

**LOCAL AGENCY FORMATION COMMISSION
MEETING AGENDA**

Wednesday, March 11, 2009
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.

NOTICE OF CLOSED SESSION

CS-1 PUBLIC EMPLOYEE PERFORMANCE GOALS

The Commission will meet in Closed Session pursuant to Government Code Section 54957 to consider performance goals for the Executive Officer.

1. **CALL MEETING TO ORDER.**
2. **PLEDGE OF ALLEGIANCE WILL BE LED BY CHAIRMAN GLADBACH.**
3. **PUBLIC HEARING**
 - a. City of Lomita Reorganization No. 2008-03.
4. **PROTEST HEARINGS**
 - a. Los Angeles County Sanitation District No. 14 – Annexation No. 329.
 - b. Los Angeles County Sanitation District No. 14 – Annexation No. 331.

5. **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 February 25, 2009.
- b. Approve Operating Account Check Register for February 2009
- c. Receive and file update on pending applications.
- d. Los Angeles County Sanitation District No. 14 – Annexation No. 337.
- e. Los Angeles County Sanitation District No. 14 – Annexation No. 341.

6. **OTHER ITEMS**

- a. CALAFCO University - SB 375 Class on March 12, 2009.
- b. Incorporation Report
 - 1) East Los Angeles
 - 2) Rowland Heights – Waiver of Application Fee

7. **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.

8. **FUTURE MEETINGS**

March 25, 2009
April 8, 2009
April 22, 2009
May 13, 2009

9. **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.

10. **ADJOURNMENT MOTION**

Staff Report

March 11, 2009

Agenda Item No. 3a

CITY OF LOMITA REORGANIZATION NO. 2008-03 (Cypress Reservoir)

Agenda Item No.3a is a continuation from the Commission's December 10, 2008 meeting regarding the City of Lomita's proposal requesting reorganization of approximately 1.12 acres of uninhabited territory. The request includes detachment of territory from the City of Rolling Hills Estates and annexation of the same territory to the City of Lomita.

History: At the January 14, 2009 meeting, staff reported that the City of Lomita had not finalized recordation of a lot line adjustment within the proposed territory. All issues regarding the lot line adjustment have been resolved.

Status: The City of Lomita submitted copies of the map and legal description to LAFCO. LAFCO then submitted the map and legal description to the County Assessor's office for review. The Assessor's office has tentatively approved the map and legal description but is waiting for the City to submit the deed and street vacation. The City of Rolling Hills Estates City Council is to consider the street vacation on Tuesday, March 10, 2009. If the street vacation is not approved at the time, the Executive Officer will recommend that this item be continued.

Related Jurisdictional Changes: Jurisdictional boundary changes include detachment of the subject territory from the City of Rolling Hills Estates and the Palos Verdes Library District, and annexation of the same said territory to the City of Lomita. Related jurisdictional changes include withdrawal from County Lighting Maintenance District 10075, and amendment of the spheres of influence of the City of Lomita, the City of Rolling Hills Estates, and the Palos Verdes Library District.

Proposal Area: The affected territory consists of two irregularly shaped parcels of land. The site, known as the Cypress Reservoir, includes a water well and an above-ground water reservoir utilized for municipal services by the City of Lomita. The property however, is located within the City of Rolling Hills Estates.

In 1954, Los Angeles County Waterworks District No. 13 was granted a water supply permit for the existing water and storage facility. Waterworks District No. 13 provided water service to Lomita until its dissolution. Upon dissolution of the District, ownership of the water system was transferred to the City.

Purpose of Request: The City of Lomita requests the reorganization in order to place property owned by the City and used for the provision of municipal water service, under the jurisdictional control of the City. Lomita also seeks to avoid further payment of property taxes on the property.

Location: The subject territory is located at the southern terminus of Cypress Street, south of Pacific Coast Highway.

Factors of Consideration Pursuant to Government Code Section 56668:

1. ***Population:*** The estimated population of the reorganization area is 0. It is unlikely that there will be any significant population growth in the area since no residential or commercial uses are planned.
2. ***Registered Voters/Landowners:*** As of March 10, 2008, the County Registrar-Recorder certified that there were no registered voters residing within the affected territory.
3. ***Topography, Natural Boundaries and Drainage Basins:*** The water reservoir is located on a hill in order to provide sufficient water pressure. There are no natural boundaries.
4. ***Zoning, Present and Future Land Use:*** The current city of Rolling Hills zoning designation for the subject property is Open Space - private parks and private land reserved for open spaces. Present land use is water well and reservoir.

No future change in land use is anticipated.

