

## ATTACHMENT B



# Fresno Local Agency Formation Commission

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June 3, 2021

Mr. Sargeant "Sarge" Green, former volunteer of Westside RCD  
Westside Resource Conservation District  
540 E. Jordan Avenue  
Clovis, CA 93611

Dear Mr. Green:

**Subject: MSR 21- 6 Recommendations and Follow-up Actions**

On May 12, 2021, LAFCo approved the Westside Resource Conservation District ("District") Municipal Service Review ("MSR") prepared for the District in compliance with Government Code §56430 and §56425.

At this hearing, the Commission observed that the District does not have any employees, a governing body, a mission, or a Long-Range Plan. Therefore, the Commission removed the District from the 2007 consolidated sphere of influence ("SOI"). No SOI was determined for the District.

The Commission acknowledged the District's 2015-01 resolution requesting LAFCo to dissolve in accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. Enclosed is a copy of the Commission's resolution for its adoption of the District's MSR. The Commission's recommendation to the District are listed below:

- A. Direct the District to make substantial progress within **six months** on reactivation of the Westside RCD or modification of the District such as consolidation with the Tranquillity RCD. *(added at the May 12, 2021 hearing)*
- B. That the Commission set a public hearing for dissolution proceedings and approve and order the dissolution without an election or protest proceedings pursuant to pursuant to GC. Sec. 57077.1(c)(1).

Please be advised that failure to perform task [ A ] or to provide Fresno LAFCo with a record of a timely completion may result in the Commission scheduling a hearing to initiate the dissolution proceeding.

The complete MSR report can be viewed on Fresno LAFCo's website at:  
<http://www.fresnolafco.org/MSR%20Reports.asp>.

If you have any questions, please feel free to contact Senior LAFCo Analyst George W. Uc at (559) 600-0604.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Fey', written over a horizontal line.

David E. Fey,  
Executive Officer

CC:  
John Diener, former board member of Westside RCD

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# Fresno Local Agency Formation Commission

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June 3, 2021

Mr. John Diener, former board member of Westside RCD  
Westside Resource Conservation District  
P.O. Box 6079  
Fresno, CA 93703

Dear Mr. Diener:

**Subject: MSR 21- 6 Recommendations and Follow-up Actions**

On May 12, 2021, LAFCo approved the Westside Resource Conservation District ("District") Municipal Service Review ("MSR") prepared for the District in compliance with Government Code §56430 and §56425.

At this hearing, the Commission observed that the District does not have any employees, a governing body, a mission, or a Long-Range Plan. Therefore, the Commission removed the District from the 2007 consolidated sphere of influence ("SOI"). No SOI was determined for the District.

The Commission acknowledged the District's 2015-01 resolution requesting LAFCo to dissolve in accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. Enclosed is a copy of the Commission's resolution for its adoption of the District's MSR. The Commission's recommendation to the District are listed below:

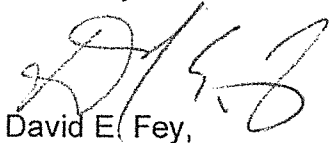
- A. Direct the District to make substantial progress within **six months** on reactivation of the Westside RCD or modification of the District such as consolidation with the Tranquillity RCD. *(added at the May 12, 2021 hearing)*
- B. That the Commission set a public hearing for dissolution proceedings and approve and order the dissolution without an election or protest proceedings pursuant to pursuant to GC. Sec. 57077.1(c)(1).

Please be advised that failure to perform task [ A ] or to provide Fresno LAFCo with a record of a timely completion may result in the Commission scheduling a hearing to initiate the dissolution proceeding.

The complete MSR report can be viewed on Fresno LAFCo's website at: <http://www.fresnolafco.org/MSR%20Reports.asp>.

If you have any questions, please feel free to contact Senior LAFCo Analyst George W. Uc at (559) 600-0604.

