

# EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

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## *AGENDA OF SEPTEMBER 26, 2007*

### *REGULAR MEETING*

**TO:** Ted Long, Chairman, and  
Members of the El Dorado County Local Agency Formation  
Commission

**FROM:** José C. Henríquez, Executive Officer

**PREPARED BY:** Erica Sanchez, Policy Analyst

**AGENDA ITEM #2d:** Preacher and Reay Annexation to El Dorado Irrigation  
District – Request for Extension of One Year Deadline for  
Meeting of Conditions of Approval

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#### **RECOMMENDATION**

Staff recommends that the Commission grant an extension of one (1) year to the owners of the parcels in question so that they may have additional time to comply with the Commission's condition of approval relating to payment of the State Board of Equalization (SBE) fees.

#### **REASON FOR RECOMMENDED ACTION**

Government Code §57001 states that a petition is considered abandoned if a Certificate of Completion has not been recorded within one year of the Commission's approval of the project, unless the Commission grants an extension. The current deadline expires September 27, 2007. The last condition still outstanding is the applicant's payment of SBE fees in the amount of \$1,200.

#### **BACKGROUND**

On September 27, 2006, the Commission adopted Resolution L-2006-13, conditionally approving the annexation of parcels 090-260-10 and 090-260-18 to El Dorado Irrigation District (EID). Prior to the application being complete and finalized, the Commission adopted the following condition:

The Certificate of Completion shall be issued and recorded subsequent to final payment of all LAFCO, State Board of Equalization and County fees,

costs and charges associated with the project and necessary to complete the required filings and transmittals.

Although EID has stated that it has the capacity and willingness to serve the subject parcels, there is an unresolved issue between the applicants and the owners of neighboring parcels regarding easement access to run a water line to the project properties. Negotiations have been ongoing throughout this time; however it is now close to one year since the Commission approved the project. The applicants do not believe there will be a favorable resolution to this situation before the one-year time limitation. In addition, the applicants have been reluctant to pay the SBE fees if the annexation will not ultimately result in their receipt of EID water service. This time extension request is made as a courtesy to the applicants with the hope that there will be a breakthrough in the next year that allows them to complete this final annexation requirement.