5. ***Surrounding Land Use:*** Land uses north of the affected territory are primarily single-family residential. Land use to the south, east, and west is vacant land and some material storage.
6. ***Pre-zoning and Conformance with the General Plan:*** The City of Lomita adopted a General Plan Amendment (Resolution No. 2006-46) and pre-zoning ordinance for the subject area (Ordinance No. 694) designating the zoning as “Open Space.”
7. ***Assessed Value, Tax Transfer:*** The total assessed value of land is \$1,701,241. All agencies have adopted a tax transfer resolution.
8. ***Governmental Services and Control, Availability and Adequacy:*** Upon reorganization, the City of Lomita will provide most services to the area. Services will be provided to the affected territory at the same level of service or a greater level as the City of Rolling Hills Estates provided upon approval of this reorganization proposal.
 - a. **Fire and Emergency Services:** The area is within the Consolidated Fire Protection District of Los Angeles County. There will be no change in the current level or range of service.
 - b. **Flood Control:** Flood control services will continue to be provided by the County Flood Control District.
 - c. **Library:** Library services in the area are currently within the Palos Verdes Library District. Upon approval of reorganization, the affected territory will be detached from the District and included within the Los Angeles County Public Library service area.
 - d. **Park & Recreational Services:** Rolling Hills Estates currently provides park and recreational services within the affected territory. Upon approval of reorganization, Lomita will provide park and recreational services.

- e. Police: Law enforcement services are currently provided by the Los Angeles County Sheriff's Department. The County Sheriff is also a contract service provider for the City of Lomita. There will be no change in the current level of service
 - f. Solid Waste Services: The City of Lomita utilizes a private collection company (Cal Met).
 - g. Street and Road Maintenance: The City of Lomita is to maintain the main access road.
 - h. Water: There will be no change in service. The City of Lomita already provides service to the site.
 - i. Waster Water Service: There will be no change in service. Lomita provides the service to its water facilities.
9. ***Alternative Course of Action***: There is no alternative course of action that will achieve the purpose of this request - placement of city-owned land, used for municipal purpose, under the City of Lomita's jurisdiction.
10. ***Effects of the Proposal on Adjacent Areas and the County***: The proposed reorganization will have no effect on the surrounding areas or the County. The alternative governmental option would be to deny the request. In which case, City of Lomita infrastructure would remain on property under the City of Rolling Hills Estates' jurisdiction.
11. ***Effects on Agricultural and Open-Space Lands***: The proposal will not impact agricultural or open-space lands.
12. ***Boundaries and Lines of Assessment***: The proposal will conform to the Assessor's lines of assessment once the Assessor updates its records to reflect the lot line adjustment and street vacation. This proposal does not create any new islands of unincorporated county territory.
13. ***Sphere of Influence***: The affected territory is currently within the City of Rolling Hills Estates' sphere of influence, upon amendment; the territory will be in Lomita's sphere of influence. The proposal also requires an amendment to the Palos Verdes Library District's sphere of influence reflecting detachment of the subject territory.
14. ***Comments from Affected Agencies***: There were no concerns from affected agencies.
15. ***Timely Availability of Water Supplies***: Water is already provided to the area by Lomita.
16. ***Regional Housing Needs***: Reorganization of the affected territory is not likely to result in the construction of new housing units.
17. ***Environmental Justice***: The affected territory is uninhabited and contains an existing public facility; therefore, its annexation will have no affect with respect to the fair treatment of people of all races and income, or the location of public facilities or services.

Correspondence: Staff has received no correspondence regarding this reorganization proposal.

CEQA: As Lead Agency, the City of Lomita adopted a Negative Declaration for the project on September 18, 2006, Resolution No. 2006-24.

Waiver of Protest Proceedings: Pursuant to Government Code Section 56663(c) all owners of land within the affected territory have consented to the change of organization. To date, no subject agency has submitted written opposition to waiver of the protest proceedings.

Conclusion: Staff recommends approval of Lomita's reorganization request upon approval of the street vacation by the City of Rolling Hills City Council. The proposal will conform to the Assessor's lines of assessment once the Assessor updates its records to reflect the lot line adjustment and street vacation. The annexation is a logical and reasonable reorganization of territory between the Cities of Lomita and Rolling Hills Estates.

Recommendation:

1. Open the public hearing and receive testimony on the proposed annexation.
2. There being no further testimony, close the public hearing.
3. Adopt the Resolution Making Determinations Approving and Ordering City of Lomita Reorganization No. 2008-03, and Amending the Spheres of Influence of the Cities of Lomita and Rolling Hills Estates and the Palos Verdes Library District.

