

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

The Fresno Local Agency Formation Commission waived 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 Fowler and the Selma-Kingsburg-Fowler County Sanitation District and detachment from the Fresno County Fire Protection District, the Kings River Conservation District and the Consolidated Irrigation District.

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

The short title of the reorganization proceeding is "Marshall Elementary School Annexation," LAFCo File No. RO-21-11.

The affected territory is uninhabited.

The Reorganization was ordered without an election, and Resolution No. RO-21-11 ordering the Reorganization was approved by the Fresno Local Agency Formation Commission on February 9, 2022.

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 prior to completion (recording) of the annexation.

The Selma-Kingsburg-Fowler County Sanitation District's annexation fee shall be paid to the District prior to recording. The proponents shall provide evidence to the Executive Officer as verified by the District that the condition had been met prior to recording.

I, Brian Spanhurst, 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.



Brian Spanhurst, Executive Officer
Fresno Local Agency Formation Commission

Dated: July 1, 2022

ATTACHMENT A

City of Fowler Marshall Elementary School Annexation

GEOGRAPHIC DESCRIPTION

All that certain property, situated in the southwest quarter of Section 10, Township 15 South, Range 21 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, being more particularly described as follows:

BEGINNING at the intersection of the easterly prolongation of the south line of the north half of Lot 4 of Norris Colony according to the map thereof recorded in Book 2 of Plats at Page 28, Fresno County Records and the east line of the southwest quarter of said Section 10, said point lies North 01° 18' 48" East, a distance of 666.50 feet from the south quarter corner of said Section 10, said point lying on the existing boundary of the City of Fowler; thence along the existing boundary of the City of Fowler

- 1) North 89° 16' 15" West, along said easterly prolongation and the south line of the north half of said Lot 4, a distance of 647.58 feet to the southwest corner of the south 239.25 feet of the east 617.55 feet of the north half of said Lot 4; thence leaving the existing boundary of the City of Fowler
- 2) North 01° 18' 48" East, along the west line of the south 239.25 feet of the east 617.55 feet of the north half of said Lot 4, a distance of 239.26 feet to northwest corner of the south 239.25 feet of the east 617.55 feet of the north half of said Lot 4; thence
- 3) South 89° 16' 15" East, along the north line and the easterly prolongation of the north line of the south 239.25 feet of the east 617.55 feet of the north half of said Lot 4, a distance of 647.58 feet to the east line of the southwest quarter of said Section 10 and the existing boundary of the City of Fowler; thence
- 4) South 01° 18' 48" West, along said east line and the existing boundary of the City of Fowler, a distance of 239.26 feet to the POINT OF BEGINNING.

Containing 3.56 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.

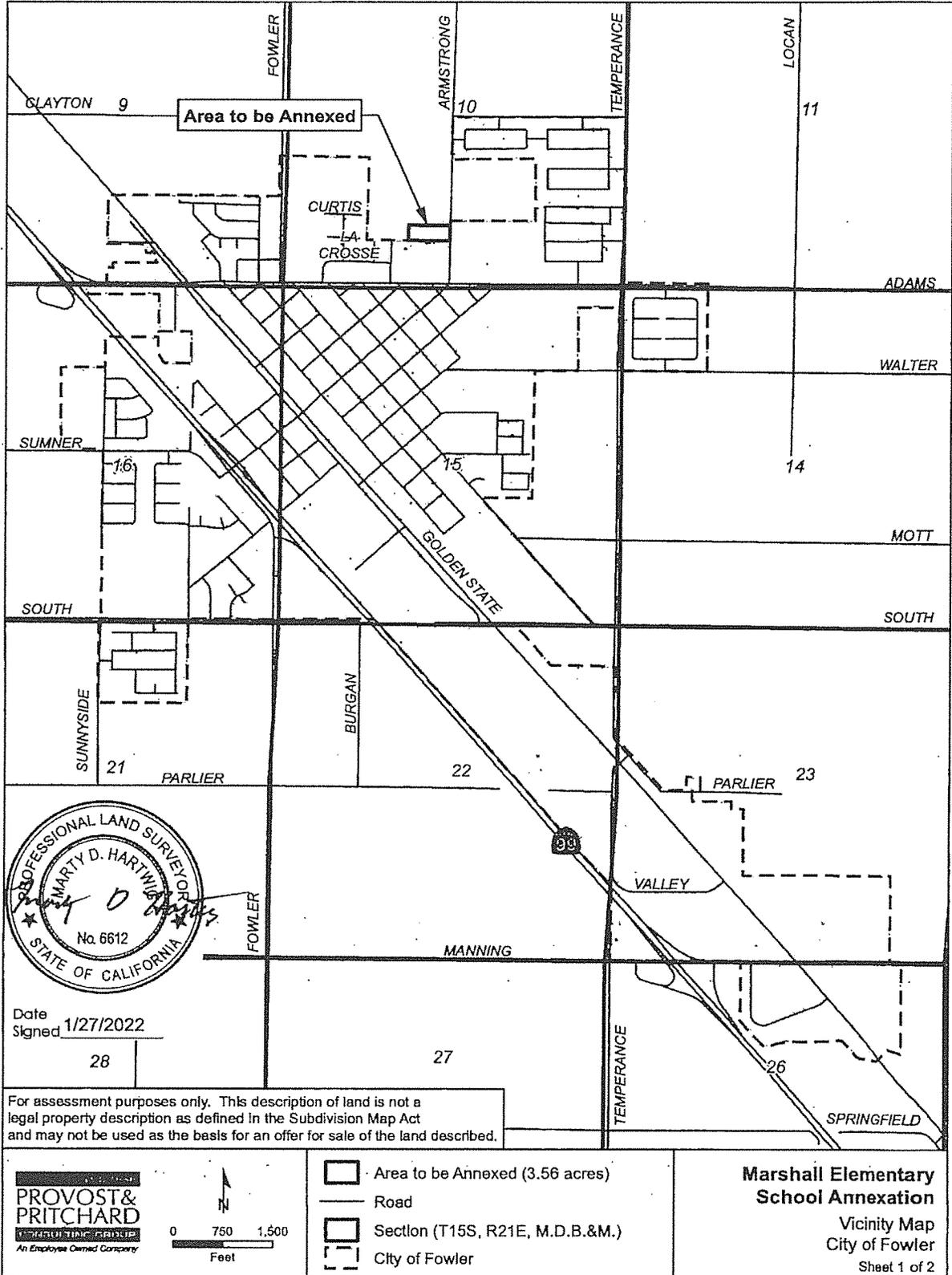
APPROVED
LAFCO RES. # 20-21-11
7-1-2022
DATE



