

Resolution No. 2169

575 Administration Drive
Santa Rosa, CA 95403

September 2, 1993

RESOLUTION OF LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF SONOMA ADOPTING A NEGATIVE DECLARATION AND MAKING DETERMINATIONS AND APPROVING THE PROPOSED REORGANIZATION OF TERRITORY INVOLVING THE FORMATION OF COUNTY SERVICE AREA NO. 41 (MULTI-SERVICES), DISSOLUTION OF COUNTY SERVICE AREA NO. 2 (GRATON), COUNTY SERVICE AREA NO. 3 (ROSELAND), COUNTY SERVICE AREA NO. 6 (SEA RANCH) COUNTY SERVICE AREA NO. 9 (WINDSOR), COUNTY SERVICE AREA NO. 10 (KRUSE RANCH), COUNTY SERVICE AREA NO. 12 (TEMELEC), COUNTY SERVICE AREA NO. 14 (WIKIUP VILLAGE), COUNTY SERVICE AREA NO. 15 (WILDWOOD), COUNTY SERVICE AREA NO. 16 (AIRPORT-LARKFIELD-WIKIUP), COUNTY SERVICE AREA NO. 17 (FOOTHILLS), COUNTY SERVICE AREA NO. 18 (GLEN ELLEN), COUNTY SERVICE AREA NO. 19 (PENNGROVE), COUNTY SERVICE AREA NO. 23 (RUSSIAN RIVER), COUNTY SERVICE AREA NO. 24 (FITCH MOUNTAIN), COUNTY SERVICE AREA NO. 26 (GEYSERVILLE), COUNTY SERVICE AREA NO. 27 (ROLLING HILLS), COUNTY SERVICE AREA NO. 30 (THOMAS CREEK RANCH), COUNTY SERVICE AREA NO. 31 (AIRPORT-LARKFIELD-WIKIUP), COUNTY SERVICE AREA NO. 32 (SALMON CREEK), COUNTY SERVICE AREA NO. 33 (FREESTONE), COUNTY SERVICE AREA NO. 34 (JENNER), COUNTY SERVICE AREA NO. 35 (SONOMA VALLEY), COUNTY SERVICE AREA NO. 36 (BODEGA), AND COUNTY SERVICE AREA NO. 37 (CAMP MEEKER), ESTABLISHMENT OF COUNTY SERVICE AREA NO. 41 SPHERE OF INFLUENCE, REDESIGNATION OF COUNTY SERVICE AREA NO. 40 (SONOMA COUNTY) TO COUNTY SERVICE AREA NO. 40 (FIRE SERVICES) AND CONFORMING SPHERE OF INFLUENCE AMENDMENTS

RESOLVED, by the Local Agency Formation Commission of the County of Sonoma, State of California, that

WHEREAS, a resolution of application for the proposed reorganization of territory involving the formation of County Service Area No. 41 (Multi-Services), dissolution Of County Service Area No. 2 (Graton), County Service Area No. 3 (Roseland), County Service Area No. 6 (Sea Ranch) County Service Area No. 9 (Windsor), County Service Area No. 10 (Kruse Ranch), County Service Area No. 12 (Temelec), County Service Area No. 14 (Wikiup Village), County Service Area No. 15 (Wildwood), County Service Area No. 16 (Airport-Larkfield-Wikiup), County Service Area No. 17 (Foothills), County Service Area No. 18 (Glen Ellen), County Service Area No. 19 (Penngrove), County Service Area No. 23 (Russian River), County Service Area No. 24 (Fitch Mountain), County Service Area No. 26 (Geyserville), County Service Area No. 27 (Rolling Hills), County Service Area No. 30 (Thomas Creek Ranch), County Service Area No. 31 (Airport-Larkfield-Wikiup), County Service Area No. 32 (Salmon Creek), County Service Area No. 33 (Freestone), County Service Area No. 34 (Jenner), County Service Area No. 35 (Sonoma Valley), County Service Area No. 36 (Bodega), And County Service Area No. 37 (Camp Meeker), Establishment Of County Service Area No. 41 Sphere Of Influence, Redesignation Of County Service Area No. 40 (Sonoma County) To County Service Area No. 40 (Fire Services) and conforming Sphere Of Influence amendments in the County of Sonoma (herein

"the proposal") was heretofore filed by the Sonoma County Board of Supervisors and accepted for filing on August 23, 1993 by the Executive Officer of this Local Agency Formation Commission pursuant to Title Six, Division One, commencing with Section 56000 et seq. of the Government Code; and

WHEREAS, this Commission is lead agency for the proposal under the California Environmental Quality Act (CEQA), the State CEQA Guidelines and the Sonoma LAFCO Procedures of Environmental Review, and the Executive Officer has conducted an initial study for the proposal in accordance therewith to evaluate the potential for adverse environmental impact and has determined that the proposal has no potential to result in any significant adverse environmental impacts; and

WHEREAS, the Executive Officer, based on the initial study, has determined that a negative declaration is the appropriate environmental document for processing the proposal, has prepared a negative declaration, has provided notice and public review in the manner provided by law, and has presented the negative declaration to this Commission for consideration; and

WHEREAS, the Executive Officer, pursuant to Government Code Section 56828, set September 2, 1993 as the hearing date on the proposal and gave the required notice of hearing; and

