

**CERTIFICATE OF COMPLETION  
FRESNO LOCAL AGENCY FORMATION COMMISSION**

The Fresno Local Agency Formation Commission has completed the Conducting Authority proceedings.

The names of the agencies whose territory is changed and the type of change for each are:

Annexation to the City of Fresno and detachment from the Fresno County Fire Protection District and the Kings River Conservation District.

The County in which the entire boundary change occurred is Fresno County.

The short title of the reorganization proceeding is "Shields-Temperance No.2 Reorganization," ("Reorganization") LAFCo File No. RO-20-5.

The affected territory is uninhabited.

The Reorganization was ordered without an election, and Resolution No. RO-20-5A ordering the Reorganization was approved by the Fresno Local Agency Formation Commission on August 6, 2020.

Maps and legal descriptions of the territory affected by the Reorganization are set forth in Attachment "A."

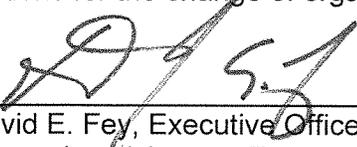
The condition of approval was as follows and has been complied with:

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 proceeding sentence, is defined to include, but is not limited to, whether or not the proposed project is materially similar to the project described in any application before the Commission.

Submittal of corrected legal description and map.

Satisfactory verification that the City has accepted a final map shall be submitted to the Executive Officer.

I, David E. Fey, Executive Officer of the Fresno Local Agency Formation Commission, do hereby certify that the attached maps and legal descriptions for the change of organization do comply with the Commission's resolution of approval.

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

Dated: October 28, 2020

# ATTACHMENT A

## SHIELDS – TEMPERANCE NO. 2 REORGANIZATION Page 1 of 2

Area to be detached from the Fresno County Fire Protection District and the Kings River Conservation District and Annexed to the City of Fresno.

All that portion of the Northwest Quarter of Section 26 and the Northeast quarter of Section 27, Township 13 South, Range 21 East, Mount Diablo Base and Meridian, according to the Official United States Government Township Plat thereof, described as follows:

**BEGINNING** at a point on the existing City Limits line of the City of Fresno, said point being a point on the North line of the Northwest quarter of said Section 26, said point being South 89°27'23" East, 30.00 feet from the Northwest corner of said Section 26; thence

- 1) Continuing along the existing City Limits line of the City of Fresno, South 89°27'23" East, 1294.04 feet along the North line of the Northwest Quarter of said Section 26 to the Northeast corner of the West half of the Northwest Quarter of said Section 26; thence
- 2) Continuing along said existing City Limits line of the City of Fresno, South 0°19'15" West, 1984.92 feet along the East line of the of the West half of the Northwest Quarter of said Section 26; thence
- 3) Continuing along said existing City Limits line of the City of Fresno, North 89°23'45" West, 465.01 feet along the South line of the North half of the Southwest quarter of the Northwest quarter of said Section 26; thence
- 4) Leaving said existing City Limits line of the City of Fresno, North 89°23'45" West, 620.00 feet along the South line of the North half of the Southwest quarter of the Northwest quarter of said Section 26 to a point on a line 269.00 feet East of and parallel with the West line of the Northwest quarter of said Section 26; thence
- 5) South 0°19'11" West, 641.26 feet along a line 269.00 feet East of and parallel with the West line of the Northwest quarter of said Section 26 to a point on the existing City Limits line of the City of Fresno; thence
- 6) Continuing along said existing City Limits line of the City of Fresno, North 89°22'32" West, 269.00 feet along a line 20.00 feet North of and parallel with the South line of the Northwest quarter of said Section 26 to a point on a line 30.00 feet West of and parallel with the West line of the Northwest quarter of said Section 26; thence
- 7) Leaving said existing City Limits line of the City of Fresno, North 0°19'11" East, 651.01 feet along a line 30.00 feet West of and parallel with the West line of the Northwest quarter of said Section 26 to a point on the existing City Limits line of the City of Fresno; thence