RESOLUTION NO. 2008-00RMD
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR LOS ANGELES COUNTY
MAKING DETERMINATIONS APPROVING AND ORDERING
"CITY OF LOMITA REORGANIZATION NO. 2008-03" AND AMENDING
THE SPHERES OF INFLUENCE OF THE CITIES OF LOMITA
AND ROLLING HILLS ESTATES AND THE PALOS
VERDES LIBRARY DISTRICT

WHEREAS, the City of Lomita (the “City”) adopted a resolution of application to initiate proceedings before the Local Agency Formation Commission for Los Angeles County (the “Commission”), pursuant to, Part 3, Division 3, Title 5, of the California Government Code (commencing with section 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for reorganization of territory herein described as the detachment of territory from the City Rolling Hills Estates and the Palos Verdes Library District , and annexation of said territory to the City of Lomita, and including withdrawal from County Lighting Maintenance District 10075; and

WHEREAS, the proposed annexation consists of 1.12 ± acres of uninhabited territory and is assigned the following distinctive short form designation: "City of Lomita Reorganization No. 2008-03;" and

WHEREAS, a description of the boundaries and map of the proposal are set forth in Exhibits “A” and “B”, attached hereto and by this reference incorporated herein; and

WHEREAS, the principal reason for this reorganization is to allow the City of Lomita governmental jurisdiction over property owned and used for municipal services as part of the City’s water system; and

WHEREAS, the Executive Officer has reviewed the proposal and submitted to the Commission a report, including his recommendations therein; and

WHEREAS, on November 19, 2008, December 10, 2008, and March 11, 2009, after being

duly and properly noticed, this proposal came on for hearing at which time this Commission heard and received all oral and written testimony, objections and evidence which were made, presented or filed, and all persons present were given an opportunity to hear and be heard with respect to this proposal and the report of the Executive Officer.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Commission, acting in its role as a responsible agency with respect to Reorganization No. 2008-03 pursuant to California Environmental Quality Act ("CEQA") Guidelines Section 15096, certifies that it has independently considered and reached its own conclusions regarding the environmental effects of the proposed project and the environmental document adopted by the City of Lomita as lead agency, namely City of Lomita Resolution No.2006-24, approving and adopting a Negative Declaration for the reorganization and has determined that the document adequately addresses the environmental impacts of the project. The Commission also finds that it has complied with the requirements of CEQA with respect to the process for a responsible agency, and hereby adopts by reference the environmental findings previously adopted by the lead agency in connection with its approval of the project.
2. The Commission hereby amends the spheres of influence of the Cities of Lomita and Rolling Hills Estates, and the Palos Verdes Library District, to remove the territory described in Exhibits A and B from the spheres of influence of the City of Rolling Hills Estates and the Palos Verde Library District and to add the same territory to the City of Lomita's sphere of influence and make the following determinations in accordance with Government Code Section 56425:

- a. Present and planned land uses in the area:
Present land use is water well and reservoir. No future change in land use is anticipated.
 - b. Present and probable need for public facilities and services:
The subject territory is part of the City of Lomita's public works infrastructure. The water system facilities on the site require and receive routine and ongoing maintenance from the City.
 - c. The present capacity of public facilities:
The City of Lomita provides an array of public services to its residents, which includes law enforcement, community development, recreation and park services, and water. Its ability to provide an adequate and dependable supply of water will be enhanced by annexation of this water facility and its eventual expansion.
 - d. The existence of any social or economic communities of interest:
The subject territory is within the City of Lomita's social and economic communities of interest, since it is owned by the City and is being used for municipal purposes.
3. A description of the boundaries and map of the proposal, as approved by this Commission, are set forth in Exhibits A and B, attached hereto and by this reference incorporated herein.
 4. The affected territory consists of 1.12 acres, is uninhabited, and is assigned the following short form designation:

"City of Lomita Reorganization No. 2008-03"
 5. City of Lomita Reorganization No. 2008-03 is hereby approved, subject to the following terms and conditions:
 - a. Detachment of the territory described in Exhibits A and B from the City of Rolling Hills Estates.
 - b. Detachment of the territory described in Exhibits A and B from the Palos Verdes Library District.
 - c. Annexation of the territory described in Exhibits A and B to the City of Lomita.

- d. Withdrawal of the territory described in Exhibits A and B from the County Lighting Maintenance District 10075.
 - e. The territory so reorganized shall be subject to the payment of such service charges, assessments or taxes as may be legally imposed by the City of Lomita.
 - f. The regular County assessment roll shall be utilized by the City of Lomita.
 - g. The territory will not be taxed for existing bonded indebtedness of the City of Lomita.
6. Pursuant to Government Code Section 56663(c), the Commission hereby finds and determines that:
- i. The territory to be annexed is uninhabited;
 - ii. All owners of land within the affected territory have given their written consent to the change of organization; and
 - iii. No subject agency has submitted written opposition to a waiver of protest proceedings.

Based thereon, protest proceedings are waived.

