

RESOLUTION NO. CC 2020-40

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE INITIATING ANNEXATION OF 39.66 ACRES TO THE CITY OF ORANGE COVE AND DETACHMENT OF THE SAME FROM THE ORANGE COVE IRRIGATION DISTRICT AND THE ORANGE COVE POLICE PROTECTION DISTRICT.

WHEREAS, the Orange Cove 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 39.66 acres into the City of Orange Cove located at the northwest corner of Jacobs Avenue and Adams Avenue, and

WHEREAS, the applicant, Kevin Howard and Eric Waddell of 3825 E. Howard Avenue, Visalia, have requested the annexation of their property into the City of Orange Cove and detachment from the County of Fresno, the Orange Cove Irrigation District and the Orange Cove Police Protection District; and

WHEREAS, the subject territory is contained in APN 375-030-017 (39.66 acres) and detailed in the attached map and legal description (see Exhibits A and B); and

WHEREAS, the City of Orange Cove 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 territory proposed to be annexed is not inhabited, and on this day contains less 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 territories is set forth in 'Exhibit A' and 'Exhibit B' attached hereto and by this reference incorporated herein; and

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

WHEREAS, the Orange Cove Police Protection District and the City of Orange Cove have a transition agreement in full force and effect that applies to police protection services within the annexed territory on file with the LAFCO Commission; and

WHEREAS, the City Council finds the following for proposed the proposed annexation:

1. The annexation is consistent with the County's Master Property Tax Sharing Agreement.
2. The subject territory is within Orange Cove's Sphere of Influence (SOI).
3. The subject territory is bounded on two sides by land that supports urban development.

4. Sewer, water and storm drainage infrastructure is available to the subject territory.
5. The subject territory is within the service area of Orange Cove Police and Fire services.
6. The subject territory is within the Orange Cove General Plan planning area and designated as high density residential by the Land Use Element.

WHEREAS, the Planning Commission held a public meeting for the proposed 39.66-acre annexation after a duly noticed public hearing on the matter and recommended to the Orange Cove 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 follow the California Environmental Quality Act, and

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

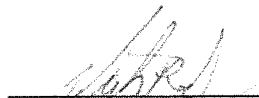
NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Orange Cove hereby, (1) initiates the annexation of land located at the northwest corner of Jacobs and Adams Avenue and adjacent to the City of Orange Cove, and comprising approximately 39.66 acres for the change of organization of territory as described in Exhibit 'A' and 'B' to the resolution in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, and (2) further finds that the proposed project will not have an adverse impact on the environment and approves the Negative Declaration on said annexation.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Orange Cove duly called and held on the 28th day of October, 2020, by the following vote:

AYES: Lopez, Silva, R. Rodriguez, Cervantes, E. Rodriguez
NOES: None
ABSTAIN: None
ABSENT: None

The foregoing resolution is hereby approved.

Mayor:



Victor P. Lopez

ATTEST:



June Bracamontes, City Clerk

HOWARD REORGANIZATION

Exhibit 'A'

Annexation to the City of Orange Cove

That portion of Section 12 of Township 15 South, Range 24 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, described as follows:

Beginning at the South quarter corner of said Section 12, said point being on the existing City Limit Line;

- Course 1: thence South 89°58'00" West, along said existing City Limit Line and the South line of said Section 12, a distance of 1305.39 feet more or less;
- Course 2: thence North 00°35'46" West departing from said City Limit Line, 997.70 feet more or less to the southerly Right of Way Line of the Friant Kern Canal;
- Course 3: thence North 62°28'19" East along said southerly Right of Way Line, 456.41 feet more or less, to an angle point therein;
- Course 4: thence North 63°17'19" East along said southerly Right of Way Line, 696.15 feet more or less, to an angle point therein;
- Course 5: thence North 62°28'19" East along said southerly Right of Way Line, 271.48 feet more or less, to the West Right of Way line of Jacobs Avenue;
- Course 6: thence North 89°00'39" East, 20.00 feet, to the West line of the Southwest quarter of said Section 12;
- Course 7: thence South 00°59'21" East along said West line, 1646.81 feet, to the Point of Beginning;

(Consisting of 39.66 acres more or less)



