

Commission Jerry Gladbach

Chair Richard H. Close

Donald L. Dear Margaret Finlay Tom LaBonge Gloria Molina Henri F. Pellissier David Spence Zev Yaroslavsky

Alternates

Lori Brogin
Lillian Kawasaki
Don Knabe
Paul Krekorian
Gerard McCallum
Judith Mitchell

Staff
Paul A. Novak, AICP
Executive Officer

June D. Savala Deputy Executive Officer

Amber De La Torre Doug Dorado Michael Henderson Alisha O'Brien Patricia Wood

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### MINUTES OF THE LOCAL AGENCY FORMATION COMMISSION

### FOR THE COUNTY OF LOS ANGELES

July 10, 2013

Present:

Jerry Gladbach, Chair

Richard H. Close Donald L. Dear Margaret Finlay Tom LaBonge Gloria Molina Henri F. Pellissier David Spence Zev Yaroslavsky

Lori Brogin, Alternate Gerard McCallum, Alternate Judith Mitchell, Alternate

Paul A. Novak, AICP; Executive Officer Helen Parker, Legal Counsel

Absent:

Lillian Kawasaki, Alternate Don Knabe, Alternate Paul Krekorian, Alternate

### 1 CALL MEETING TO ORDER

The meeting was called to order at 9:00 a.m. in Room 381-B of the County Hall of Administration.

### 2 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chair Jerry Gladbach.

### 3 DISCLOSURE OF CAMPAIGN CONTRIBUTION(S)

The Executive Officer (E.O.) read an announcement, asking that persons who made a contribution of more than \$250 to any member of the Commission during the past twelve (12) months to rise and state for the record the Commissioner to whom such contributions were made and the item of their involvement (None).

### 4 SWEARING-IN OF SPEAKER(S)

The Executive Officer swore in a member of the audience who planned to testify (None).

5 CONSENT ITEM(S) – GOVERNMENT CODE § 56857 NOTICE

(None.)

### 6 CONSENT ITEM(S) - OTHER

The Commission took the following actions under Consent Items:

- a. Approved and Ordered Annexation No. 1049 to Santa Clarita Valley Sanitation District of Los Angeles County, Resolution No. 2013-30RMD.
- b. Approved and Ordered Annexation No. 1054 to Santa Clarita Valley Sanitation District of Los Angeles County, Resolution No. 2013-31RMD.
- c. Approved and Ordered Annexation No. 1055 to Santa Clarita Valley Sanitation District of Los Angeles County, Resolution No. 2013-32RMD.
- d. Approved and Ordered Annexation No. 725 to Los Angeles County Sanitation District No. 21, Resolution No. 2013-33RMD.
- e. Approved and Ordered Annexation No. 2012-04 to Los Angeles County Waterworks District No. 40, Antelope Valley (David G. Millen Intermediate School), Resolution No. 2013-34RMD.
- f. Approved and Ordered Annexation No. 2012-20 to Los Angeles County Waterworks District No. 40, Antelope Valley (Anaverde Hills School), Resolution No. 2013-35RMD.
- g. Approved Minutes of June 12, 2013.
- h. Approved Operating Account Check Register for the month of June 2013.
- i. Received and filed update on pending applications.

MOTION:

**FINLAY** 

SECOND:

**DEAR** 

AYES:

CLOSE, DEAR, FINLAY, MOLINA, PELLISSIER, SPENCE,

**GLADBACH** 

NOES:

NONE

ABSTAIN:

NONE

ABSENT:

LaBONGE, YAROSLAVSKY

MOTION PASSES:

7/0/0

[Commissioner LaBonge arrived at 9:02 a.m.]

### 7 PUBLIC HEARING(S)

The following item was called up for consideration:

a. Sphere of Influence Amendment No. 2010-11 of Los Angeles County Sanitation District No. 5 and Annexation No. 55 to Los Angeles County Sanitation District No. 5.

The public hearing was opened to receive testimony. There being no testimony, the public hearing was closed.

The Commission took the following action:

- Approved and Amended the Sphere of Influence No. 2010-11 of Los Angeles County Sanitation District No. 5, Resolution No. 2013-36RMD.
- Approved and Ordered Annexation No. 55 to Los Angeles County Sanitation District No. 5, Resolution No. 2013-37RMD.

