

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

AGENDA OF MARCH 23, 2016

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 #4C: 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 fifth one-year extension for the La Canada Annexation to the El Dorado Irrigation District (EID), to give the project proponents additional time to comply with the Commission's conditions of approval. The current deadline expires April 27, 2016; the time extension would be effective until April 27, 2017.

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 four 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, 2016. The following conditions remain outstanding for this project:

- 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 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 inclusion request is currently making its way through the USBR review process; however the process was delayed for several seasons due to low rainfall conditions which prevented completion of a red-legged frog survey required by the U.S. Fish and Wildlife Service. The survey is now complete (no frogs were detected on the property), and EID staff is hopeful that the USBR will issue the inclusion approval letter shortly.
- 1) *Payment of State Board of Equalization (SBE) fees* – The SBE fees for this project are \$2,000. The applicants cannot submit payment for these fees until after the USBR inclusion approval letter is received because SBE will not accept checks issued more than 30 days prior.

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, 2016, 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.