WHEREAS, the Executive Officer, pursuant to Government Code Section 56833, has reviewed the proposal and prepared a report, including his recommendations thereon, and has furnished a copy of the report to each person entitled to a copy; and

WHEREAS, this Commission called the proposal for public hearing on September 2, 1993, heard from the interested parties, considered the Negative Declaration for the proposal, considered the proposal and the report of the Executive Officer, and considered the factors determined by the Commission to be relevant to the proposal including, but not limited to, factors specified in Government Code Section 56841;

NOW, THEREFORE, the Local Agency Formation Commission of the County of Sonoma DOES HEREBY FIND, DETERMINE, RESOLVE, and ORDER as follows:

- Section 1. The foregoing recitals are all true and correct and each and every one of them is ratified and adopted by this Commission as hereinabove stated.
- Section 2. Notice as required by law was given.
- Section 3. All persons desiring to be heard regarding the proposal have been given the opportunity to be heard and all persons requesting to be heard have been heard.
- Section 4. Based on the information contained in the Initial Study, the report of the Executive Officer, documents on file with the Commission, and testimony and evidence presented at the public hearing, this Commission expressly finds that there is no substantial evidence in the record to support a fair argument that the proposal may produce any significant environmental effects and determines that the proposal will not have a significant effect on the environment.
- Section 5. The Commission adopts the Negative Declaration for the proposal, certifies that the Negative Declaration has been completed, received, and considered, together with comments received during the public review process, in compliance with CEQA, the State CEQA Guidelines, and the Sonoma

LAFCO Procedures of Environmental Review, and finds that the Negative Declaration reflects the independent judgment of the Commission and that the proposal will not affect fish and wildlife resources.

Section 6. Subject to the terms and conditions hereinafter specified, the proposal is approved.

- a. CSA No. 41 (Multi-Services) shall be the successor in interest to all rights, duties, and obligations of the dissolving county service areas, including, but not limited to, all rights, duties, and obligations representing enforcement, performance, or payment of outstanding bonds or other contracts and obligations of the dissolving county service area.
- b. Zones shall be formed within CSA No. 41 (Multi-Services) having boundaries coterminous with the existing boundaries of all the county service areas except CSA No. 16 (Airport-Larkfield-Wikiup) (hereinafter "coterminous zones"). No such zone shall be formed for CSA No. 16 (Airport-Larkfield-Wikiup) because it is inactive and duplicative of CSA 31 (Airport-Larkfield-Wikiup). The coterminous zones may be amended and dissolved and new zones formed, amended, and dissolved by the Board of Supervisors pursuant to section 25210.8 of the Government Code.
- c. Any and all monies or funds, including cash on hand and monies due but uncollected, and any other obligations of the dissolving county service areas shall be allocated to the coterminous zones representing the dissolving county service areas of origin.
- d. Any and all property, real or personal, of the dissolving county service areas shall be transferred to CSA No. 41 (Multi-Services) and allocated to the coterminous zones representing the county service areas of origin.
- e. Any and all resources and assets of the dissolving county service areas shall be transferred to CSA No. 41 (Multi-Services) and allocated to the coterminous zones representing the dissolving county service areas of origin.
- f. An appropriations limit shall be established for CSA No. 41 (Multi-Services) reflecting the transfer of financial responsibility for services from the dissolving county service areas to CSA No. 41 (Multi-Services) and allocated to the coterminous zones representing the dissolving county service areas of origin.
- g. Any authorization for the provision of additional services by CSA No. 41 (Multi-Services) shall be effective only upon approval by the Local Agency Formation Commission of the County of Sonoma.
- h. The formation and modification of zones within CSA 41 (Multi-Services) shall be subject to procedures and policies established by the Board of Supervisors.

Section 7. Approval of this application will have no effect on maintaining the physical and economic integrity of any agricultural preserve that might be considered within the sphere of influence of any agency in this proposed reorganization.

- Section 8. The boundaries of the territory proposed to be reorganized, as set forth in the proposal or as amended by condition, are hereby approved including the entire unincorporated territory of the County of Sonoma. Said territory is found to be inhabited, and said territory is assigned the following distinctive short form designation: "Reorganization Involving Formation of County Service Area No. 41 (Multi-Services)."
- Section 9. The County of Sonoma is designated as the conducting authority and the Board of Supervisors of Sonoma County is hereby directed to initiate and conduct subsequent proceedings in compliance with this resolution, which proceedings shall be conducted with notice and hearing.
- Section 10. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution in the manner and as provided in Section 56853 of the Government Code. In addition, said Executive Officer shall also mail to said conducting authority a copy of the petition or resolution accompanying said proposal.

The foregoing resolution was introduced at a regular meeting of this Local Agency Formation Commission on the second day of September, 1993, and ordered adopted by the following vote:

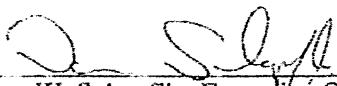
Commissioner Poppiano	Aye
Commissioner Esposti	Aye
Commissioner Cullinen	Aye
Commissioner Boyett	Aye
Commissioner Cale	Aye

Ayes: 5 Noes: 0 Absent or not voting: 0

WHEREUPON, the Chairman declared the foregoing resolution adopted and

SO ORDERED

ATTEST:



 Tom W. Schopflin, Executive Officer

The within instrument is a correct copy of the original on file in this office.

ATTEST: _____ SEP, 17 1993

BY: 

 Clerk