MOTION:

**FINLAY** 

SECOND:

PELLISSIER

AYES:

CLOSE, DEAR, FINLAY, LaBONGE, MOLINA, PELLISSIER,

SPENCE, GLADBACH

NOES:

**NONE** 

ABSTAIN:

NONE

ABSENT:

YAROSLAVSKY

MOTION PASSES:

8/0/0

### 7 PUBLIC HEARING(S)

The following item was called up for consideration:

b. Detachment No. 2012-03 from Los Angeles County Waterworks District No. 36, Val Verde; Amendment to the Los Angeles County Waterworks District No. 36, Val Verde, Sphere of Influence.

The public hearing was opened to receive testimony. There being no testimony, the public hearing was closed.

The Commission took the following action:

Approved and Ordered Detachment No. 2012-03 from Los Angeles County Waterworks
District No. 36, Val Verde; Amendment to the Los Angeles County Waterworks District
No. 36, Val Verde, Sphere of Influence; Resolution No. 2013-38RMD.

MOTION:

**PELLISSIER** 

SECOND:

LaBONGE

AYES:

CLOSE, DEAR, FINLAY, LaBONGE, MOLINA, PELLISSIER,

SPENCE, GLADBACH

NOES:

**NONE** 

ABSTAIN:

NONE

ABSENT:

YAROSLAVSKY

MOTION PASSES:

8/0/0

### 8 PROTEST HEARING(S)

(None.)

[Commissioner Yaroslavsky arrived at 9:09 a.m.]

### 9 OTHER ITEMS

Commissioner Yaroslavsky requested that the record reflect his support for the items on the Consent Calendar (6).

a. Presentation of Service Pins.

Commissioner Gladbach presented service pins to two Commissioners and one staff member. Commissioner Close, who was appointed in 1996, received a 15-year service pin. Commissioner LaBonge, who was appointed in 2008, received a 5-year service pin. Alisha O'Brien, Government Analyst, started employment in 2003 and received a 10-year service pin.

Commissioner Dear presented a 10-year service pin to Chair Gladbach, who was appointed in 2001.

### 10 COMMISSIONER'S REPORT

(None.)

### 11 EXECUTIVE OFFICER'S REPORT

Reminder that the Los Angeles County Board of Supervisors will present a commendation to LAFCO on Tuesday, July 16<sup>th</sup>, arranged by Supervisor Yaroslavsky. The E.O. requested that Commissioners who plan on attending the commendation to notify the LAFCO office.

Reminder that the CALAFCO Annual Conference will be held in Lake Tahoe, August 28, 2013 – August 30, 2013.

### 12 PUBLIC COMMENT

Patricia Mulcahey spoke about issues not on the Commission Agenda.

### 13 FUTURE MEETINGS

August 14, 2013 September 11, 2013 October 9, 2013 September 11, 2013

### 14 FUTURE AGENDA ITEMS (None.)

### 15 ADJOURNMENT MOTION

On motion of Commissioner Finlay, seconded by Commissioner Dear, the meeting was adjourned at 9:23 a.m.

Respectfully submitted,

Paul A. Novak, AICP Executive Officer

L: minutes 2013\07-10-13

## RESOLUTION NO. 2013-30RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR LOS ANGELES COUNTY MAKING DETERMINATIONS APPROVING AND ORDERING "ANNEXATION NO. 1049 TO SANTA CLARITA VALLEY SANITATION DISTRICT OF LOS ANGELES COUNTY (SCVSD)"

WHEREAS, the SCVSD 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 within unincorporated area of Los Angeles County; and

WHEREAS, the principal reason for the proposed annexation is to provide offsite sewage disposal for a proposed industrial park; 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 116.678± acres and is uninhabited; and WHEREAS, the short-form designation given this proposal is "Annexation No. 1049 to the SCVSD"; and

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

WHEREAS, on July 10, 2013, 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 56662(a) Commission hereby finds and determines that:
  - a. The territory to be annexed is uninhabited; and
  - b. Pursuant to Government Code Sections 56658(b)(1) and 56662(c), the Executive Officer has given the required mailed notice to each affected agency of the application to initiate proceedings for the proposed annexation, and no affected local agency has submitted a written demand for notice and hearing during the 10-day period following the notice; and
  - c. The proposal was accompanied by satisfactory proof that all the owners of land within the affected territory have given their written consent to the proposal.

Based thereon, pursuant to Government Code Section 56662 (a), notice and hearing requirements are waived and protest proceedings are waived.

