

6.8 SERVICE OUTSIDE OF AGENCY BOUNDARIES (Approved January 6, 2000)

6.8.1 A city or district may provide new or extended services outside its jurisdictional boundaries only if it requests and receives written approval by LAFCO (§56133). Such service is permitted on parcels within the sphere of influence of an agency in anticipation of annexation.

6.8.2 Service may be permitted outside the sphere of influence of the agency if the agency provides documentation of a threat to the health and safety of the public or the affected residents and notice is given to corporate service providers as specified in §56133(c)(2) (chaptered Oct.10,1999) **as provided in Section 6.8.3.**

6.8.3 **Written approval for emergency connections may be authorized by the Executive Officer and service may be provided prior to review by the Commission only under all of the following circumstances.**

(a) **The agency or landowners provides documentation of a threat to the health and safety of the public or the affected residents, such as a failing well or septic system; and**

(b) **El Dorado County Environmental Management Department reviews health and safety documentation; and**

(c) **The territory is within the Sphere of Influence of the agency; and**

(d) **An application to annex the territory has been previously or is concurrently submitted.**

6.8.4 The Commission shall also consider any requests to be exempt from the requirement to obtain LAFCO approval of an out-of-agency service extension, pursuant to Government Code Section 56133(e).

6.8.5 ~~6.8.3~~ **Contracts Except for agencies subject to Government Code §56134, contracts** or agreements solely involving two or more public agencies are not subject to LAFCO review.

6.8.6 ~~6.8.4~~ **Contracts or agreements for the transfer of non-potable or non-treated water and for provision of surplus water to agricultural lands for projects that serve conservation purposes or that directly support agricultural industries are not subject to LAFCO review.**

6.8.7 ~~6.8.5~~ **Service extensions providing surplus water to any project that will support or induce development require written approval from the Commission.**

6.8.8 ~~6.8.6~~ Extra-territorial services provided by agencies prior to January 1, 2001 are not subject to LAFCO review.

6.8.9 ~~6.8.7~~ The agency requesting LAFCO approval shall submit an *Application for Contractual Agreement Approval*, other information as needed, maps, a copy of the Agreement or Contract, fees and the appropriate environmental document (Notice of Determination or Notice of Exemption).

6.8.10 ~~6.8.8~~ As a condition of approval, the Commission may require the completion of the annexation within a specified time frame.

~~6.8.9~~ Written approval for emergency connections may be authorized by the Executive Officer and service may be provided prior to review by the Commission only under all of the following circumstances.

~~(e) The agency or landowners provides documentation of a threat to the health and safety of the public or the affected residents, such as a failing well or septic system; and~~

~~(f) El Dorado County Environmental Management Department reviews health and safety documentation; and~~

~~(g) The territory is within the Sphere of Influence of the agency; and~~

~~(h) An application to annex the territory has been previously or is concurrently submitted.~~

6.8.11 ~~6.8.10~~ Emergency connections authorized by the Executive Officer will be reviewed by the Commission at the next regularly scheduled LAFCO meeting.