Date 1/27/2022
Signed _____

BOUNDARY CHANGE RECORDED

TIME 2:25PM **DATE** 7-7-2022
DOCUMENT # 2022-0086564
EFFECTIVE 7-1-2022



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RESOLUTION NO. RO-21-11

**A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION
APPROVING THE CITY OF FOWLER "MARSHALL ELEMENTARY SCHOOL
ANNEXATION"
WITH CONDITIONS
(LAFCO FILE NO. RO-21-11)**

WHEREAS, reorganization proceedings were initiated by the City of Fowler consisting of the annexation of 3.5 acres to the City of Fowler and Selma-Kingsburg-Fowler County Sanitation District and detachment from the Fresno County Fire Protection District, the Kings River Conservation District, and the Consolidated Irrigation District for territory located on the north corner of East Adams Avenue and North Armstrong Avenue, said territory being described by Attachment "A," attached hereto and by this reference incorporated herein; and

WHEREAS, the application was submitted to the Fresno Local Agency Formation Commission ("LAFCo" or "Commission") by the City of Fowler as required by State law, and the application for said proposed reorganization was accepted for filing by the Executive Officer and set for hearing on the 9th day of February 2022, at the hour of 1:30 p.m.; and

WHEREAS, notice of the hearing to consider the Proposal was given as required by State law; and

WHEREAS, the Executive Officer reviewed the Proposal and prepared a report to the Commission, including a recommendation for approval upon certain conditions, said report having been mailed at least five days before said hearing and was duly considered by the Commission pursuant to State law; and

WHEREAS, acting as "Responsible Agency" under the California Environmental Quality Act ("CEQA") the Commission considered the CEQA documents filed and adopted by the City of Fowler acting as the "Lead Agency" under CEQA for the Proposal and associated rezoning, which was included in the Executive Officer's report to the Commission; and

WHEREAS, the Commission considered all relevant factors and evidence and heard all interested parties wishing to speak on the Proposal.

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

- A. Acting as a Responsible Agency pursuant to California Environmental Quality Act ("CEQA") Guidelines, find that prior to approving the proposed annexation, the environmental effects of the proposal as shown in the CEQA documents prepared, adopted, and submitted by the Lead Agency, were reviewed and considered, and determine these documents to be adequate pursuant to CEQA Guidelines section 15096.

ADOPTED THIS 9th DAY OF FEBRUARY 2022 BY THE FOLLOWING VOTE:

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

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- B. Find that the proposed reorganization is consistent with LAFCo Policies, Standards, and Procedures and the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (“CKH”).
- C. Find pursuant to CKH and information in the record that:
 - a. The territory is uninhabited; and
 - b. All landowners and affected agencies have consented to the reorganization.
- D. Assign the distinctive short form designation “Marshall Elementary School Annexation” and approve the annexation and detachments subject to the following conditions of approval:
 - a. Submittal of corrected legal description and map.
 - b. Satisfactory verification that the City has accepted a final map shall be submitted to the Executive Officer prior to completion (recordation) of the annexation.
 - c. Ownership of land permitting, the annexation shall include the full-width right-of-way along Armstrong Avenue, including the segment of Armstrong Avenue up to the City’s existing city limits to the north.
 - d. The Selma-Kingsburg-Fowler County Sanitation District’s annexation fee shall be paid to the District prior to recordation. The proponents shall provide evidence to the Executive Officer as verified by the District that the condition has been met prior to recordation.
- E. Waive further Conducting Authority Proceedings and order the reorganization subject to the requirements of CKH.
- F. 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.

