

RESOLUTION NO. MSR 22-01/USOI-205

A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION MAKING DETERMINATIONS AND ADOPTING A MUNICIPAL SERVICE REVIEW; MAKING DETERMINATIONS AND UPDATING THE SPHERE OF INFLUENCE FOR THE CITY OF KERMAN

WHEREAS, pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (“CKH”), the Fresno Local Agency Formation Commission is required to review and update, as necessary, spheres of influence (“SOI”) of local agencies not less than once every five years; and,

WHEREAS, on July 7, 2021, the City of Kerman submitted an application for the proposed Kerman SOI update including two areas: approximately 244 acres on the west side of the existing city limits, and 205 acres on the east side, for a total of 449 acres, said territory being described by Attachment “A,” attached hereto and by this reference incorporated herein; and

WHEREAS, the MSR has been prepared in response to the City of Kerman’s SOI update application (File No. USOI-205) and supporting materials to this Commission pursuant to Government Code section 56428; and

WHEREAS, the Executive Officer prepared an MSR in response to the City’s application, published the MSR on the Commission’s website, and provided a mailed 21-day public notice to all affected local agencies and landowners within the affected territory; and

WHEREAS, notice of the Commission hearing for the City’s SOI update was duly given in a publication of general circulation as required by CKH, at the time, in the form, and manner provided by law; and,

WHEREAS, the Executive Officer reviewed said application and prepared a staff report to the Commission, including a recommendation for approval, said report having been mailed to each affected local agency within the affected territory and interested individuals pursuant to Government Code section 56428(c); and

WHEREAS, at the duly noticed public meeting, held on June 8, 2022, the Commission heard, discussed, and considered all relevant evidence, including but not limited to the MSR determinations and recommendations, environmental review documentation, and all testimony, correspondence, and attachments received during the public hearing process.

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

ACTION 1: KERMAN MUNICIPAL SERVICE REVIEW

- A. Acting as Lead Agency pursuant to California Environmental Quality Act (CEQA) Guidelines find that the MSR prepared for the City of Kerman is Categorically Exempt from the provisions of CEQA under Section 15306, “Information Collection.”

ADOPTED THIS 8th DAY OF JUNE 2022 BY THE FOLLOWING VOTE:

- AYES: COMMISSIONERS MAGSIG, PARRA, BRANDAU, YEP, SANTOYO
- NOES: NONE
- ABSENT: NONE
- ABSTAIN: NONE

ACTION 2: KERMAN SOI UPDATE, LAFCO FILE NO. RSOI-205

- B. Find that as a Responsible Agency, Fresno LAFCo considered the certified 2040 Kerman General Update Environmental Impact Report (“EIR,” SCH No. 2019049018) for its review and update of the Kerman SOI and conclude that the proposed SOI update is consistent with future urban development as contemplated in the 2040 Kerman General Plan and associated certified EIR.

ADOPTED THIS 8th DAY OF JUNE 2022 BY THE FOLLOWING VOTE:

- AYES: COMMISSIONERS PARRA, BRANDAU, MAGSIG, YEP, SANTOYO
- NOES: NONE
- ABSENT: NONE
- ABSTAIN: NONE

ACTION 3: WRITTEN DETERMINATIONS AND RECOMMENDATIONS

- C. Receive this report and any public testimony regarding the proposed Municipal Service Review and proposed SOI update.
- D. Approve the recommended Municipal Service Review determinations, together with any changes deemed appropriate.
- E. Find that the proposed Kerman SOI update would facilitate planned, orderly, and efficient patterns of land use or provision of services, and the public interest in the change substantially outweighs the public interest in the current continuation of Williamson Act contracts beyond their current expiration date.
- F. Approve the recommended SOI update determinations, together with any changes deemed appropriate.
- G. Amend the Kerman SOI to as depicted in **Attachment A**.

ADOPTED THIS 8th DAY OF JUNE 2022 BY THE FOLLOWING VOTE:

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

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

STATE OF CALIFORNIA)
COUNTY OF FRESNO)