- 2. Acting in its role as a responsible agency with the respect to Annexation No. 1049, 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 Los Angeles County Department of Regional Planning for approval of Project Number: CUP 03-238 (5) 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. 1049 to the SCVSD 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 SCVSD may legally impose;
  - b. The regular County assessment roll is utilized by the SCVSD;
  - The affected territory will be taxed for existing general bonded indebtedness, if any, of the SCVSD;
  - d. Except to the extent in conflict with a through c, above, the general terms and conditions contained in Chapter 2 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57325) shall apply to this annexation.

- 4. The Commission hereby orders the uninhabited territory described in Exhibits "A" and "B" annexed to the SCVSD.
- 5. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of the SCVSD, upon the SCVSD'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 10<sup>th</sup> day of July 2013.

MOTION:

**FINLAY** 

SECOND:

**DEAR** 

AYES:

CLOSE, DEAR, FINLAY, MOLINA, PELLISSIER, SPENCE,

**GLADBACH** 

NOES:

**NONE** 

ABSTAIN:

NONE

ABSENT:

LaBONGE, YAROSLAVSKY

MOTION PASSES: 7/0/0

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

PAUL A. NOVAK, AICP Executive Officer

## RESOLUTION NO. 2013-31RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR LOS ANGELES COUNTY MAKING DETERMINATIONS APPROVING AND ORDERING "ANNEXATION NO. 1054 TO SANTA CLARITA VALLEY SANITATION DISTRICT OF LOS ANGELES COUNTY (SCVSD)"

WHEREAS, the SCVSD 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 within City of Santa Clarita; and

WHEREAS, the principal reason for the proposed annexation is to provide offsite sewage disposal for four proposed office buildings; 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 7.671± acres and is uninhabited; and

WHEREAS, the short-form designation given this proposal is "Annexation No. 1054 to the SCVSD"; and

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

WHEREAS, on July 10, 2013, 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 56662(a) Commission hereby finds and determines that:
  - a. The territory to be annexed is uninhabited; and
  - b. Pursuant to Government Code Sections 56658(b)(1) and 56662(c), the Executive Officer has given the required mailed notice to each affected agency of the application to initiate proceedings for the proposed annexation, and no affected local agency has submitted a written demand for notice and hearing during the 10-day period following the notice; and
  - c. The proposal was accompanied by satisfactory proof that all the owners of land within the affected territory have given their written consent to the proposal.

Based thereon, pursuant to Government Code Section 56662 (a), notice and hearing requirements are waived and protest proceedings are waived.

- 2. Acting in its role as a responsible agency with the respect to Annexation No. 1054, 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 City of Santa Clarita, 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 and mitigation monitoring report previously adopted by the lead agency in connection with its approval of the project.
- 3. Annexation No. 1054 to the SCVSD 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 SCVSD may legally impose;
  - b. The regular County assessment roll is utilized by the SCVSD;
  - The affected territory will be taxed for existing general bonded indebtedness, if any, of the SCVSD;
  - d. Except to the extent in conflict with a through c, above, the general terms and conditions contained in Chapter 2 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57325) shall apply to this annexation.

- 4. The Commission hereby orders the uninhabited territory described in Exhibits "A" and "B" annexed to the SCVSD.
- 5. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of the SCVSD, upon the SCVSD'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 10<sup>th</sup> day of July 2013.

MOTION:

**FINLAY** 

SECOND:

**DEAR** 

AYES:

CLOSE, DEAR, FINLAY, MOLINA, PELLISSIER, SPENCE,

GLADBACH

NOES:

NONE

ABSTAIN:

**NONE** 

ABSENT:

LaBONGE, YAROSLAVSKY

MOTION PASSES: 7/0/0

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

PAUL A. NOVAK, AICP Executive Officer

# RESOLUTION NO. 2013-32RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR LOS ANGELES COUNTY MAKING DETERMINATIONS APPROVING AND ORDERING "ANNEXATION NO. 1055 TO SANTA CLARITA VALLEY SANITATION DISTRICT OF LOS ANGELES COUNTY (SCVSD)"

WHEREAS, the SCVSD 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 within city of Santa Clarita; and

WHEREAS, the principal reason for the proposed annexation is to provide offsite sewage disposal for an existing single-family home; 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 0.294± acres and is uninhabited; and

WHEREAS, the short-form designation given this proposal is "Annexation No. 1055 to the SCVSD"; and

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

WHEREAS, on July 10, 2013, 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 56662(a) Commission hereby finds and determines that:
  - a. The territory to be annexed is uninhabited; and
  - b. Pursuant to Government Code Sections 56658(b)(1) and 56662(c), the Executive Officer has given the required mailed notice to each affected agency of the application to initiate proceedings for the proposed annexation, and no affected local agency has submitted a written demand for notice and hearing during the 10-day period following the notice; and
  - c. The proposal was accompanied by satisfactory proof that all the owners of land within the affected territory have given their written consent to the proposal.