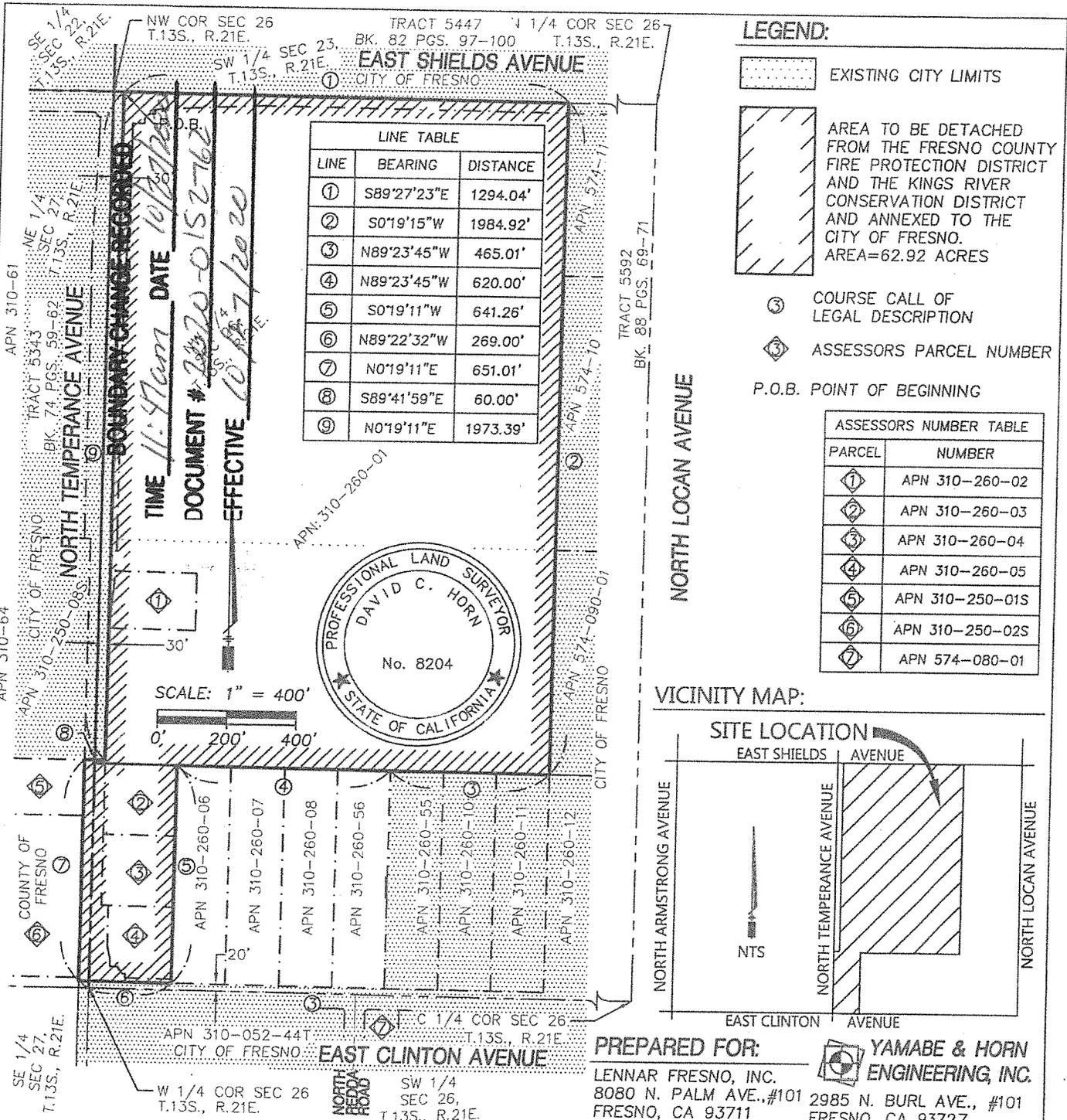
**BOUNDARY CHANGE RECORDED**

TIME 11:47am DATE 10/27/2020  
DOCUMENT # 2020-0159762  
EFFECTIVE 10/27/2020

**APPROVED**

LAFCO RES. # RU-20-SA  
August 6, 2020  
DATE

# ATTACHMENT A



**LEGEND:**

- EXISTING CITY LIMITS
- AREA TO BE DETACHED FROM THE FRESNO COUNTY FIRE PROTECTION DISTRICT AND THE KINGS RIVER CONSERVATION DISTRICT AND ANNEXED TO THE CITY OF FRESNO. AREA=62.92 ACRES
- COURSE CALL OF LEGAL DESCRIPTION
- ASSESSORS PARCEL NUMBER
- P.O.B. POINT OF BEGINNING

**PREPARED FOR:**  
LENNAR FRESNO, INC.  
8080 N. PALM AVE., #101  
FRESNO, CA 93711

**YAMABE & HORN ENGINEERING, INC.**  
2985 N. BURL AVE., #101  
FRESNO, CA 93727  
PH: (559) 244-3123  
FAX (559) 244-3120

RES. NO. \_\_\_\_\_ ADOPTED: \_\_\_\_\_

**SHIELDS - TEMPERANCE NO. 2**  
REORGANIZATION  
PORTION OF THE NORTHWEST 1/4 OF SECTION 26, & THE  
NORTHEAST 1/4 OF SECTION 27, T. 13 S., R. 21 E., M.D.B.&M.  
TO BE ANNEXED TO THE CITY OF FRESNO AND DETACHED FROM THE FRESNO COUNTY  
FIRE PROTECTION DISTRICT AND THE KINGS RIVER CONSERVATION DISTRICT

ALLOCATED TO COUNCIL DISTRICT NO. 4 AS PER COUNCIL DISTRICT MAP.

