

RESOLUTION NO. MSR-16-12

**FRESNO LOCAL AGENCY FORMATION COMMISSION
FRESNO COUNTY, CALIFORNIA**

In the Matter of

LAFCo Determination

RESOLUTION MAKING DETERMINATIONS AND ADOPTING MUNICIPAL SERVICE REVIEW; AND MAKING DETERMINATIONS AND UPDATING SPHERE OF INFLUENCE FOR MERCY SPRINGS WATER DISTRICT)))))	MAKE DETERMINATIONS AND ADOPT MUNICIPAL SERVICE REVIEW; AND MAKE DETERMINATIONS AND UPDATE SPHERE OF INFLUENCE FOR MERCY SPRINGS WATER DISTRICT
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WHEREAS, pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Section 56425 et. Seq.) the Fresno Local Agency Formation Commission is required to review and update, as necessary, Spheres of Influence of local agencies not less than once every five years; and

WHEREAS, Government Code Section 56430 directs the Commission to conduct a review of municipal services not later than the time it considers an action to establish or update a Sphere of Influence (SOI); and

WHEREAS, notice of this Commission's hearing of said request was duly given in a publication of general circulation as required by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 and State law, and at the time and in the form and manner provided by law; and

WHEREAS, the Executive Officer prepared a Municipal Service Review (MSR) and Sphere of Influence Update Report for the Mercy Springs Water District; and

WHEREAS, the Commission has heard, discussed and considered all relevant evidence, including but not limited to the Executive Officer's *Municipal Service Review and Sphere of Influence Update Report*, environmental documentation, applicable land use plans and all testimony, correspondence and exhibits received during the public hearing process, all of which are incorporated herein by reference; and

WHEREAS, pursuant to Government Code Sections 56425 and 56430, the Commission considered the required determinations for the Municipal Service Review and District Sphere of Update as described within Exhibit "A..

NOW, THEREFORE, BE IT RESOLVED that the Local Agency Formation Commission of the County of Fresno does **HEREBY STATE, FIND, RESOLVE, DETERMINE, AND ORDER** as follows:

Section #1. Acting as Lead Agency pursuant to California Environmental Quality Act (CEQA) Guidelines, this Commission finds that prior to adopting the written determinations, the Municipal Service Review and Sphere of Influence determinations under consideration are Categorically Exempt from the provisions of the California Environmental Quality Act (CEQA) under Section 15306, "Information Collection" and the general exemption from environmental review, CEQA Regulation Section 15061(b)(3), and find that the Sphere of Influence Update

qualifies for the same general exemption from environmental review based upon CEQA Regulation Section 15061(b)(3).

ADOPTED THIS 8th DAY OF JUNE, 2016, BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS SILVA, SANTOYO, PARRA, PEREA, PACHECO

NOES: NONE

ABSENT: NONE

Section #2. This Commission finds the Municipal Service Review and Sphere of Influence Update prepared for the Mercy Springs Water District are complete and satisfactory.

Section #3. This Commission finds that the written determinations within the Municipal Service Review and Sphere of Influence Update satisfy State Law.

Section #4. This Commission, pursuant to Government Code Sections 56425 and 56430, makes the required determinations for the Municipal Service Review and District Sphere of Influence Update, adopts the Municipal Service Review prepared for the Mercy Springs Water District, and updates the Sphere of Influence for said District.

Section #5. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution as provided in Government Code Section 56882 and to file, as appropriate, in the Office of the Fresno County Clerk all environmental documents, if any, pertaining to the approval of this Proposal, as required by State law.

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ADOPTED THIS 8th DAY OF JUNE 2016, BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS PARRA, PEREA, SANTOYO, SILVA, PACHECO

NOES: NONE

ABSENT: NONE

STATE OF CALIFORNIA)
COUNTY OF FRESNO)

