

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

APPROVED

RESOLUTION NUMBER L-2007-47

Update to the Georgetown Divide Resource Conservation District Sphere of Influence

LAFCO Project No. 2007-11-B

WHEREAS, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 governs the organization and reorganization of cities and special districts by local agency formation commissions established in each county, as defined and specified in Government Code Sections 56000 et seq. (unless otherwise indicated all statutory references are to the Government Code); and

WHEREAS, Section 56425 et seq. provides that the local agency formation commission in each county shall develop and determine the sphere of influence of each local governmental agency within the county, and enact policies designed to promote the logical and orderly development of areas within the spheres of influence, as more fully specified in Sections 56425 et seq.; and

WHEREAS, Section 56430 requires that local agency formation commissions conduct a municipal service review (MSR) prior to, or in conjunction with, consideration of actions to establish or update a sphere of influence (SOI) in accordance with Sections 56076 and 56425; and

WHEREAS, pursuant to Section 56430, in order to prepare and update spheres of influence, the Commission conducted a Resource Conservation District Municipal Services Review and adopted a written statement of determinations on December 5, 2007; and

WHEREAS, the agencies reviewed were the El Dorado County Resource Conservation District, the Georgetown Divide Resource Conservation District and the Tahoe Resource Conservation District; and

WHEREAS, the Executive Officer reviewed the sphere of influence update pursuant to the California Environmental Quality Act (CEQA), and recommended that the project is exempt from CEQA under Section 15061(b)(3) because it is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA, and, based thereon, the Executive Officer prepared a Notice of Exemption; and

WHEREAS, the Executive Officer set a public hearing for December 5, 2007 for consideration of the environmental review and the draft sphere of influence update for

the Georgetown Divide Resource Conservation District and caused notice thereof to be posted, published and mailed at the times and in the manner required by law at least twenty-one (21) days in advance of the date; and

WHEREAS, on December 5, 2007 the draft sphere of influence update came on regularly for hearing before LAFCO, at the time and place specified in the Notice; and

WHEREAS, at said hearing, LAFCO reviewed and considered the draft sphere of influence, and the Executive Officer's Report and Recommendations; each of the policies, priorities and factors set forth in Government Code Section 56425 et seq.; LAFCO's Policies and Guidelines related to spheres of influence, starting with Policy 4.0; and all other matters presented as prescribed by law; and

WHEREAS, at that time, an opportunity was given to all interested persons, organizations, and agencies to present oral or written testimony and other information concerning the proposal and all related matters; and

WHEREAS, the Commission received, heard, discussed, and considered all oral and written testimony related to the sphere update, including but not limited to protests and objections, the Executive Officer's report and recommendation, the environmental document and determinations and the service reviews; and

WHEREAS, pursuant to Government Code Section 56425(i)(2), the Commission does hereby establish the functions and classes of services provided by the Georgetown Divide Resource Conservation District as follows: resource conservation services; and

WHEREAS, the Commission does hereby make the following determinations regarding the proposal pursuant to Government Code Section 56425(e):

1. *The present and planned land uses in the area, including agricultural and open space lands.*

Present land use in the GDRCD area includes primarily low to medium-density residential, commercial, industrial, and agricultural related activities such as orchards, vineyards, livestock, and timber production. Primary residential areas within the district tend to follow along the major road arteries, with the heaviest concentration clustering in the communities of Georgetown, Garden Valley and Cool. Areas between these community regions are primarily agricultural and rural residential. Over half of the land within GDRCD, on the northern and eastern sides, is publicly owned by the US Forest Service. Future land uses are expected to remain relatively unchanged, with population growth consistent with the 2004 General Plan within already-established community regions.

2. *The present and probable need for public facilities and services in the area.*

GDRCD serves an estimated population of 16,600 people and has experienced an amplified demand for services due to growth in the County's population and an increased awareness of, and demand for, the districts' educational programs. This is, in part, due to increasing regulatory programs to comply with local and state regulations. As more development occurs on the western slope, discretionary permits will require that more resource conservation practices are implemented to minimize their effects on the local environment. As the county's population grows further, so will the demands on the district. In particular, GDRCD will probably play an increasing role in cooperative watershed planning and management, and in the preparation and administration of grants for watershed projects. These roles will place escalating demands and responsibilities on the district directors and staff.

3. *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide.*

GDRCD appears to provide an above-average level of resource conservation services to district residents. Instead of receiving an increment of local property taxes, GDRCD receives revenue to fund its programs through various grants, and an annual base-contribution from the El Dorado County General Fund. Although the majority of the revenue is only semi-stable due to the uncertain nature of grants and the informal funding agreement with the County, the district does not appear to have difficulties in financing its operations at this time.

4. *The existence of any social or economic communities of interest in the area if the Commission determines that they are relevant to the agency.*

The GDRCD serves multiple distinct communities within the Georgetown Divide, including Georgetown, Garden Valley, Cool, Greenwood, Pilot Hill, Kelsey, Quintette and Volcanoville. Georgetown and Garden Valley represent the primary concentrated, social or economic communities of interest within the district.

NOW, THEREFORE BE IT HEREBY RESOLVED, DETERMINED, ORDERED AND FOUND:

Section 1. Each of the foregoing recitals is true and correct.

Section 2. The Notice of Exemption prepared by the Executive Officer is approved as the appropriate environmental document for this project.

Section 3. The update to the Georgetown Divide Resource Conservation District's Sphere of Influence to affirm the current sphere is orderly, logical and justifiable.

Section 4. The Executive Officer is directed to file a Notice of Exemption under Section 15061(b)(3) in compliance with the California Environmental Quality Act and local ordinances implementing the same.

Section 5. The Georgetown Divide Resource Conservation District's sphere of influence is updated to affirm its current sphere as shown on the attached map, marked Exhibit A, attached hereto and incorporated herein by this reference.

PASSED AND ADOPTED by the El Dorado Local Agency Formation Commission at a regular meeting of said Commission, held December 5, 2007 by the following vote of said Commission.

Long, Briggs, Hagen, Humphreys, Loftis
AYES: Norris, Sweeney
NOES: None
ABSTENTIONS: None
ABSENT: None

ATTEST:

Allison Moroso
Clerk to the Commission

[Signature]
Chairperson

APPROVED

EXHIBIT A

Georgetown Divide Resource Conservation District

■ Current and proposed Sphere of Influence
(coterminous with district boundaries)