- 7. The Commission hereby orders City of Lomita Reorganization No. 2008-03, subject to the terms and conditions set forth in paragraph above.
- 8. The Executive Officer is directed to transmit a certified copy of this resolution to the City of Lomita, upon the City's payment of the applicable fees required by Government Code Section 54902.5 and prepare, execute and file a certificate of completion with the appropriate public agencies, pursuant to Government Code Section 57200, et seq.

PASSED AND ADOPTED this 11th day of March 2009.

Ayes:

Noes:

Absent:

Abstain:

SANDOR L. WINGER, Executive Officer

Staff Report

March 11, 2009

Agenda Item No. 4a

**Protest Hearing on Annexation No. 329 to
Los Angeles County Sanitation District No. 14**

On January 28, 2009 your Commission approved a request initiated by Los Angeles County District No. 14 to annex 45.117± acres of inhabited territory into the boundaries of District No. 14. The Protest Hearing before you today will satisfy the requirements of Government Code section 57000, *et seq.*

The annexation proposal is summarized as follows:

Proposal Area: The territory is currently being developed to include a total of 169 proposed single-family homes, located within a residential community. The territory already consists of 99 single-family homes. The proposal area will also include the construction of 70 proposed single-family homes.

Population: The current population is estimated at 321 residents.

Landowners: There are numerous landowners within the annexation territory.

Topography, Natural Boundaries and Drainage Basins: The topography is flat.

Zoning, Present and Future Land Use: The current zoning is R-7,000 and R-10,000; single-family residential with a minimum lot size of 7,000 square feet and 10,000 square feet. The subject territory consists of two parcels. Parcel 1 is zoned R-7,000 and R-10,000. Parcel 2 is zoned R-7,000. The present and proposed land use is residential.

Surrounding Land Use: The surrounding land use is abandoned farm to the south and vacant to the north, east, and west.

Governmental Services and Control, Availability and Adequacy: The subject territory is already being serviced by the District. The area was included in the future service area that might be served by the District and the District's future wastewater management needs were addressed in the Lancaster Water Reclamation Plant (LWRP) 2020 Facilities Plan. The wastewater generated by the annexation will be treated at the LWRP. The District has adequate capacity to collect, treat, and dispose of wastewater generated by the subject territory.

Effects on agricultural or open-space lands: The proposal will not have an effect on agricultural or open space lands.

Boundaries and Lines of Assessment: The boundary of the proposed annexation conforms to the recorded lines of assessment.

Sphere of Influence: The subject territory is within the sphere of influence of District No.14.

Tax Resolution: All affected agencies have adopted a negotiated tax exchange resolution.

CEQA: As a responsible agency, the Commission relied upon the three separate negative declarations adopted by the City of Lancaster for its approval of this proposal.

Correspondence: No correspondence has been received.

Recommended Action:

1. Open the protest hearing and receive written protests.
2. Close protest hearing.
3. Instruct the Executive Officer, pursuant to Government Code Section 57075, to determine the value of protests filed and not withdrawn and report back to the Commission with the results.
4. Based upon the results of the protest hearing either adopt a resolution terminating the annexation proceedings if a majority protest exists, ordering Annexation No. 329 to Los Angeles County Sanitation District No. 14 directly or ordering the annexation subject to confirmation by the registered voters of the affected territory.

RESOLUTION NO. 2009-00PR
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR LOS ANGELES COUNTY
MAKING DETERMINATIONS ORDERING
ANNEXATION NO. 329 TO
LOS ANGELES COUNTY SANITATION DISTRICT NO. 14

WHEREAS, the Los Angeles County Sanitation District No. 14 filed an application to initiate proceedings before the Local Agency Formation Commission for Los Angeles County (the Commission) pursuant to Part 3, Division 3, Title 5 of the California Government Code (commencing with section 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for the annexation of territory to the Los Angeles County Sanitation District No. 14; and

WHEREAS, the principal reason for the proposed annexation is to provide offsite sewage disposal for 99 existing single-family homes and 70 proposed single-family homes; and

WHEREAS, a description of the boundaries and map of the proposal are set forth in Exhibits “A” and “B”, attached hereto and by this reference incorporated herein; and

WHEREAS, the territory consists of 45.117± acres and is inhabited; and

WHEREAS, the short-form designation given this proposal is “Annexation No. 329 to County Sanitation District No. 14”; and

WHEREAS, on January 28, 2009, the Commission approved Annexation No. 329 to County Sanitation District No. 14; and

WHEREAS, pursuant to Government Code Section 57002, the Executive Officer of the Commission has set March 11, 2009 as the date for the protest hearing and has given notice thereof; and

WHEREAS, at the time and place fixed in the notice, the hearing was held, and any and all oral or written protests, objections and evidence were received and considered; and