Based thereon, pursuant to Government Code Section 56662 (a), notice and hearing requirements are waived and protest proceedings are waived.

- The Commission finds that this 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. 1055 to the SCVSD 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 SCVSD may legally impose;
  - b. The regular County assessment roll is utilized by the SCVSD;
  - The affected territory will be taxed for existing general bonded indebtedness, if any, of the SCVSD;
  - d. Except to the extent in conflict with a through c, above, the general terms and conditions contained in Chapter 2 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57325) shall apply to this annexation.

- 4. The Commission hereby orders the uninhabited territory described in Exhibits "A" and "B" annexed to the SCVSD.
- 5. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of the SCVSD, upon the SCVSD'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 10<sup>th</sup> day of July 2013.

MOTION:

**FINLAY** 

SECOND:

**DEAR** 

AYES:

CLOSE, DEAR, FINLAY, MOLINA, PELLISSIER, SPENCE,

GLADBACH

NOES:

**NONE** 

ABSTAIN:

**NONE** 

ABSENT:

LaBONGE, YAROSLAVSKY

MOTION PASSES: 7/0/0

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

## RESOLUTION NO. 2013-33RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR LOS ANGELES COUNTY MAKING DETERMINATIONS APPROVING AND ORDERING "ANNEXATION NO. 725 TO LOS ANGELES COUNTY SANITATION DISTRICT NO. 21"

WHEREAS, the County Sanitation District No. 21 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 within the City of La Verne; and

WHEREAS, the principal reason for the proposed annexation is to provide offsite sewage disposal for 1 existing single-family home and 1 proposed single-family home; 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 18.964± acres and is uninhabited; and

WHEREAS, the short-form designation given this proposal is "Annexation No. 725 to County Sanitation District No. 21"; and

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

WHEREAS, on July 10, 2013, 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 56662(a), the Commission hereby finds and determines that:
  - a. The territory to be annexed is uninhabited; and
  - b. Pursuant to Government Code Sections 56658(b)(1) and 56662(c), the Executive Officer has given the required mailed notice to each affected agency of the application to initiate proceedings for the proposed annexation, and no affected local agency has submitted a written demand for notice and hearing during the 10-day period following the notice; and
  - c. The proposal was accompanied by satisfactory proof that all the owners of land within the affected territory have given their written consent to the proposal.

Based thereon, pursuant to Government Code Section 56662 (a), notice and hearing requirements are waived and protest proceedings are waived.

- 2. The existing annexation is categorically exempt from the provisions of 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. The proposed annexation is also categorically exempt from the provisions of the CEQA pursuant to CEQA Guidelines Section 15319(b) because it consists of construction within a residential zone exempted by CEQA Guidelines Section 15303(a).
- 3. Annexation No. 725 to the County Sanitation District No. 21 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.
  - d. Except to the extent in conflict with a through c, above, the general terms and conditions contained in Chapter 2 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57325) shall apply to this annexation.

- The Commission hereby orders the uninhabited territory described in Exhibits 4. "A" and "B" annexed to County Sanitation District No. 21.
- The Executive Officer is directed to transmit a certified copy of this resolution to the 5. 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 10<sup>th</sup> day of July 2013.

MOTION:

**FINLAY** 

SECOND:

**DEAR** 

AYES:

CLOSE, DEAR, FINLAY, MOLINA, PELLISSIER, SPENCE,

GLADBACH

NOES:

**NONE** 

ABSTAIN:

**NONE** 

ABSENT:

LaBONGE, YAROSLAVSKY

MOTION PASSES: 7/0/0

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

### RESOLUTION NO. 2013-34RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES MAKING DETERMINATIONS APPROVING AND ORDERING "ANNEXATION NO. 2012-04 TO LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY (DAVID G. MILLEN INTERMEDIATE SCHOOL)"