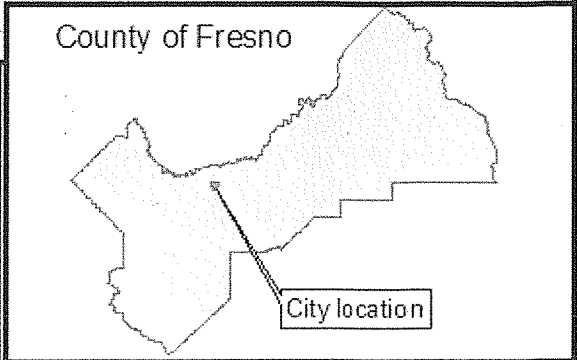
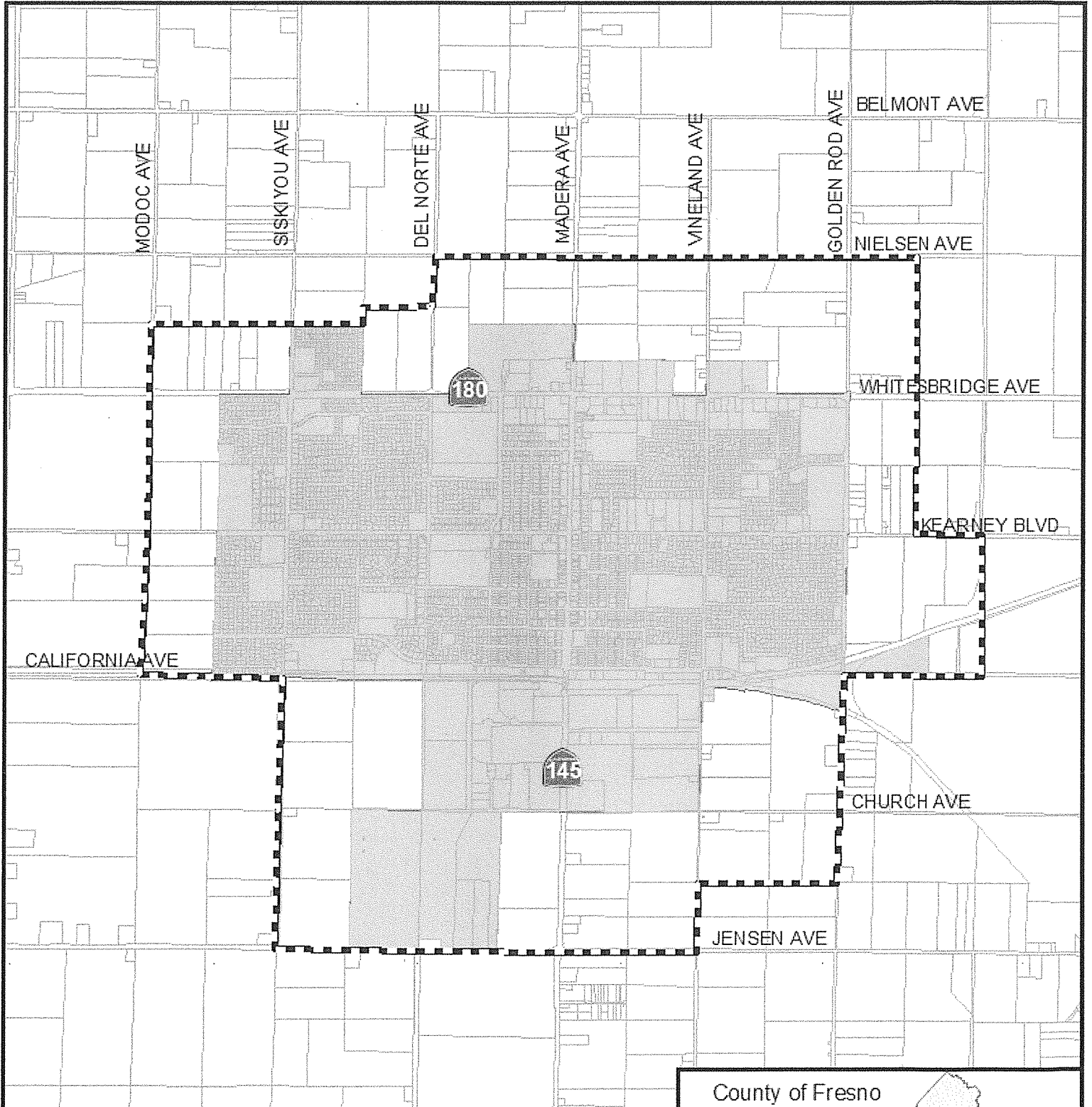
CERTIFICATION

I, Brian Spaunhurst, Executive Officer, Fresno Local Agency Formation Commission, hereby certify that the foregoing resolution was adopted by the Commission on the 8th day of June 2022.





Brian Spaunhurst, Executive Officer
Fresno Local Agency Formation Commission

ATTACHMENT A City of Kerman



Fresno Local Agency Formation Commission

-  Sphere of influence
-  City limits



Incorporated: 1946
 Sphere updated: 06/08/2022
 City limits: 2,147 Acres
 Sphere area: 3,518.9 Acres

Map prepared: 06/10/2022