WHEREAS, the Commission, acting as the conducting authority, has the ministerial duty of tabulating the value of protests filed and not withdrawn and either terminating these proceedings if a majority protest exists or ordering the annexation directly or subject to confirmation by the registered voters.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Commission finds that the number of registered voters within the boundary of the territory is 53 and the number of property owners is 203 and the total assessed value of land within the affected territory is \$37,122,300.
2. The Commission finds that the number of written protests filed in opposition to Annexation No. 14-329 and not withdrawn is ____, which, even if valid, represents less than 25 percent of the number of registered voters residing within the boundaries of the affected territory, and less than 25 percent of the number of owners of land who also own at least 25 percent of the assessed value of land within the affected territory.
3. The Commission hereby orders the annexation of the territory described in Exhibit "A" hereto, to the Los Angeles County Sanitation District No. 14.
4. Pursuant to Government Code section 56886, the annexation shall be subject to the following terms and conditions:
 - a. The territory so annexed shall be subject to the payment of such service charges, assessments or taxes as the Los Angeles County Sanitation District No. 14 may legally impose.
 - b. The regular County assessment roll shall be utilized by the Los Angeles County

Sanitation District No. 14.

- c. The subject territory will be taxed for existing bonded indebtedness, if any, of the District.
5. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of the District, upon the District's payment of the applicable fees required by Government Code Section 54902.5, and prepare, execute and file a certificate of completion with the appropriate public agencies, pursuant to Government Code Section 57000, *et seq.*

PASSED AND ADOPTED this 11th day of March 2009.

Ayes:

Noes:

Absent:

Abstain:

SANDOR L. WINGER, Executive Officer

Staff Report

March 11, 2009

Agenda Item No. 4b

**Protest Hearing on Annexation No. 331 to
Los Angeles County Sanitation District No. 14**

On January 28, 2009 your Commission approved a request initiated by Los Angeles County District No. 14 to annex 28.172± acres of inhabited territory into the boundaries of District No. 14. The Protest Hearing before you today will satisfy the requirements of Government Code section 57000, *et seq.*

The annexation proposal is summarized as follows:

Proposal Area: The annexation consists of 111 existing single-family homes, located within a residential community.

Population: The current population is estimated at 354 residents.

Landowners: There are numerous landowners within the annexation territory.

Topography, Natural Boundaries and Drainage Basins: The topography is flat.

Zoning, Present and Future Land Use: The current zoning is R-7,000; single-family residential with a minimum lot size of 7,000 square feet. The present and proposed land is residential.

Surrounding Land Use: The surrounding land use is residential.

Governmental Services and Control, Availability and Adequacy: The subject territory is already being serviced by the District. The area was included in the future service area that might be served by the District and the District's future wastewater management needs were addressed in the Lancaster Water Reclamation Plant (LWRP) 2020 Facilities Plan. The wastewater generated by the annexation will be treated at the LWRP. The District has adequate capacity to collect, treat, and dispose of wastewater generated by the subject territory.

Effects on agricultural or open-space lands: The proposal will not have an effect on agricultural or open space lands.

Boundaries and Lines of Assessment: The boundary of the proposed annexation conforms to the recorded lines of assessment.

Sphere of Influence: The subject territory is within the sphere of influence of District No.14.

Tax Resolution: All affected agencies have adopted a negotiated tax exchange resolution.

CEQA: As a responsible agency, the Commission relied upon the two separate negative declarations adopted by the City of Lancaster for its approval of this proposal.

Correspondence: No correspondence has been received.

Recommended Action:

1. Open the protest hearing and receive written protests.
2. Close protest hearing.
3. Instruct the Executive Officer, pursuant to Government Code Section 57075, to determine the value of protests filed and not withdrawn and report back to the Commission with the results.
4. Based upon the results of the protest hearing either adopt a resolution terminating the annexation proceedings if a majority protest exists, ordering Annexation No. 331 to Los Angeles County Sanitation District No. 14 directly or ordering the annexation subject to confirmation by the registered voters of the affected territory.

RESOLUTION NO. 2009-00PR
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR LOS ANGELES COUNTY
MAKING DETERMINATIONS ORDERING
ANNEXATION NO. 331 TO
LOS ANGELES COUNTY SANITATION DISTRICT NO. 14

WHEREAS, the Los Angeles County Sanitation District No. 14 filed an application to initiate proceedings before the Local Agency Formation Commission for Los Angeles County (the Commission) pursuant to Part 3, Division 3, Title 5 of the California Government Code (commencing with section 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for the annexation of territory to the Los Angeles County Sanitation District No. 14; and

WHEREAS, the principal reason for the proposed annexation is to provide offsite sewage disposal for 111 existing single-family homes; and

WHEREAS, a description of the boundaries and map of the proposal are set forth in Exhibits “A” and “B”, attached hereto and by this reference incorporated herein; and

WHEREAS, the territory consists of 28.172± acres and is inhabited; and

WHEREAS, the short-form designation given this proposal is “Annexation No. 331 to County Sanitation District No. 14”; and