WHEREAS, the Palmdale School District adopted a resolution of application which was submitted to the Local Agency Formation Commission for the County of Los Angeles (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 annexation of territory herein described to the Los Angeles County Waterworks District No. 40, Antelope Valley (the "District"), all within the City of Palmdale; and

WHEREAS, the proposed annexation consists of approximately 20.35± acres of uninhabited territory and is assigned the following distinctive short-form designation:

"Annexation No. 2012-04 to Los Angeles County Waterworks District No. 40, Antelope Valley"; 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 the proposed annexation is for the Los Angeles

County Waterworks District No. 40, Antelope Valley, to provide water service to a proposed intermediate school; and

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

WHEREAS, on July 10, 2013, 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 56662(a), the Commission hereby finds and determines that:
  - a. The territory encompassed by the annexation is uninhabited;
  - b. Pursuant to Government Code Sections 56658(b)(1) and 56662(c), the Executive Officer has given the required mailed notice to each affected agency of the application to initiate proceeding for the proposed annexation, and no affected local agency has submitted a written demand for notice and hearing during the 10-day period following the notice; and
  - c. The annexation was accompanied by satisfactory proof that all owners of land within the affected territory have given their written consent to the proposal.

Based thereon, pursuant to Government Code Section 56662 (a), notice and hearing requirements are waived and protest proceedings are waived.

2. The Commission, acting in its role as a responsible agency with respect to Annexation No. 2012-04 to Los Angeles County Waterworks District No. 40, Antelope Valley, 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 Mitigated Negative Declaration adopted on October 3, 2012 by the City of Palmdale, as lead agency, and has determined that the document adequately addresses the environmental impacts of the proposed project. The Commission 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.

- 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 20.35± acres, is uninhabited, and is assigned the following short form designation:

"Annexation No. 2012-04 to Los Angeles County Waterworks District No. 40,
Antelope Valley".

- 5. Annexation No. 2012-04 to Los Angeles County Waterworks District No. 40, Antelope Valley, is hereby approved, subject to the following terms and conditions:
  - a. The Palmdale School District agrees to defend, hold harmless and indemnify LAFCO and/or its agents, officers and employees from any claim, action or proceeding against LAFCO and/or its agents, officers and employees to attack, set aside, void or annul the approval of LAFCO concerning this proposal or any action relating to or arising out of such approval.

- b. The effective date of the annexation shall be the date of recordation.
- c. Payment of Registrar Recorder/County Clerk and State Board of Equalization fees.
- d. The territory so annexed shall be subject to the payment of such service charges, assessments or taxes as may be legally imposed by the District.
- e. The regular County assessment roll shall be utilized by the District.
- f. The affected territory will be taxed for any existing general indebtedness, if any, of the District.
- g. Annexation of the affected territory described in Exhibits "A" and "B" to the Los Angeles County Waterworks District No. 40, Antelope Valley.
- h. Except to the extent in conflict with "a" through "g", above, the general terms and conditions contained in Chapter 2 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57325) shall apply to this annexation.
- 6. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of this District, upon 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. 2013-34RMD Page 5

PASSED AND ADOPTED this  $10^{th}$  day of July 2013.

MOTION:

**FINLAY** 

SECOND:

**DEAR** 

AYES:

CLOSE, DEAR, FINLAY, MOLINA, PELLISSIER, SPENCE, GLADBACH

NOES:

NONE

ABSTAIN:

NONE

ABSENT:

LaBONGE, YAROSLAVSKY

MOTION PASSES: 7/0/0

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

Paul A. Novak, AICP

**Executive Officer** 

### RESOLUTION NO. 2013-35RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES MAKING DETERMINATIONS APPROVING AND ORDERING "ANNEXATION NO. 2012-20 TO LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY (ANAVERDE HILLS SCHOOL)"

WHEREAS, the Westside Union School District adopted a resolution of application which was submitted to the Local Agency Formation Commission for the County of Los Angeles (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 annexation of territory herein described to the Los Angeles County Waterworks District No. 40, Antelope Valley (the "District"), all within the City of Palmdale; and

WHEREAS, the proposed annexation consists of approximately 10.54± acres of uninhabited territory and is assigned the following distinctive short-form designation: "Annexation No. 2012-20 to Los Angeles County Waterworks District No. 40, Antelope Valley"; 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 the proposed annexation is for the Los Angeles

County Waterworks District No. 40, Antelope Valley, to provide water service to a proposed elementary school; and

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

WHEREAS, on July 10, 2013, 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 56662(a), the Commission hereby finds and determines that:
  - a. The territory encompassed by the annexation is uninhabited;
  - b. Pursuant to Government Code Sections 56658(b)(1) and 56662(c), the Executive Officer has given the required mailed notice to each affected agency of the application to initiate proceeding for the proposed annexation, and no affected local agency has submitted a written demand for notice and hearing during the 10-day period following the notice; and
  - c. The annexation was accompanied by satisfactory proof that all owners of land within the affected territory have given their written consent to the proposal.

