

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

AGENDA OF FEBRUARY 25, 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 #4F: REQUEST FOR TIME EXTENSION – PORTER ANNEXATION
TO THE EL DORADO IRRIGATION DISTRICT

LAFCO Project No. 2013-02

PROPONENT: Gregory Porter

AGENT: Olga Sciorelli, CTA Engineering and Land Surveying

RECOMMENDATION

Staff recommends that the Commission consider a one-year extension request for the Porter Annexation into the El Dorado Irrigation District (EID), so that the project proponent may have additional time to comply with the Commission's conditions of approval. The current deadline expires March 26, 2015; the time extension would be effective until March 26, 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 Porter Annexation on March 26, 2014, with a standard one-year deadline to complete all required conditions by March 26, 2015. The following conditions for this project remain outstanding:

- 1) *Right of Use letter from EID for the annexation area* – The project is within EID’s Western/Eastern Service Area; therefore, EID is required to verify that water resources are available within this supply region for this project. EID signoff can typically be done relatively quickly; however EID staff will need to bring the annexation to the Board for approval before the Right of Use letter can be sent, and the applicant just recently submitted the annexation application to EID in February 2015.
- 2) *Payment of State Board of Equalization (SBE) fees* – The SBE fees for this project are \$1,200; 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 March 26, 2015, the annexation will be terminated. The applicant would be eligible to reapply for annexation one year after this date; however, the process would start from the beginning.