WHEREAS, on January 28, 2009, the Commission approved Annexation No. 331 to County Sanitation District No. 14; and

WHEREAS, pursuant to Government Code Section 57002, the Executive Officer of the Commission has set March 11, 2009 as the date for the protest hearing and has given notice thereof; and

WHEREAS, at the time and place fixed in the notice, the hearing was held, and any and all oral or written protests, objections and evidence were received and considered; and

WHEREAS, the Commission, acting as the conducting authority, has the ministerial duty of tabulating the value of protests filed and not withdrawn and either terminating these proceedings if a majority protest exists or ordering the annexation directly or subject to confirmation by the registered voters.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Commission finds that the number of registered voters within the boundary of the territory is 96 and the number of property owners is 167 and the total assessed value of land within the affected territory is \$44,453,692.
2. The Commission finds that the number of written protests filed in opposition to Annexation No. 14-331 and not withdrawn is ____, which, even if valid, represents less than 25 percent of the number of registered voters residing within the boundaries of the affected territory, and less than 25 percent of the number of owners of land who also own at least 25 percent of the assessed value of land within the affected territory.
3. The Commission hereby orders the annexation of the territory described in Exhibit "A" hereto, to the Los Angeles County Sanitation District No. 14.
4. Pursuant to Government Code section 56886, the annexation shall be subject to the following terms and conditions:
 - a. The territory so annexed shall be subject to the payment of such service charges, assessments or taxes as the Los Angeles County Sanitation District No. 14 may legally impose.
 - b. The regular County assessment roll shall be utilized by the Los Angeles County

Sanitation District No. 14.

- c. The subject territory will be taxed for existing bonded indebtedness, if any, of the District.
5. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of the District, upon the District's payment of the applicable fees required by Government Code Section 54902.5, and prepare, execute and file a certificate of completion with the appropriate public agencies, pursuant to Government Code Section 57000, *et seq.*

PASSED AND ADOPTED this 11th day of March 2009.

Ayes:

Noes:

Absent:

Abstain:

SANDOR L. WINGER, Executive Officer

Staff Report

March 11, 2009

Agenda Item No. 5d

**Annexation No. 337 to
County Sanitation District No. 14**

The following is a request to annex 0.556± acres of uninhabited territory to Los Angeles County Sanitation District No. 14.

Proposal Area: The annexation consists of two existing single-family homes, located within a residential community.

Location: The subject territory is located on 50th Street West approximately 280 feet north of Avenue M-8, all within unincorporated County territory.

Factors to be Considered Pursuant to Government Code Section 56668:

1. ***Population:*** The current population is 6 residents.
2. ***Landowners:*** Cimino & Alesia Diangelo; Jamie Vargas.
3. ***Topography, Natural Boundaries and Drainage Basins:*** The topography is flat.
4. ***Zoning, Present and Future Land Use:*** The current zoning is A-1-10,000; Light Agricultural with a minimum lot size of 10,000 square feet. The present and proposed land use is residential.
5. ***Surrounding Land Use:*** The surrounding land use is residential.
6. ***Assessed Value:*** The total assessed value is \$173,758.
7. ***Governmental Services and Control, Availability and Adequacy:*** The subject territory is already being serviced by the District. The area was included in the future service area that might be served by the District and the District's future wastewater management needs were addressed in the Lancaster Water Reclamation Plant (LWRP) 2020 Facilities Plan. The wastewater generated by the annexation will be treated at the LWRP. The District has adequate capacity to collect, treat, and dispose of the wastewater generated by the subject territory.
8. ***Effects on agricultural or open-space lands:*** The proposal will not have an effect on agricultural or open space lands.
9. ***Boundaries and Lines of Assessment:*** The boundary of the proposed annexation conforms to the recorded lines of assessment.

10. ***Sphere of Influence:*** The subject territory is within the sphere of influence of District No. 14.

11. ***Tax Resolution:*** All affected agencies have adopted a negotiated tax exchange resolution.

12. ***Correspondence:*** No correspondence has been received.

CEQA: The two existing single-family homes are exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15319(a), because it is an annexation containing existing structures developed to the density allowed by the current zoning.

Waiver of Notice and Hearing: Pursuant to Government Code Section 56663(a) all owners of land within the affected territory have consented to the change of organization. To date, no subject agency has submitted written demand for notice and hearing on this application pursuant to Government Code Section 56663(b). Based thereon, the Commission may conduct proceedings for the change of organization or reorganization without notice and hearing.

Waiver of Protest Hearing: Pursuant to Government Code Section 56663(c) all owners of land within the affected territory have consented to the change of organization. To date, no subject agency has submitted written opposition to waiver of the protest proceedings.

