

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NUMBER L-2011-09

Resolution Approving the Countywide Fire Suppression and Emergency Services

Municipal Services Review and Sphere of Influence Study

LAFCO Project No. 2008-02

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 the sphere of influence, the Commission conducted a Countywide Fire Suppression and Emergency Services Municipal Service Review and Sphere of Influence Study of 12 single purpose fire suppression and emergency services agencies, and adopted a written statement of determinations in conjunction with this sphere of influence update on August 24, 2011; and

WHEREAS, these 12 single purpose agencies are comprised of County Service Area #7, the El Dorado Hills County Water District and the following fire protection districts: Diamond Springs/El Dorado, El Dorado County, Garden Valley, Georgetown, Latrobe, Lake Valley, Meeks Bay, Mosquito, Pioneer and Rescue Fire Protection Districts; 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 August 24, 2011 for consideration of the environmental review and the Countywide Fire Suppression and Emergency Services Municipal Service Review and Sphere of Influence Study 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 August 24, 2011 Countywide Fire Suppression and Emergency Services Municipal Service Review and Sphere of Influence Study 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 Countywide Fire Suppression and Emergency Services Municipal Service Review and Sphere of Influence Study, 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 review; and

WHEREAS, the Commission does hereby make the following determinations regarding the proposal pursuant to Government Code Section 56425(e) in Section V of the Countywide Fire Suppression and Emergency Services Municipal Service Review and Sphere of Influence Study.

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 El Dorado Local Agency Formation Commission adopts the Countywide Fire Suppression and Emergency Services Municipal Service Review and Sphere of Influence Study for County Service Area #7, the El Dorado Hills County Water District and the Diamond Springs/El Dorado, El Dorado County, Garden Valley, Georgetown, Latrobe, Lake Valley, Meeks Bay, Mosquito, Pioneer and Rescue Fire Protection Districts as set forth in Exhibit A attached hereto and incorporated herein by this reference, including all written determinations and recommendations as set forth therein.

Section 4. Pursuant to Government Code Section 56425(i)(2), the Commission does hereby establish the functions and classes of services provided by the 12 agencies as specified in Section V of this study.

Section 5. The updates to the spheres of influence for the 12 agencies are orderly, logical and justifiable.

Section 6. 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 7. The spheres of influence for each of the 12 agencies in this study are updated to affirm their current sphere as shown on the respective maps, marked as Maps 13 through 27, 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 August 24, 2011 by the following vote of said Commission.

AYES:
NOES:
ABSTENTIONS:
ABSENT:

ATTEST:

Interim Clerk to the Commission

Chairperson