

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 #4D: REQUEST FOR TIME EXTENSION – LA CANADA
ANNEXATION TO THE EL DORADO IRRIGATION DISTRICT

LAFCO Project No. 2010-03

PROPONENTS: Betty L. Poole and Melvin R. Jackson

RECOMMENDATION

Staff recommends that the Commission consider a fourth one-year extension request for the La Canada 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 April 27, 2015; the time extension would be effective until April 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.

The final condition for the La Canada Annexation is authorization from the United States Bureau of Reclamation (USBR) to approve the inclusion request for the annexation area.

BACKGROUND

The Commission conditionally approved the La Canada annexation to EID on April 27, 2011, with a standard one-year deadline to complete all required conditions. At the request of the applicant, the Commission has granted three one-year extensions to the project to allow additional time to comply with the conditions of approval. The current extension is scheduled to expire on April 27, 2015.

USBR Approval

Because the territory to be annexed is within EID's El Dorado Hills Supply Area, USBR is required to verify that water resources are available from Folsom Lake for this project. EID received the annexation application for the La Canada property in January 2013, brought it to the Board for approval on February 25, 2013, and sent the inclusion request packet to the USBR in March 2013. The annexation is currently making its way through the USBR review process; however, the U.S. Fish and Wildlife Service is requiring a survey to determine the presence of red-legged frogs on the La Canada property as part of their informal consultation with USBR under Section 7 of the Endangered Species Act. The latest status on the frog survey is that it is tentatively scheduled for April 2015; however, that may be delayed, depending on rainfall conditions.

Recent annexation projects have shown USBR can take as long as two years to approve an inclusion after receiving the request. If the Commission denies the extension request and LAFCO does not receive USBR authorization by April 27, 2015, the annexation would be terminated. The landowners would be eligible to reapply for annexation one year after this date; however, the process would start from the beginning.