Conclusion: Should the subject territory not be annexed into the District, the landowners would have to use less efficient alternative means to collect, treat, and dispose of the wastewater generated by the subject territory.

Recommended Action:

1. Adopt the Resolution Making Determinations Approving and Ordering Annexation No. 337 to County Sanitation District No. 14.

RESOLUTION NO. 2009-00RMD
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR LOS ANGELES COUNTY
MAKING DETERMINATIONS APPROVING AND ORDERING
ANNEXATION NO. 337 TO
LOS ANGELES COUNTY SANITATION DISTRICT NO. 14

WHEREAS, the County Sanitation District No. 14 adopted a resolution of application to initiate proceedings before the Local Agency Formation Commission for Los Angeles County (the Commission) pursuant to Part 3, Division 3, Title 5 of the California Government Code (commencing with section 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for the annexation of territory located in unincorporated County territory; and

WHEREAS, the principal reason for the proposed annexation is to provide offsite sewage disposal for two existing single-family homes; and

WHEREAS, a description of the boundaries and map of the proposal are set forth in Exhibits “A” and “B”, attached hereto and by this reference incorporated herein; and

WHEREAS, the territory consists of 0.556± acres and is uninhabited; and

WHEREAS, the short-form designation given this proposal is “Annexation No. 337 to County Sanitation District No. 14”; and

WHEREAS, the Executive Officer has reviewed the proposal and submitted to the Commission a report, including his recommendation thereon; and

WHEREAS, on March 11, 2009, at its regular meeting, this Commission considered the proposal and the report of the Executive Officer, along with public comment on the proposal.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. Pursuant to Government Code Section 56663(a) and (b), the Commission hereby finds and determines that:
 - a. All owners of land within the affected territory have given their written consent to the change of organization; and
 - b. No subject agency has submitted a written demand for notice and hearing on this proposal.

Based thereon, notice and hearing requirements are waived.

2. The Commission finds that the proposed annexation is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15319(a).
3. Annexation No. 337 to the County Sanitation District No. 14 is hereby approved subject to the following terms and conditions:
 - a. The property so annexed shall be subject to the payment of such service charges, assessments or taxes as the District may legally impose.
 - b. The regular County assessment roll is utilized by the District.
 - c. The affected territory will be taxed for existing general bonded indebtedness, if any, of the District.
4. Pursuant to Government Code Section 56663(c), the Commission hereby finds and determines that:
 - a. The territory to be annexed is uninhabited;

- b. All owners of land within the affected territory have given their written consent to the change of organization; and
- c. No subject agency has submitted written opposition to a waiver of protest proceedings.

Based thereon, protest proceedings are waived.

- 5. The Commission hereby orders the uninhabited territory described in Exhibits “A” and “B” annexed to County Sanitation District No. 14.
- 6. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of the District, upon the District’s payment of the applicable fees required by Government Code Section 54902.5 and prepare, execute and file a certificate of completion with the appropriate public agencies, pursuant to Government Code Section 57200, et seq.

PASSED AND ADOPTED this 11th day of March 2009.

Ayes:

Noes:

Absent:

Abstain:

SANDOR L. WINGER, Executive Officer

Staff Report

March 11, 2009

Agenda Item No. 5e

**Annexation No. 341 to
County Sanitation District No. 14**

The following is a request to annex 40.448± acres of uninhabited territory to Los Angeles County Sanitation District No. 14.

Proposal Area: The annexation consists of vacant land, located within a vacant area. The territory is currently being developed to include 143 proposed single-family homes and one proposed drainage channel.

Location: The subject territory is located near the southeast intersection of Avenue I and 45th Street West, all within the City of Lancaster.

Factors to be Considered Pursuant to Government Code Section 56668:

1. ***Population:*** The current population is 0.
2. ***Landowner:*** Beazer Homes Holding Corporation.
3. ***Topography, Natural Boundaries and Drainage Basins:*** The topography is flat.
4. ***Zoning, Present and Future Land Use:*** The current zoning is R-7,000; single-family residential with a minimum lot size of 7,000 square feet. The present land use is vacant. The proposed land use is residential.
5. ***Surrounding Land Use:*** The surrounding land use is vacant.
6. ***Assessed Value:*** The total assessed value is \$3,719,409.
7. ***Governmental Services and Control, Availability and Adequacy:*** The subject territory is not currently serviced by the District. However, the area was included in the future service area that might be served by the District and the District's future wastewater management needs were addressed in the Lancaster Water Reclamation Plant (LWRP) 2020 Facilities Plan. The wastewater generated by the proposed project will be treated at the LWRP. The District will have adequate capacity to collect, treat, and dispose of the wastewater anticipated to be generated by the subject territory.
8. ***Effects on agricultural or open-space lands:*** The proposal will not have an effect on agricultural or open space lands.
9. ***Boundaries and Lines of Assessment:*** The boundary of the proposed annexation conforms to the recorded lines of assessment.

