY NOT BE USED AS THE BASIS FOR AN OFFER FOR SALE OF THE LAND DESCRIBED.

ASSESSOR'S PARCEL NUMBERS: 310-132-14T, 32T, 35T, 36, 37T, 38, 39T, 40	LAFCO RESOLUTION NO. ANX-17-007	ACREAGE: 7.78±	DATE: 06/12/18 REV1: 06/27/18 REV2: 08/08/18	SCALE 1"=200'
BEING A PORTION OF SECTION 34, T.13.S, R.21.E, M.D.B.&M. TO BE ANNEXED INTO THE CITY OF FRESNO AND DETACH FROM THE FRESNO COUNTY FIRE PROTECTION DISTRICT AND KINGS RIVER CONSERVATION DISTRICT.			McPHEETERS & ASSOCIATES 1486 TOLLHOUSE ROAD, #107 CLOVIS, CA 93611 (559) 299-9098 #118132	