Based thereon, pursuant to Government Code Section 56662 (a), notice and hearing requirements are waived and protest proceedings are waived.

2. The Commission, acting in its role as a responsible agency with respect to Annexation No. 2012-20 to Los Angeles County Waterworks District No. 40, Antelope Valley, 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 Mitigated Negative Declaration adopted on October 7, 2005 by the Westside Union School District, as lead agency, and has determined that the document adequately addresses the environmental impacts of the proposed project. The Commission 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.

- 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 10.54± acres, is uninhabited, and is assigned the following short form designation:

"Annexation No. 2012-20 to Los Angeles County Waterworks District No. 40,

Antelope Valley".

- 5. Annexation No. 2012-20 to Los Angeles County Waterworks District No. 40, Antelope Valley, is hereby approved, subject to the following terms and conditions:
  - a. The Westside Union School District agrees to defend, hold harmless and indemnify LAFCO and/or its agents, officers and employees from any claim, action or proceeding against LAFCO and/or its agents, officers and employees to attack, set aside, void or annul the approval of LAFCO concerning this proposal or any action relating to or arising out of such approval.

- b. The effective date of the annexation shall be the date of recordation.
- c. Payment of Registrar Recorder/County Clerk and State Board of Equalization fees.
- d. The territory so annexed shall be subject to the payment of such service charges, assessments or taxes as may be legally imposed by the District.
- e. The regular County assessment roll shall be utilized by the District.
- f. The affected territory will be taxed for any existing general indebtedness, if any, of the District.
- g. Annexation of the affected territory described in Exhibits "A" and "B" to the Los Angeles County Waterworks District No. 40, Antelope Valley.
- h. Except to the extent in conflict with "a" through "g", above, the general terms and conditions contained in Chapter 2 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57325) shall apply to this annexation.
- 6. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of this District, upon 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. 2013-35RMD Page 5

PASSED AND ADOPTED this  $10^{th}$  day of July 2013.

MOTION:

**FINLAY** 

SECOND:

**DEAR** 

AYES:

CLOSE, DEAR, FINLAY, MOLINA, PELLISSIER, SPENCE, GLADBACH

NOES:

NONE

ABSTAIN:

NONE

ABSENT:

LaBONGE, YAROSLAVSKY

MOTION PASSES: 7/0/0

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

Paul A. Novak, AICP **Executive Officer** 

### RESOLUTION NO. 2013-36RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR LOS ANGELES COUNTY MAKING DETERMINATIONS APPROVING AND AMENDING THE SPHERE OF INFLUENCE NO. 2010-11 OF LOS ANGELES COUNTY SANITATION DISTRICT NO. 5.

WHEREAS, County Sanitation District No. 5 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), to Amend the Sphere of Influence of Los Angeles County Sanitation District No. 5; and

WHEREAS, the principal reason for the proposed sphere of influence amendment is to provide offsite sewage disposal for future proposed development; 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 24.81± acres and is uninhabited; and WHEREAS, the short-form designation given this proposal is "Los Angeles County

Sanitation District No. 5 Sphere of Influence Amendment 2010-11"; and

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

WHEREAS on July 10, 2013, 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 report of the Executive Officer.

### NOW, THEREFORE, BE IT RESOLVED as follows:

- 1. The Commission hereby determines that the proposal is exempt from CEQA because it can be seen with certainty that there is no possibility that the Sphere of Influence Update will have a significant effect on the environment, as set forth in State CEQA Guidelines section 15061(a)(3).
- 2. The Commission hereby amends the Sphere of Influence of Los Angeles County Sanitation District No. 5 to include the territory in Exhibit "A", and makes the following determinations in accordance with Government Code Section 56425:
  - a. Present and planned land uses in the area:
     The present land uses are commercial, public utility, and vacant. The proposed land use will be commercial, and public utility.
  - b. Present and probable need for public facilities and services:
     There currently is sewer service provided to the area by County Sanitation District
     No. 5.