ADOPTED THIS 9th DAY OF FEBRUARY 2022 BY THE FOLLOWING VOTE:

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

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

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

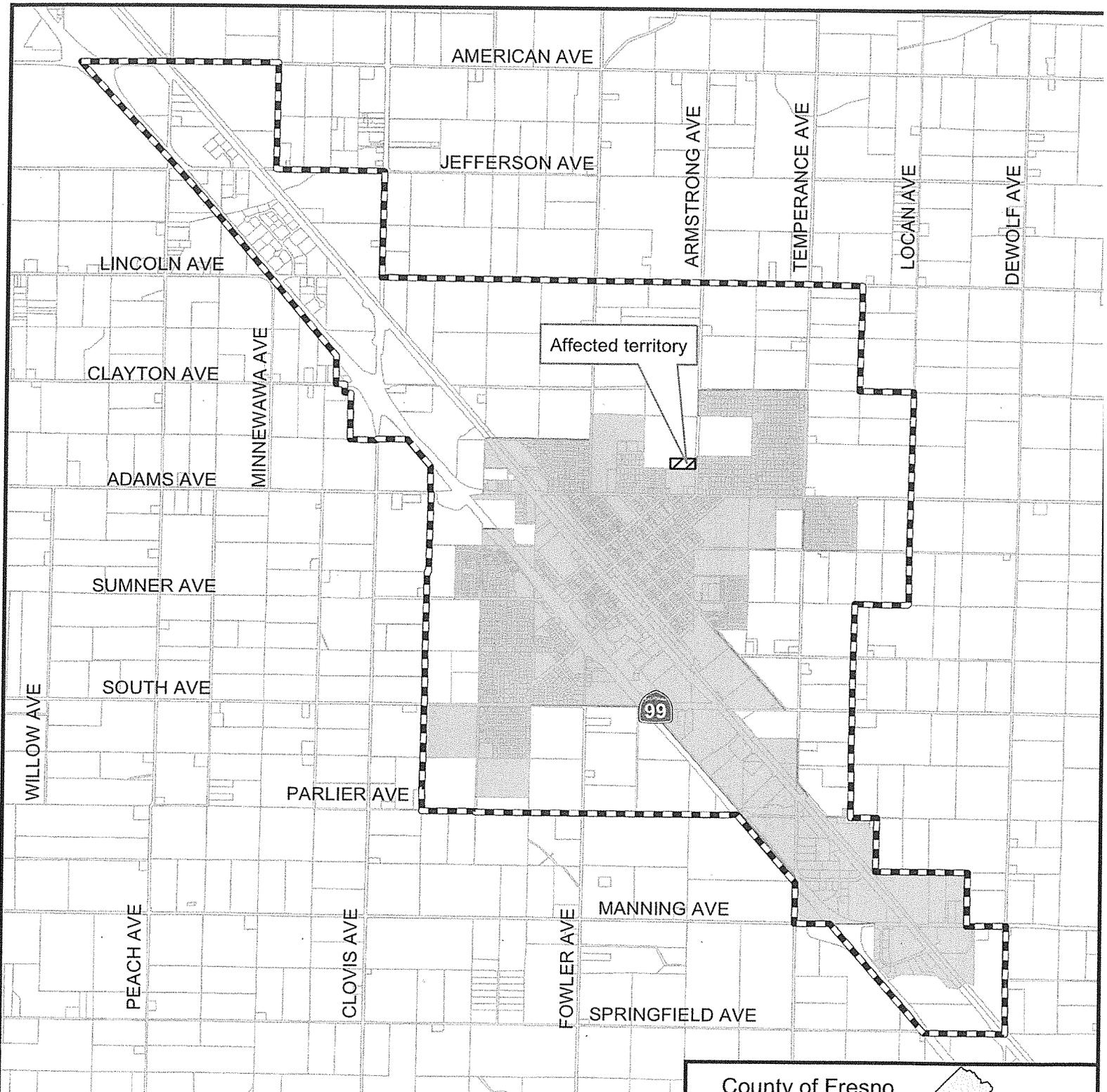
CERTIFICATION

I, David E. Fey, Executive Officer, Fresno Local Agency Formation Commission, hereby certify that the foregoing resolution was adopted by the Commission on the 9th day of February 2022.

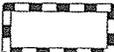


David E. Fey, Executive Officer
Fresno Local Agency Formation Commission

Attachment A



Fresno Local Agency Formation Commission

-  Sphere of influence
-  City limits
-  Affected territory

