

RESOLUTION NO. RO-18-4

**A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION
APPROVING THE “ALLUVIAL-WILLOW NO. 4 REORGANIZATION” WITH CONDITIONS
(LAFCO FILE NO. RO-18-4)**

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 Alluvial Avenue between North Willow and North Paula 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 May 24, 2018 as required by state law, and

WHEREAS, upon evaluating the application and prior to issuing the Certificate of Filing the executive officer determined that the proposal as submitted contributed to an avoidable and unnecessary island of unincorporated territory and, therefore, pursuant to LAFCo policy 210-14(6) the executive officer included the additional territory which consisted of a narrow strip of unincorporated right-of-way along Alluvial Avenue to the proposed reorganization in order to avoid the creation of the island; and

WHEREAS, with the addition of the recommended territory the total acreage for the proposal was increased to 8.15 acres; and

WHEREAS, on July 2, 2018 the application for said revised 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, 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 determined to be adequate pursuant to CEQA Guidelines Section 15096.
- B. Acting as a "Lead Agency" under CEQA Guidelines, adopt a Class 1 "Existing Facilities" Notice of Exemption prepared for the additional territory included by the Fresno LAFCo prior to making its determination and find the revised Proposal to be within the scope of the overall project covered by the Notice of Exemption (CEQA Section 15301 Class 1 "Existing Facilities").
- C. That the proposed reorganization, including the additional rights-of-way, is consistent with LAFCo Policies, Standards, and Procedures and the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH).
- D. Finds, 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.
- E. Assigns the distinctive short form designation "Alluvial-Willow No. 4 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 Alluvial 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.
- F. Waives 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

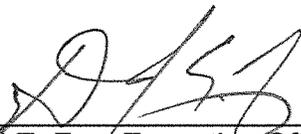
ABSENT: NONE

ABSTAIN: NONE

**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

ALLUVIAL WILLOW No. 4 REORGANIZATION

A portion of the land lying within Section 36, Township 14 South, Range 20 East, Mount Diablo Base and Meridian situated in the County of Fresno, State of California, more particularly described as follows:

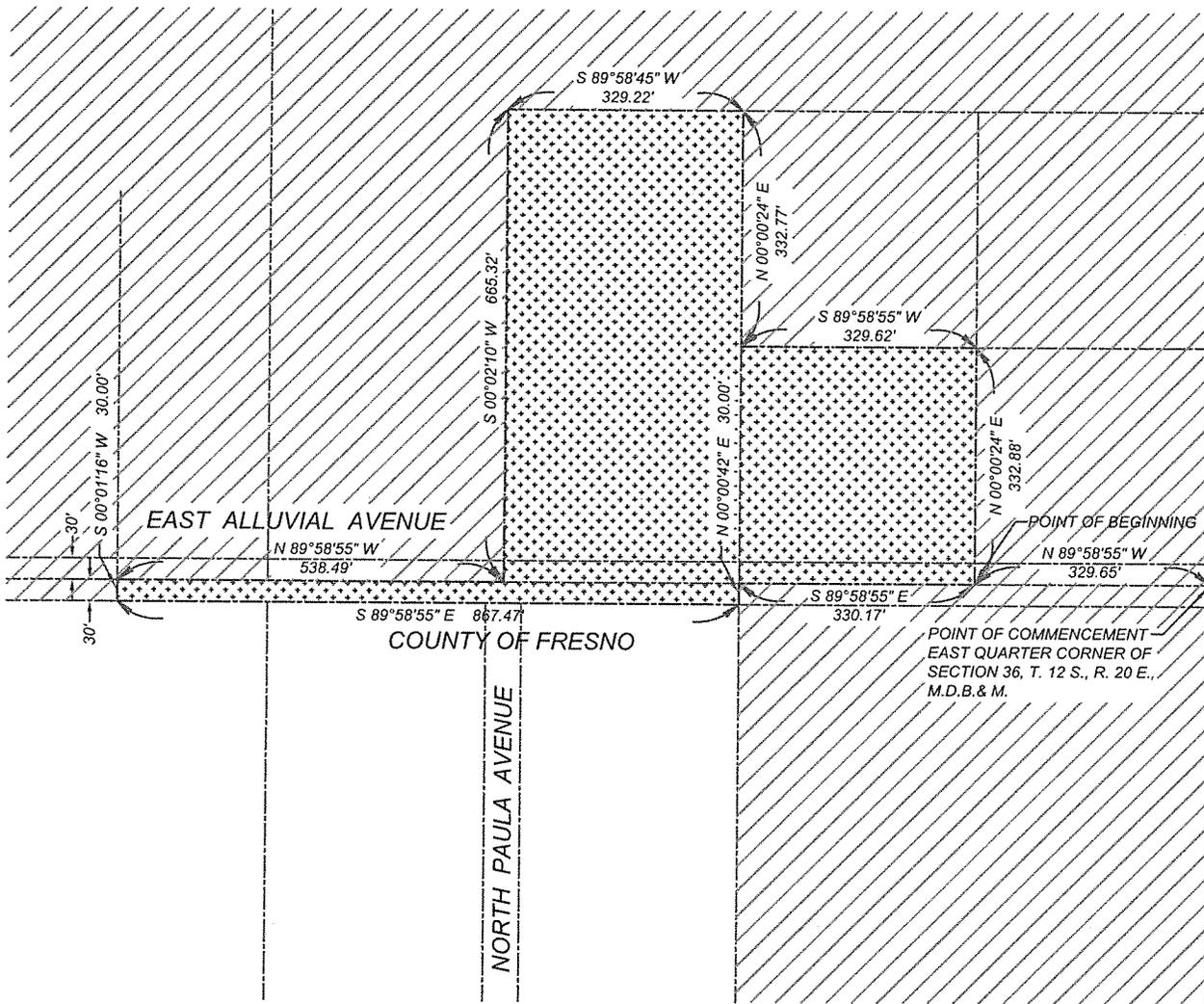
Commencing at the East quarter corner of said Section 36; thence