**APPROVED**

FILE NO. \_\_\_\_\_  
ANNEX. NO. \_\_\_\_\_  
ACRES 62.92  
COUNCIL DISTRICT NO. 4  
DRAWN BY: AA  
DATE: 7/17/2020  
PAGE 1 OF 1  
REVISED:

LAFCO RES. # 20-20-5A  
August 6, 2020  
DATE

# ATTACHMENT A

SHIELDS – TEMPERANCE NO. 2  
REORGANIZATION  
Page 2 of 2

- 8) Continuing along said existing City Limits line of the City of Fresno, South 89°41'59" West, 60.00 feet to a point on a line 30.00 feet East of and parallel with the West line of the Northeast quarter of said Section 26; thence
- 9) Continuing along said existing City Limits line of the City of Fresno, North 0°19'11" East, 1973.39 feet to the **POINT OF BEGINNING.**

Containing an area of 62.92 acres, more or less.

For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.



**BOUNDARY CHANGE RECORDED**

TIME 11:47am DATE 10/27/2020  
DOCUMENT # 2020-0152762  
EFFECTIVE 10/27/2020

**APPROVED**

LAFCO RES. # 20-20-SA  
August 6, 2020  
DATE

**RESOLUTION NO. RO-20-5A**

**A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION  
CONDUCTING AUTHORITY PROCEEDING FOR THE "SHIELDS-TEMPERANCE NO. 2  
REORGANIZATION"  
(LAFCO FILE NO. RO-20-5)**

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**WHEREAS**, these conducting authority proceedings concerning the approved annexation "Shields-Temperance No. 2 Reorganization" were duly conducted pursuant to Government Code ("GC") commencing with Sec. 56000; and

**WHEREAS**, reorganization proceedings were initiated by the City of Fresno to annex 72 acres to the City of Fresno and detach same from the Fresno County Fire Protection District and the Kings River Conservation District for territory located east of North Temperance Avenue between East Shields and East Clinton Avenues; and

**WHEREAS**, at its June 10, 2020, hearing the Commission conditionally approved the "Shields-Temperance No. 2 Reorganization" by adopting Resolution No. RO-20-5, and in consideration of written protest submitted by property owners and registered voters, pursuant to GC Sec. 57002 directed the Executive Officer to set the matter for a conducting authority proceeding, also known as a protest hearing; and

**WHEREAS**, August 6, 2020, the Executive Officer held a duly noticed protest hearing, as provided for in GC Sec. 57000 *et seq.* for the purpose of hearing objections and protests to the approved reorganization, to receive written protests, and to allow for the withdrawal of any written protests filed with the Commission prior to or at said hearing, if any; and

**WHEREAS**, all property owners in the affected territory were provided with written notification summarizing the approved reorganization, outlining the protest procedures and rules for protesting an uninhabited annexation, and an official LAFCo protest form; and

**WHEREAS**, at said protest hearing prior to consider protests and objections, the Executive Officer orally summarized Commission resolution no. RO-20-5 for those in attendance; and

**WHEREAS**, pursuant to the GC Sec. 57075, Commission actions for uninhabited annexations are limited to the following:

1. Terminate proceedings if the Executive Officer finds that written protests filed and not withdrawn prior to the conclusion of the hearing represent landowners owning 50 percent or more of the assessed value of land within the territory; or
2. Order the reorganization if written protests have been filed and not withdrawn by owners of land who own less than 50 percent of the total assessed value of land within the affected territory.

**WHEREAS**, following an opportunity for public testimony and an opportunity to file or

withdraw written protests, the Executive Officer reported three written protests were filed by landowners within the affected territory and not withdrawn; and

**WHEREAS**, the public portion was closed to examine the protest forms received and not withdrawn and to determine the number of landowner protests in accordance with GC sec. 57075(b); and

**WHEREAS**, it was reported that value of land for landowners who submitted protest was nineteen percent.

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

The Executive Officer acting as agent for the Commission hereby determines that Resolution No. RO-20-5 adopted at the regular LAFCo hearing on the 10<sup>th</sup> day of June 10, 2020, conditionally ordering the "Shields-Temperance No. 2 Reorganization" stands as ordered.

**ADOPTED BY THE FRESNO LOCAL AGENCY FORMATION COMMISSION THIS 6<sup>TH</sup> DAY OF AUGUST 2020.**

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 6th day of August 2020.

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