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FEBRUARY 5, 2010**

**LOCAL AGENCY FORMATION COMMISSION
MEETING AGENDA**

Wednesday, February 10, 2010
9:00 a.m.

Room 381B
Kenneth Hahn Hall of Administration
500 West Temple Street, Los Angeles 90012

A person with a disability may contact the LAFCO office at (818) 254-2454 at least 72 hours before the scheduled meeting to request receipt of an agenda in an alternative format or to request disability-related accommodations, including auxiliary aids or services, in order to participate in the public meeting. Later requests will be accommodated to the extent feasible.

The entire agenda package and any meeting related writings or documents provided to a majority of the Commissioners after distribution of the agenda package, unless exempt from disclosure pursuant to California Law, are available at the LAFCO office and at www.lalafco.org.

1. **CALL MEETING TO ORDER.**
2. **PLEDGE OF ALLEGIANCE WILL BE LED BY CHAIRMAN GLADBACH.**
3. **GOVERNMENT CODE § 56857 NOTICES**
(For Informational Purposes Only, Receive and File)

Upon receipt of any proposed change of organization or reorganization that includes the annexation of territory to any district, if the proposal is not filed by the district to which annexation is proposed, Government Code Section 56857 requires LAFCO to place the proposals on its agenda for informational purposes only.

- a. Los Angeles County Waterworks District No. 40 – Annexation No. 2009-15.
- b. Los Angeles County Waterworks District No. 29 –
Reorganization No. 2009-16.

4. **CONSENT ITEMS**

All matters are approved by one motion unless held by a Commissioner or member(s) of the public for discussion or separate action.

- a. Approve Minutes of January 13, 2010.
- b. Operating Account and Check Register of the month of January 2010.
- c. Receive and file update on pending applications.

5. **OTHER ITEMS**

1. CALAFCO Status – Oral report

6. **PUBLIC COMMENT**

This is the opportunity for members of the public to address the Commission on items that are not on the posted agenda, provided that the subject matter is within the jurisdiction of the Commission. Speakers are reminded of the three-minute time limitation.

7. **FUTURE MEETINGS**

March 10, 2010
April 14, 2010
May 12, 2010
June 9, 2010

8. **FUTURE AGENDA ITEMS**

Items not on the posted agenda which, if requested, will be referred to staff or placed on a future agenda for discussion and action by the Commission, or matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Commission subsequent to the posting of the agenda.

9. **ADJOURNMENT MOTION**

Staff Report

February 10, 2010

Agenda Item No. 3.

GOVERNMENT CODE § 56857 NOTICES

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Upon receipt of any proposed change of organization or reorganization that includes the annexation of territory to any district, if the proposal is not filed by the district to which annexation of territory is proposed, Government Code section 56857 requires LAFCO to place the proposal on its agenda for informational purposes only. Within 60 days of the meeting date, the annexing district may adopt and submit to LAFCO a resolution requesting termination of the annexation proceedings. The law requires that the annexing district "present written findings supported by substantial evidence in the record that the termination request is justified by a financial or service related concern." Prior to the Commission's determination of termination of proceedings the resolution is subject to judicial review.

Waiver of 60-Day Termination Period

Under section 56857, LAFCO may not hear and consider the proposed annexation until the 60-day termination period has expired. The Code provides, however, that the Commission may waive the 60-day termination period if the annexing district adopts and submits to LAFCO a resolution supporting the change of organization or reorganization.

The following is a summary of the annexation proposals filed with LAFCO:

- a. *Project Description – Annexation No. 2009-15 to Los Angeles County Waterworks District No.40, Antelope Valley.*

Eastside Union School District, landowner filed an application to annex 5.03 acres of vacant land into the boundary of Los Angeles County Waterworks District No. 40 for the future construction of a school.

Project Location - The project site is located at the southeast corner of Kettering St and 30th Street East, in the City of Lancaster.

- b. *Project Description –Reorganization No. 2009-16 to Los Angeles County Waterworks District No. 29, Malibu.*

MHAB Trust, landowner filed an application to annex 56.00 acres of vacant land into the boundary of Los Angeles County Waterworks District No. 29 for the future development of 5 single family homes.

Project Location - The project site is located north of Palm Canyon Lane between Cross Creek Road and Serra Road, in unincorporated county territory.

Recommended Action

Receive and file.