Sincerely,

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David E. Fey,  
Executive Officer

CC:

Sargeant "Sarge" Green, former volunteer of Westside RCD

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RESOLUTION NO. MSR 21-6

A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION MAKING DETERMINATIONS AND ADOPTING A MUNICIPAL SERVICE REVIEW FOR THE WESTSIDE RESOURCE CONSERVATION DISTRICT

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**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 August 20, 2019, the Tranquillity Resource Conservation District ("District") submitted an application (File No. USOI-194) and supporting materials to this Commission pursuant to Government Code section 56428 requesting LAFCo an expansion of the District SOI that would facilitate the planned, orderly, and efficient growth of the District; and

**WHEREAS**, the District's SOI update application No. USOI-194 triggered a simultaneous review of LAFCo's 2007 consolidated SOI of the five Resource Conservation Districts ("RCDs") in Fresno County's west side: Firebaugh RCD, James RCD, Panoche RCD, Poso RCD, Tranquillity RCD, and Westside RCD; and

**WHEREAS**, the objective of the 2007 consolidated SOI for the RCDs was to facilitate the eventual consolidation of Fresno County's westside RCDs; and

**WHEREAS**, the LAFCo's review of the 2007 consolidated SOI for the RCDs notes that it has not served its original objective as proposed by LAFCo; and

**WHEREAS**, CKH directs the Commission to conduct a Municipal Service Review ("MSR") no later than the time it considers an action to either determine, amend, or update a SOI for a local agency; and

**WHEREAS**, the Executive Officer prepared MSRs for Tranquillity RCD, Firebaugh RCD, James RCD, Panoche RCD, and Westside RCD, in response to Tranquillity RCD's request for a SOI update, published the MSRs on the Commission's website, and provided a mailed 21-day public notice to all affected local agencies within the affected territory; and

**WHEREAS**, notice of the Commission hearing for the District SOI update and update of the 2007 consolidated SOI for the RCDs 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 May 12, 2021, the Commission heard, discussed, and considered all relevant evidence, including but not limited to the MSRs determinations and recommendations, environmental review documents, 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: MUNICIPAL SERVICE REVIEWS**

- A. Acting as Lead Agency pursuant to California Environmental Quality Act ("CEQA") Guidelines find that the MSRs prepared for: Tranquillity RCD, Firebaugh RCD, James RCD, Panoche RCD, and Westside RCD are Categoricaly Exempt from the provisions of CEQA under section 15306, "Information Collection."

**ADOPTED THIS 12<sup>th</sup> DAY OF MAY 2021 BY THE FOLLOWING VOTE:**

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

**NOES: NONE**

**ABSENT: NONE**

**ABSTAIN: NONE**

**ACTION 2: RESOURCE CONSERVATION DISTRICT SOI UPDATE**

- B. Acting as a Lead Agency, find that it can be seen with certainty that the update to the 2007 consolidated SOI for the RCDs to omit Westside RCD does not have the potential to result in significant effect on the environment and therefore the SOI update is not subject to CEQA pursuant to CEQA Guidelines section 15061 (b)(3).

**ADOPTED THIS 12<sup>th</sup> DAY OF MAY 2021, BY THE FOLLOWING VOTE:**

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

**NOES: NONE**

**ABSENT: NONE**

**ABSTAIN: NONE**

**ACTION 3: WRITTEN DETERMINATIONS AND RECCOMENDATIONS**

- C. Receive this report and any public testimony regarding the proposed Municipal Service Review and proposed sphere of influence update.

- D. Approve the recommended Municipal Service Review determinations, together with any changes deemed appropriate.
- E. That the Commission set a public hearing for dissolution proceedings and approve and order the dissolution without an election or protest proceedings pursuant to pursuant to GC. Sec. 57077.1(c)(1).
- F. Direct the District to make substantial progress within six months on reactivation of the WRCD or modification of the District such as consolidation with the Tranquillity RCD. *(added at the May 12, 2021 hearing)*

