

RESOLUTION NO. 2018-062

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KINGSBURG INITIATING ANNEXATION OF 4.77 ACRES TO THE CITY OF KINGSBURG AND SELMA-KINGSBURG-FOWLER SANITATION DISTRICT, AND DETACHMENT OF THE SAME FROM THE KINGS RIVER CONSERVATION DISTRICT, FRESNO COUNTY FIRE PROTECTION DISTRICT AND THE CONSOLIDATED IRRIGATION DISTRICT.

WHEREAS, the Kingsburg City Council did conduct a duly-noticed public hearing, accepting written and oral testimony both for and against the initiation of proceedings for the annexation of 4.77 into the City of Kingsburg generally located on the west side of 10th Avenue between Kamm Avenue and Harold Street adjacent to the City of Kingsburg, and

WHEREAS, the subject territory is contained in the following APN: 394-021-015 (4.77 acres) and detailed in an attached map and legal description, and

WHEREAS, the City of Kingsburg desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, Division 3, commencing with Section 56000 of the California Government Code, for the proposed change of organization; and

WHEREAS, the specific changes of organization requested consists of annexation to the City of Kingsburg and detachment from the Kings River Conservation District, Fresno County Fire Protection District and Consolidated Irrigation District, and

WHEREAS, the territory proposed to be annexed is not inhabited, and on this day contains more than 12 registered voters, according to information received from the County Elections Officer; and

WHEREAS, a written description and map of the boundaries of the territory is set forth in Exhibit A attached hereto and by this reference incorporated herein; and

WHEREAS, this proposal is consistent with the sphere of influence (SOI) of the City of Kingsburg; and

WHEREAS, the Fresno County Fire Protection District and the City of Kingsburg have a transition agreement in full force and effect that applies to fire protection services within the annexed territory on file with the LAFCO Commission; and

WHEREAS, the City Council finds that the proposed annexation is consistent with the County's Master Property Tax Sharing Agreement, and

WHEREAS, the reasons for this proposed change of organization are as follows:

1. The subject property is within the SOI of the City of Kingsburg.
2. The subject site is bounded on two sides by urban development.
3. The subject territory is a county island in that property on three sides of subject site are already inside the Kingsburg city limits.
4. Sewer, water and storm drainage infrastructure is available to the subject territory.

5. The subject territory is within the service area of Kingsburg police and fires services.
6. The subject territory is within the Kingsburg General Plan and North Kingsburg Specific Plan planning areas.
7. The subject territory will be developed consistent with the land use designations outlined in the North Kingsburg Specific Plan.

WHEREAS, the Planning Commission held a public meeting on the proposed 4.77 acre annexation and after a duly noticed public hearing on the matter, recommended to the Kingsburg City Council that the annexation be initiated, and

WHEREAS, the City Council has considered the Negative Declaration prepared for the proposed change of organization and finds the Negative Declaration to be in compliance with the California Environmental Quality Act, and

WHEREAS, it has been determined that any environmental impacts associated with this annexation have been appropriately analyzed in the Final EIRs prepared for the Kingsburg General Plan and North Kingsburg Specific Plan, and a "Statement of Overriding Consideration" was adopted for each certified Final EIR and as a result it has been determined that the annexation will not have an adverse impact on the environment and a Negative Declaration has been prepared consistent with the California Environmental Quality Act.

WHEREAS, the City Council finds that the proposed reorganization is consistent with Section 210 of Fresno LAFCO's Policies, Standards and Procedures.

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Kingsburg 1) initiates the annexation of land generally located on the west side of 10th Avenue between Kamm Avenue and Harold Street adjacent to the City of Kingsburg, and comprising approximately 4.77 acres for the change of organization of territory as described in Exhibit A to the Resolution in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, and 2) finds that the proposed project will not have an adverse impact on the environment and approves the Negative Declaration prepared for this annexation.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Kingsburg duly called and held on the 3rd day of October, 2018, by the following vote:

AYES: Council Member(s): North, Smith, Dix, Blayney and Mayor Roman.
 NOES: Council Member(s): None.
 ABSENT: Council Member(s): None.
 ABSTAIN: Council Member(s): None.

APPROVED: Michelle Roman
 Michelle Roman, Mayor

ATTEST: Abigail Palsgaard
 Abigail Palsgaard, City Clerk

CITY CLERK'S CERTIFICATION
 I, Abigail Palsgaard, City Clerk of the City of Kingsburg, hereby certify that the foregoing is a true and correct copy of the complete original thereof on file with the City of Kingsburg.
 2-22-19 Abigail Palsgaard
 Date Abigail Palsgaard, City Clerk
 City of Kingsburg, CA

ATTACHMENT "A"

KAMM-ACADEMY NORTHWEST REORGANIZATION

ANNEXATION TO THE CITY OF KINGSBURG AND THE SELMA-KINGSBURG FOWLER SANITATION DISTRICT. AND DETACH FROM FRESNO COUNTY FIRE PROTECTION, KINGS RIVER CONSERVATION AND CONSOLIDATED IRRIGATION DISTRICTS

A portion of the Northeast quarter of Section 22, of Township 16 South, Range 22 East, Mount Diablo Base and Meridian, according to the United States Government Township Plat, in the County of Fresno, State of California, described as follows:

BEGINNING at the East Quarter Corner of said Section 22, said point also being on the existing City limits;

Thence, (1) North 00°09'00" East, along the East line of said Northeast quarter of said Section 22, and along the City limits, a distance of 992.02 feet to the TRUE POINT OF BEGINNING;

Thence, (2) continuing North 00°09'00" East, along the East line of the Northeast quarter of said Section 22, a distance of 330.67 feet;

Thence, (3) South 89°55'22" East and also along the City limits, a distance of 679.01 feet;

Thence, (4) South 00°06'45" West, leaving the existing City limits, a distance of 330.00 feet;

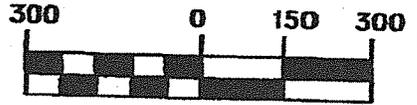
Thence, (5) North 89°55'01" West and along the existing City limits, a distance of 678.90 feet to the TRUE POINT OF BEGINNING.

Containing an area of 5.15 acres, more or less.

KAMM ACADEMY NORTHWEST REORGANIZATION

EAST KAMM AVENUE

SCALE: 1"=300'



LEGEND:

- = AREA TO BE ANNEXED
- = EXISTING CITY LIMITS

APN: 394-021-14

SOUTH ACADEMY AVENUE
(10TH AVENUE)

TRACT NO. 4872 V.63
PG. 70-71, F.C.R.

CITY LIMITS

③

S 89°55'22" E
679.01'

APN: 394-021-31

S 00°08'45" W
330.00'

APN: 394-021-15
PARCEL A
PARCEL MAP NO. 1299
REC. IN BK. 7 PG. 26 F.C.R.

②

678.90'
N 89°55'01" W

CITY LIMITS

TRUE POINT OF BEGINNING

⑤

①

892.02'
N 00°08'00" E

E. STROUD AVENUE

POINT OF BEGINNING E 1/4
CORNER OF SECTION 22,
TOWNSHIP 16 SOUTH, RANGE
22 EAST, M.D.B. & M.