- Course 1. North 89°58'55" West, on the south line of the Northeast quarter of said Section 36, a distance of 329.50 feet to the southerly prolongation of the East line of Parcel "A" of Parcel Map No. 1114 according to map thereof recorded in Book 4 of Parcel Maps, at Page 77, Fresno County Records, said point also being on the existing City Limit Line of the City of Fresno, and also being the **POINT OF BEGINNING**; thence
- Course 2. North 00°00'24" East, on said prolongation and on said City Limit Line, a distance of 332.88 feet to the Northeast corner of said Parcel "A"; thence
- Course 3. South 89°58'55" West, on the North line of said Parcel "A" and continuing on said City Limit Line, a distance of 329.62 feet to the Southwest corner of Parcel "B" of said Parcel Map No. 1114; thence
- Course 4. North 00°00'24" East, on the West line of said Parcel "B" and continuing on said City Limit Line, a distance of 329.77 feet to the Northwest corner of Parcel "B" said point also being the boundary line of Tract No. 5067, recorded Volume 69 of Plat, at Pages 79 through 81, Fresno County Records; thence
- Course 5. South 89°58'45" West, on boundary line of said Tract No. 5067 and continuing on said City Limit Line, distance of 329.22 feet to the westerly boundary line of said Tract 5067; thence
- Course 6. South 0°02'10" West, on last said westerly line and continuing on said City Limit Line, a distance of 665.32 feet to the Southeast corner of said Tract No. 5067, said point being on the South line of the Northeast quarter of said Section 36; thence
- Course 7. North 89°58'55" West, on said Section line and continuing on said City Limit Line, a distance of 538.49 feet; thence
- Course 8. South 0°01'16" West, continuing on said City Limit Line, distance of 30.00 feet to the south line of the north 30.00 feet of the southeast quarter of said Section 36, said line being the southerly right-of-way line of East Alluvial Avenue; thence

- Course 9. South 89°58'55" East, leaving said City Limits Line, continuing on the southerly right-of-way line of East Alluvial Avenue, a distance of 867.47 feet to said City Limits Line; thence
- Course 10. North 0°00'42" East, on said City Limit Line, distance of 30.00 feet to the south line of the northeast quarter of said Section 36; thence
- Course 11. South 89°58'55" East, continuing said City Limit Line, a distance of 330.17 feet to the ***POINT OF BEGINNING***.

Containing as area of 8.15 acres, more or less.

ALLUVIAL-WILLOW No. 4 REORGANIZATION



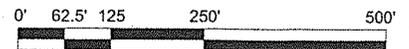
1" = 250'



INDICATES AREA FOR THE ALLUVIAL-WILLOW No. 4.
CONTAINING AN AREA OF 8.15 ACRES, MORE OR LESS.



INDICATES AREA PREVIOUSLY ANNEXED INTO THE CITY OF
FRESNO



REF. & REV. 2016-XXX 15-A-XXXX PLAT 2368	CITY OF FRESNO DEPARTMENT OF PUBLIC WORKS	PROJ. ID. <u>WC00057</u> RES TYPE _____ FUND NO. <u>40188</u> ORG. NO. <u>411501</u>
	ALLUVIAL-WILLOW No. 4 REORGANIZATION	DR. BY <u>J.A.C.</u> SHEET NO. <u>1</u> CH. BY _____ OF <u>1</u> SHEET DATE <u>JUNE 29, 2018</u> SCALE <u>1" = 250'</u>