

SANTA CRUZ LOCAL AGENCY FORMATION COMMISSION
RESOLUTION NO. 919-A

On the motion of Commissioner
Duly seconded by Commissioner
The following resolution is adopted:

MAKING DETERMINATIONS AND AUTHORIZING PROCEEDINGS FOR
41st AVENUE/CLARES DETACHMENT FROM
THE SOQUEL CREEK WATER DISTRICT
LAFCO NO.919-A

The Santa Cruz Local Agency Formation Commission does hereby RESOLVE, DETERMINE, AND ORDER as follows:

1. An application for the proposed detachment of certain territory was filed by resolution of the Board of the Soquel Creek Water District pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Section 56000 *et seq.*); and said territory is assigned the short-term designation of "41st Avenue/Clares Detachment, LAFCO No. 919-A."
2. The change of organization consists of the following:
-Detachment from Soquel Creek Water District.
3. The Executive Officer of the Commission has reviewed the resolution, has prepared a report, including his recommendations thereon, and has presented the same before this Commission for consideration.
4. A public hearing by the Commission was held on September 5, 2007; and at the hearing the Commission heard and received all oral and written protests, objections, and evidence that were presented.
5. Said territory includes two areas totaling approximately 9 acres.
6. The boundaries of the detachment area are approved as shown on the attached Exhibit A.
7. The approval of the detachment is conditioned upon the following terms and conditions:
 - A) The proponent district shall provide a legal map, description, and fees to meet State Board of Equalization requirements.
 - B) The proponent district shall be responsible to pay any fees required to comply with Fish and Game Code Section 711.4 (Fish and Game Fees required when notices of environmental decisions are filed).

- C) The Executive Officer shall not record the Certificate of Completion finalizing this detachment, during the time period between the closing of the precinct maps and a subsequent election directly involving any seat or measure of the Soquel Creek Water District.
8. Compliance with the California Environmental Quality Act has been met by a categorical exemption pursuant to the State CEQA Guidelines section 15320.
 9. Upon completion of the detachment, no property tax revenues will be transferred in accordance with the Board of Supervisors resolution adopted August 7, 2007 for this detachment.
 10. The detachment, as approved, is consistent with the Sphere of Influence of the Soquel Creek Water District as last amended by Santa Cruz LAFCO Resolution No. 919 on September 5, 2007.
 11. The justification for authorizing this reorganization is explained in the Executive Officer's Report on LAFCO No. 919-A and in the "Analysis of a Proposal to LAFCO" prepared by the staff for LAFCO No. 919-A.
 12. The affected territory is inhabited as defined in the Local Government Reorganization Act.
 13. This Commission hereby approves this detachment, as conditioned, and directs the Executive Officer to conduct protest proceedings in accordance with State law.

PASSED AND ADOPTED by the Local Agency Formation Commission in the County of Santa Cruz this fifth day of September 2007.

AYES:

NOES:

ABSENT:

TONY CAMPOS, CHAIRPERSON
Santa Cruz Local Agency Formation Commission

Attest:

Patrick M. McCormick, Executive Officer

Approved as to form:

Chris Cheleden, LAFCO Counsel