

# EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

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## *AGENDA OF MARCH 23, 2011*

### *REGULAR MEETING*

**TO:** Ken Humphreys, Chair, 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 #2J :** Clarksville Business Park Annexation to the El Dorado  
Irrigation District – Request for an Extension of the One  
Year Deadline for Meeting of Conditions of Approval

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#### **RECOMMENDATION**

Staff requests that the Commission grant a one-year extension for the Clarksville Business Park Annexation to the El Dorado Irrigation District (EID), so that the project proponents may have additional time to comply with the Commission's conditions of approval. The current deadline expires March 24, 2011; the time extension would be effective until March 24, 2012.

#### **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. Staff cannot record the Certificate of Completion for this project until after all conditions of approval have been met, including attainment of an inclusion letter from the United States Bureau of Reclamation (USBR). Authorization from USBR can take anywhere from 12 to 24 months to receive.

#### **BACKGROUND**

On March 24, 2010, the Commission adopted Resolution L-2010-08, conditionally approving annexation of the Clarksville Business Park to the El Dorado Irrigation District. Prior to the application being complete and finalized, the Commission adopted the following condition (among others):

The Certificate of Completion shall be issued and recorded subsequent to the fixing and establishment of any necessary right of use of water by El Dorado Irrigation District in the subject territory (§56886j). Nothing in this condition shall operate or be interpreted to modify priorities of use, or right of use, to water, or capacity rights in any public improvements or facilities that have been fixed and established by a court or an order of the State Water Resources Control Board.

Because the project is within EID's El Dorado Hills Service Area, written consent from the USBR is required to verify that water resources are available from Folsom Lake for this project. EID has requested this item from the Bureau, and has been assured that the inclusion process is currently underway. The authorization could be received within the original timeframe; however, since it is not within the control of EID, the applicant or LAFCO staff, staff is requesting an extension so as to not incur any problems with the one-year deadline specified in Cortese-Knox-Hertzberg.