10. ***Sphere of Influence:*** The subject territory is within the sphere of influence of District No. 14.

11. ***Tax Resolution:*** All affected agencies have adopted a negotiated tax exchange resolution.

12. ***Correspondence:*** No correspondence has been received.

CEQA: The mitigated negative declaration adopted by the City of Lancaster is adequate for consideration of this proposal.

Waiver of Notice and Hearing: Pursuant to Government Code Section 56663(a) all owners of land within the affected territory have consented to the change of organization. To date, no subject agency has submitted written demand for notice and hearing on this application pursuant to Government Code Section 56663(b). Based thereon, the Commission may conduct proceedings for the change of organization or reorganization without notice and hearing.

Waiver of Protest Hearing: Pursuant to Government Code Section 56663(c) all owners of land within the affected territory have consented to the change of organization. To date, no subject agency has submitted written opposition to waiver of the protest proceedings.

Conclusion: It has been determined that, with the imposition of mitigation measures, the project will not have a significant effect on the environment. Should the subject territory not be annexed into the District, the landowners would have to use less efficient alternative means to collect, treat, and dispose of the wastewater anticipated to be generated by the subject territory.

Recommended Action:

1. Adopt the Resolution Making Determinations Approving and Ordering Annexation No. 341 to County Sanitation District No. 14.

RESOLUTION NO. 2009-00RMD
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR LOS ANGELES COUNTY
MAKING DETERMINATIONS APPROVING AND ORDERING
ANNEXATION NO. 341 TO
LOS ANGELES COUNTY SANITATION DISTRICT NO. 14

WHEREAS, the County Sanitation District No. 14 adopted a resolution of application to initiate proceedings before the Local Agency Formation Commission for Los Angeles County (the Commission) pursuant to Part 3, Division 3, Title 5 of the California Government Code (commencing with section 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for the annexation of territory located in the City of Lancaster; and

WHEREAS, the principal reason for the proposed annexation is to provide offsite sewage disposal for 143 proposed single-family homes and one proposed drainage channel; and

WHEREAS, a description of the boundaries and map of the proposal are set forth in Exhibits “A” and “B”, attached hereto and by this reference incorporated herein; and

WHEREAS, the territory consists of 40.448± acres and is uninhabited; and

WHEREAS, the short-form designation given this proposal is “Annexation No. 341 to County Sanitation District No. 14”; and

WHEREAS, the Executive Officer has reviewed the proposal and submitted to the Commission a report, including his recommendation thereon; and

WHEREAS, on March 11, 2009, at its regular meeting, this Commission considered the proposal and the report of the Executive Officer, along with public comment on the proposal.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. Pursuant to Government Code Section 56663(a) and (b), the Commission hereby finds and determines that:
 - a. All owners of land within the affected territory have given their written consent to the change of organization; and
 - b. No subject agency has submitted a written demand for notice and hearing on this proposal.

Based thereon, notice and hearing requirements are waived.

2. Acting in its role as a responsible agency with the respect to Annexation No. 341, and under State CEQA Guidelines Section 15096, the Commission certifies that it has independently considered and reached its own conclusions regarding the environmental effects of the project and the mitigated negative declaration adopted by the City of Lancaster and has determined that the document adequately addresses the environmental impacts of the project. The Commission also finds that it has complied with the requirements of CEQA with respect to the process for a responsible agency, and hereby adopts by reference the environmental findings previously adopted by the lead agency in connection with its approval of the project.
3. Annexation No. 341 to the County Sanitation District No. 14 is hereby approved subject to the following terms and conditions:
 - a. The property so annexed shall be subject to the payment of such service charges, assessments or taxes as the District may legally impose.
 - b. The regular County assessment roll is utilized by the District.

- c. The affected territory will be taxed for existing general bonded indebtedness, if any, of the District.
4. Pursuant to Government Code Section 56663(c), the Commission hereby finds and determines that:
 - a. The territory to be annexed is uninhabited;
 - b. All owners of land within the affected territory have given their written consent to the change of organization; and
 - c. No subject agency has submitted written opposition to a waiver of protest proceedings.

Based thereon, protest proceedings are waived.

5. The Commission hereby orders the uninhabited territory described in Exhibits "A" and "B" annexed to County Sanitation District No. 14.
6. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of the District, upon the District's payment of the applicable fees required by Government Code Section 54902.5 and prepare, execute and file a certificate of completion with the appropriate public agencies, pursuant to Government Code Section 57200, et seq.

Resolution No. 2009-00RMD
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PASSED AND ADOPTED this 11th day of March 2009.

Ayes:

Noes:

Absent:

Abstain:

SANDOR L. WINGER, Executive Officer