CERTIFICATION

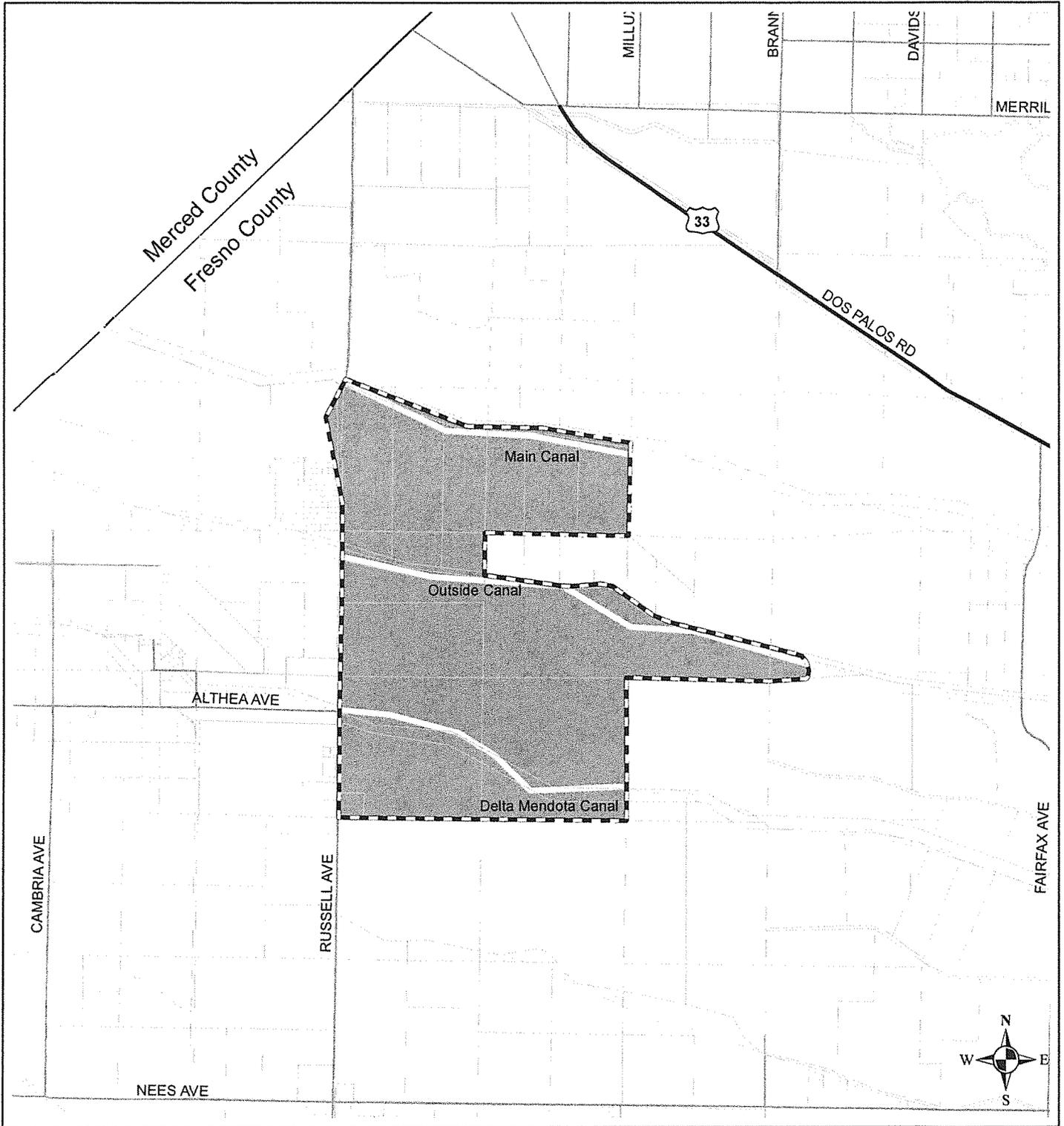
I, David E. Fey, Executive Officer of the Fresno Local Agency Formation Commission (LAFCo), Fresno County, State of California, hereby certify that the foregoing resolution was adopted by the Commission on the 8th day of June, 2016.



David E. Fey, AICP, Executive Officer

Exhibit A

Fresno Local Agency Formation Commission Mercy Springs Water District Services: Distribution of Irrigation Water



-  District SOI
-  District Service Area

District Formed: 1950
SOI Adopted: 11/26/1975
SOI Updated: 12/05/2007

Map Date: 2/25/2016
District Area: 3,710 Acres
Sphere Area: 3,710 Acres