

RESOLUTION NO. RO-20-12

**A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION
APPROVING THE “FRESNO MOSQUITO AND VECTOR CONTROL DISTRICT
REORGANIZATION” WITH CONDITIONS
(LAFCO FILE NO. RO-20-12)**

WHEREAS, on August 10, 2020, the Fresno Mosquito and Vector Control District (“FMVCD”) general manager submitted an application to amend the spheres of influence of the Fresno and Madera Mosquito and Vector Control Districts to the Fresno Local Agency Formation Commission (“LAFCo” or “Commission”) as required by State law; and

WHEREAS, reorganization proceedings related to the SOI amendments were initiated by the Fresno Mosquito and Vector Control District (“FMVCD”) to detach approximately 365 acres from the Madera Mosquito and Vector Control District and annex this territory to the FMVCD said territory being described by Attachment “A,” attached hereto and by this reference incorporated herein; and

WHEREAS, on November 18, 2020, Fresno LAFCo authorized the Executive Officer to submit a request to Madera LAFCo to establish jurisdiction to process LAFCo applications USOI-200 and RO-20-12; and

WHEREAS, on December 9, 2020, Madera LAFCo granted approval to Fresno LAFCo to process applications USOI-200 and RO-20-12 consistent to the requirements in section 56338 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (“CKH”); and

WHEREAS, upon completion of the municipal service review for the associated amendment of the spheres of influence of the Fresno and Madera Mosquito and Vector Control Districts, the application for said proposed reorganization was accepted for filing and the Executive Officer set the hearing for the Proposal for the 14th day of April 2021, at the hour of 1:30 p.m.; and

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

WHEREAS, at this hearing, the Commission adopted an update of the Fresno and Madera Mosquito and Vector Control Districts’ spheres of influence; and

WHEREAS, the Executive Officer reviewed the proposed reorganization 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 FMVCD

acting as the "Lead Agency" under CEQA for the proposed reorganization, 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 proposed reorganization.

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 reorganization, 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 APRIL 2021 BY THE FOLLOWING VOTE:

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

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

Action 2:

- B. Find that the proposed reorganization is consistent with LAFCo Policies and the CKH
- C. Find pursuant to CKH and information in the record that:
 - a. The territory is uninhabited; and
 - b. All landowners have consented to the reorganization.
- D. Assign the distinctive short form designation "Fresno Mosquito and Vector Control District Reorganization" and approve the reorganization 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 preceding sentence, is defined to include, but is not limited to, whether the proposed project is materially similar to the project described in any application before the Commission

- E. Waive further Conducting Authority Proceedings and order the reorganization subject to the requirements of CKH.
- F. Approve the reorganization consisting of the detachment of approximately 365 acres from the Madera Mosquito and Vector Control District and annexation of this territory to the Fresno Mosquito and Vector Control District ("FMVCD") said territory being located along the San Joaquin River/Fresno-Madera County line south of Avenue 7 in Madera County.

ADOPTED THIS 14th DAY OF APRIL 2021 BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS YEP, MAGSIG, BRANDAU, 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 14th day of April 2021.



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

ATTACHMENT A