### c. The present capacity of public facilities:

The wastewater generated by the annexation area is being treated by the Joint Outfall System (JOS). The JOS has a design capacity of 577.7 mgd and currently processes an average flow of 393.7 mgd. District No. 5 sewerage facilities have or, in accordance with current policy, has adequate capacity to collect, treat, and dispose of wastewater generated by the subject territory.

### d. The existence of any social or economic communities of interest:

There are no significant social or economic communities of interest within the subject territory.

### e. <u>Disadvantaged Unincorporated Communities:</u>

There are no Disadvantaged Unincorporated Communities (DUCs) within or adjacent to the affected territory.

### f. Determinations of the Services of the Existing District:

The Commission has on file written statement of the functions and classes of service of the Los Angeles County Sanitation District No. 5 and can establish the nature, location and extent of its classes of service and that it provides services within its boundaries.

3. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution as provided in Government Code Section 56882.

PASSED AND ADOPTED this 10<sup>th</sup> day of July 2013.

MOTION:

**FINLAY** 

SECOND:

**PELLISSIER** 

AYES:

CLOSE, DEAR, FINLAY, LaBONGE, MOLINA, PELLISSIER,

SPENCE, GLADBACH

NOES:

**NONE** 

ABSTAIN:

NONE

ABSENT:

YAROSLAVSKY

MOTION PASSES:

8/0/0

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

Paul A. Novak, AICP Executive Officer

## RESOLUTION NO. 2013-37RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR LOS ANGELES COUNTY MAKING DETERMINATIONS APPROVING AND ORDERING "ANNEXATION NO. 55 TO LOS ANGELES COUNTY SANITATION DISTRICT NO. 5"

WHEREAS, the County Sanitation District No. 5 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 within the City of El Segundo; and

WHEREAS, the principal reason for the proposed annexation is to provide offsite sewage disposal for an existing shopping center; 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 17.999± acres and is uninhabited; and

WHEREAS, the short-form designation given this proposal is "Annexation No. 55 to County Sanitation District No. 5"; and

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

WHEREAS, on July 10, 2013, 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 56662(a), the Commission hereby finds and determines that:
  - a. The territory to be annexed is uninhabited; and
  - b. Pursuant to Government Code Sections 56658(b)(1) and 56662(c), the Executive Officer has given the required mailed notice to each affected agency of the application to initiate proceedings for the proposed annexation, and no affected local agency has submitted a written demand for notice and hearing during the 10-day period following the notice; and
  - c. The proposal was accompanied by satisfactory proof that all the owners of land within the affected territory have given their written consent to the proposal.

Based thereon, pursuant to Government Code Section 56662 (a), notice and hearing requirements are waived and protest proceedings are waived.

- 2. The Commission finds that this 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. 55 to the County Sanitation District No. 5 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.
  - The affected territory will be taxed for existing general bonded indebtedness, if any, of the District.
  - d. Except to the extent in conflict with a through c, above, the general terms and conditions contained in Chapter 2 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57325) shall apply to this annexation.

Resolution No. 2013-37RMD Page 4

4. The Commission hereby orders the uninhabited territory described in Exhibits "A" and "B" annexed to County Sanitation District No. 5.

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 57200, et seq.

PASSED AND ADOPTED 10<sup>th</sup> day of July 2013.

MOTION:

**FINLAY** 

SECOND:

**DEAR** 

**AYES:** 

CLOSE, DEAR, FINLAY, MOLINA, PELLISSIER, SPENCE,

**GLADBACH** 

NOES:

NONE

ABSTAIN:

**NONE** 

ABSENT:

LaBONGE, YAROSLAVSKY

MOTION PASSES: 7/0/0

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

# RESOLUTION NO. 2013-38RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES MAKING DETERMINATIONS APPROVING AND ORDERING "DETACHMENT NO. 2012-03 FROM LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 36, VAL VERDE; AMENDMENT TO THE LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 36, VAL VERDE"

WHEREAS, the Sterling Gateway L.P. submitted a landowner petition to the Local Agency Formation Commission for the County of Los Angeles (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 detachment of territory herein described from the Los Angeles County Waterworks District No. 36, Val Verde, all within the Los Angeles unincorporated territory of Val Verde; and

WHEREAS, the proposed detachment consists of approximately 116.68± acres of uninhabited territory and is assigned the following distinctive short-form designation:

"Detachment No. 2012-03 from Los Angeles County Waterworks District No. 36, Val Verde"; 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 the proposed detachment is because Los Angeles

County Waterworks District No. 36, Val Verde, does not have infrastructure in place to service
the proposed industrial park. Valencia Water Company, a private water purveyor, will provide
water service to the affected territory; and

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

WHERAS, on July 10, 2013, 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. Pursuant to Government Code Section 56662(a), the Commission hereby finds and determines that:
  - a. The territory encompassed by the detachment is uninhabited;
  - b. Pursuant to Government Code Sections 56658(b)(1) and 56662(c), the Executive Officer has given the required mailed notice to each affected agency of the application to initiate proceeding for the proposed detachment, and no affected local agency has submitted a written demand for notice and hearing during the 10-day period following the notice; and
  - c. The detachment was accompanied by satisfactory proof that all owners of land within the affected territory have given their written consent to the proposal.

Based thereon, pursuant to Government Code Section 56662(a), the Commission may make determinations upon the proposed detachment proposal without notice and hearing and may waive protest proceedings relative to the proposed detachment.

However, with respect to the proposed SOI amendment, a public hearing is still required pursuant to Government Code Section 56427.

- 2. The Commission, acting in its role as a responsible agency with respect to Detachment No. 2012-03 from Los Angeles County Waterworks District No. 36, Val Verde, 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 Mitigated Negative Declaration adopted on December 3, 2008 by the County of Los Angeles, as lead agency, and has determined that the document adequately addresses the environmental impacts of the proposed project. The Commission 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. The Commission hereby amends the Spheres of Influence of Los Angeles County Waterworks District No. 36, Val Verde, so as to exclude the subject territory described in Exhibit "A" and "B" from Los Angeles County Waterworks District No. 36, Val Verde, and makes the following determinations in accordance with Government Code Section

56425:

### a. Present and Planned Land Uses in the Area

The present land use is vacant. The future planned land use of the territory is an industrial park.

b. Present and Probable Need for Public Facilities and Services in the Area

The affected territory is located within the Los Angeles County unincorporated community of Val Verde and receives general governmental services, including land use planning and regulation, law enforcement, fire protection, road maintenance and other services from the County and other special districts.

The affected territory will be developed to include an industrial park which requires organized governmental services. The affected territory will require governmental services indefinitely.

### c. Present Capacity of Public Facilities and Services

The proposed SOI amendment is appropriate because it is not economically nor environmentally feasible for the District to provide water service to the affected territory.

### d. Social of Economic Communities of Interest

The proposal will have no adverse effect with respect to the fair treatment of people of all races and incomes, or the location of public facilities or services.

- e. <u>Disadvantaged Unincorporated Communities</u>

  There are no Disadvantaged Unincorporated Communities (DUCs) within or adjacent to the affected territory.
- 4. 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.
- 5. The affected territory consists of 116.68± acres, is uninhabited, and is assigned the following short form designation:

"Detachment No. 2012-03 from Los Angeles County Waterworks District No. 36, Val Verde".

- 6. Detachment No. 2012-03 from Los Angeles County Waterworks District No. 36, Val Verde is hereby approved, subject to the following terms and conditions:
  - a. The Sterling Gateway L.P. agrees to defend, hold harmless and indemnify LAFCO and/or its agents, officers and employees from any claim, action or proceeding against LAFCO and/or its agents, officers and employees to attack, set aside, void or annul the approval of LAFCO concerning this proposal or any action relating to or arising out of such approval.
  - b. The effective date of the detachment shall be the date of recordation.
  - c. Payment of Registrar Recorder/County Clerk and State Board of Equalization fees.

- d. Detachment of the affected territory described in Exhibits "A" and "B" from the Los Angeles County Waterworks District No. 36, Val Verde.
- e. Except to the extent in conflict with "a" through "d", above, the general terms and conditions contained in Chapter 3 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57350) shall apply to this detachment.
- 7. The Executive Officer is directed to transmit a certified copy of this resolution to the General Manager of this District, upon 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 10<sup>th</sup> day of July 2013.

MOTION:

**PELLISSIER** 

SECOND:

LaBONGE

AYES:

CLOSE, DEAR, FINLAY, LaBONGE, MOLINA, PELLISSIER, SPENCE, GLADBACH

NOES:

ABSTAIN:

NONE

ABSENT:

YAROSLAVSKY

MOTION PASSES: 8/0/0

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

Paul A. Novak. AICP Executive Officer