

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

AGENDA OF AUGUST 26, 2015

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 #4E: REQUEST FOR TIME EXTENSION – DIAMANTE ESTATES
REORGANIZATION TO THE EL DORADO IRRIGATION
DISTRICT AND THE EL DORADO HILLS COUNTY WATER
DISTRICT

LAFCO Project No. 2014-01

PROPONENTS: Omni Financial, LLC

AGENT: Olga Sciorelli, CTA Engineering and Land Surveying

RECOMMENDATION

Staff recommends that the Commission consider the applicant's request for a one-year extension for the Diamante Estates Reorganization into the El Dorado Irrigation District (EID) and the El Dorado Hills County Water District (EDH Fire), so that the project proponents may have additional time to comply with the Commission's conditions of approval. The current deadline expires August 27, 2015; the time extension would be effective until August 27, 2016.

REASON FOR RECOMMENDED ACTION

Per Government Code §57001, if a certificate of completion is not recorded for a project within one year of Commission approval, the project shall be terminated unless the Commission grants an extension. The extension may be for any period deemed reasonable to the Commission for completion of necessary prerequisite actions by any party. The certificate of completion cannot be recorded until all conditions of approval have been met.

BACKGROUND

The Commission conditionally approved the Diamante Reorganization August 27, 2014, with a standard one-year deadline to complete all required conditions by August 27, 2015. Payment of the final LAFCO processing fees and the signed Indemnification Agreement were just received in July, so the following conditions for this project remain outstanding:

- 1) *Authorization from the United States Bureau of Reclamation (USBR) to approve the inclusion request for the project area* – Because the project is within EID's El Dorado Hills Service Area, USBR is required to verify that water resources are available from Folsom Lake for this project. For past annexation projects USBR signoff has been known to take up to two years to receive; EID sent the inclusion request packet to USBR after the applicants submitted the annexation application to EID in February 2015. EID staff will need to bring the annexation to the Board for approval before the paperwork can be sent.
- 2) *Payment of State Board of Equalization (SBE) fees* – The SBE fees for this project are \$800; however, the applicants cannot submit payment for these fees until after the other two conditions have been met, because SBE will not accept checks issued more than 30 days prior.

If the Commission denies the extension request and the above conditions are not completed by August 27, 2015, the reorganization will be terminated. The applicants would be eligible to reapply for reorganization one year after this date; however, the process would start from the beginning.