**ADOPTED THIS 12<sup>th</sup> DAY OF MAY 2021 BY THE FOLLOWING VOTE:**

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

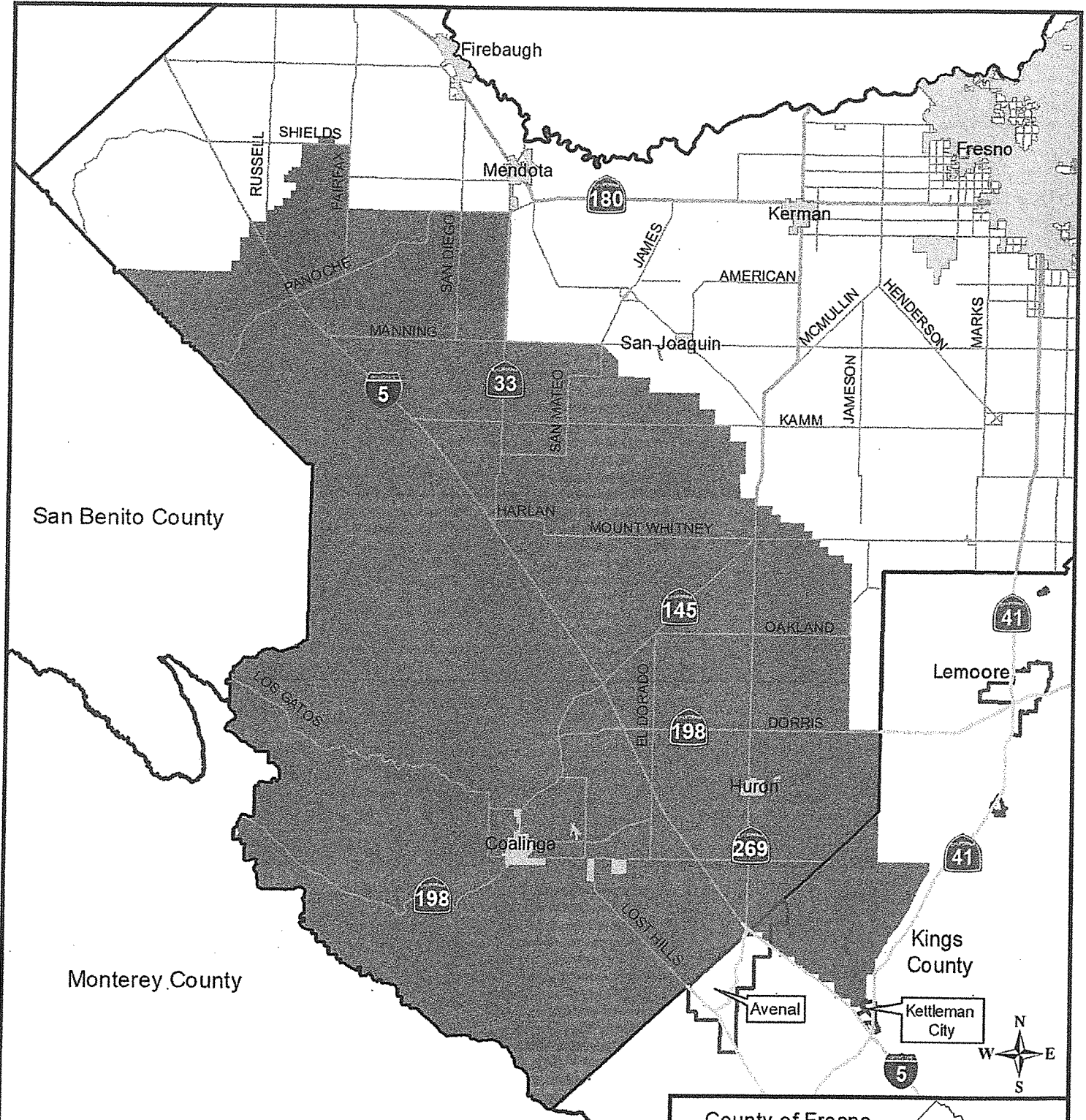
**STATE OF CALIFORNIA)  
COUNTY OF FRESNO)**

**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 12<sup>th</sup> day of May 2021.

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

# Westside Resource Conservation District



## Fresno Local Agency Formation Commission

 District Service Area

Formation: 1984  
Sphere updated: 09/12/2007  
District area: 1,047,320 acres  
Sphere area: none

Map prepared: 05/05/2021

