

Lake Local Agency Formation Commission

Regular Meeting Agenda

Wednesday May 17, 2023 -- 9:30 am

City of Clearlake – City Council Chambers

14050 Olympic Dr. Clearlake, California

Website: www.lakelafco.org

“Lake LAFCo oversees orderly development and protects natural resources and agricultural lands”

Zoom meeting for public: LAFCo has decided to make public meetings accessible telephonically or otherwise electronically to all members of the public. Members of the public are encouraged to observe and participate in the teleconference.

The complete agenda, including backup materials and materials related to items on this Agenda submitted to the Commission after distribution of the Agenda Packet, is available for public inspection on the Lake LAFCo website. Agenda materials are also available on the Lake LAFCO website at www.lakelafco.org

Topic: Lake LAFCo Meeting

Time: May 17, 2023 09:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/81440524599?pwd=Q0NWVk1tY2hZbGRpR0JDWkF6T21Ydz09>

Meeting ID: 814 4052 4599

Passcode: 732451

One tap mobile

+16699006833,,81440524599#,,,,*732451# US (San Jose)

+16694449171,,81440524599#,,,,*732451# US

Dial by your location

+1 669 900 6833 US (San Jose)
Meeting ID: 814 4052 4599
Passcode: 732451
Find your local number: <https://us02web.zoom.us/j/kwntkzGKe>

“Lake LAFCo oversees orderly development and protects natural resources and agricultural lands”

Commissioners

Commission Alternate Members

Dirk Slooten, (City)	Vacant (Spec. District Alternate)
Stan Archacki, (Special Dist.)	Suzanne Lyons (Public Alternate)
Jim Scholz (Special District)	Vacant (County Alternate)
Ed Robey, (Public Member)	Russ Perdock (City Alternate)
Moke Simon, (County)	
Bruno Sabatier Chair (County)	
Stacey Mattina Vice Chair (City)	

Staff

John Benoit, Executive Officer
P. Scott Browne, Legal Counsel
Kathleen Moran, Clerk-Analyst

- 1. Call to Order – Roll Call**
- 2. Selection of a Public Member for a Term ending May 2027**
 - a. Having received letter of interest Interview the following Candidates:**
 - 1. Edward Robey**
 - 2. Jameela Toups-West**
 - b. Interview and Select Public Member for a term expiring in May 2027**
- 3. Approval of Minutes – March 15, 2023 minutes**
 - a. Approve March 15, 2023 minutes*

4. Public Comment.

This is the time for the public to address the Commission on any matter not on the agenda. Testimony related to an item on the agenda should be presented at the time that item is considered.

5. Consent Agenda

- a. *Review and authorize payment of expenses for March and April 2023.*

Public Hearings:

6. Public Hearing - Dorn Sphere of Influence Amendment and Annexation to CSA 20 – Soda Bay

- a. *Consider Resolution 2023-0002 approving a Sphere of Influence Amendment to CSA 20 Soda Bay including 24.5 acres*
- b. *Consider Resolution 2023-0003 approving the Dorn annexation consisting of 24.5 acres to CSA 20 Soda Bay.*

7. Public Hearing - Lower Lake County Waterworks District #1 MSR and SOI

- a) *Review MSR document and consider resolution 2023-0004 adopting a Service Review for the Lower Lake County Waterworks District #1.*
- b) *Review SOI document and consider resolution 2023-0005 adopting a Sphere of Influence Update for the Lower Lake County Waterworks District #1.*

8. Fiscal Year 2023-2024 Lake LAFCo Final Budget

- a. *Conduct public hearing and consider LAFCo Resolution 2023-0006 adopting a final budget for FY 2023-2024*

OTHER ITEMS:

9. Consider nomination for a County or Special District member to serve on the Calafco Board of Directors for a two-year term

- a) *Consider Nomination*

10. Consider Calafco Achievement Awards Nominations

a. Consider Nomination

11. Executive Officer's report.

- a. Upper Lake area MTBE (Methyl tert-butyl ether) Drinking Water Contamination – ongoing. Working on MSR-SOI
- b. LAFCo Projects – Middletown Rancheria, Brambles Development (HVLCSO) and Lighting District consolidation/annexation Clearlake Oaks Area.
- c. Special District Alternate

11. LAFCo Counsel's report

13. Commissioner Reports

This item is placed on the agenda for Commissioners to discuss items and issues of concern to their constituency, LAFCO, and legislative matters.

14. Adjourn to LAFCO's next regular meeting: Wednesday July 19, 2023 - 9:30 AM in Lakeport

The Commission may take action upon any item listed on the agenda. Unless otherwise noted, items may be taken up at any time during the meeting.



Any member appointed on behalf of local government shall represent the interests of the public as a whole and not solely the interest of the appointing authority Government Code Section 56325.1

Public Comment

Members of the public may address the Commission on items not appearing on the agenda, as well as any item that does appear on the agenda, subject to the following restrictions:
matter jurisdiction.

- No action shall be taken on items not appearing on the agenda unless otherwise authorized by Government Code Section 54954.2 (known as the Brown Act, or California Open Meeting Law).
- The total amount of time allotted for receiving public comment may be limited to 15 minutes.
- Any individual's testimony may be limited to 5 minutes. Time to address the Commission will be allocated on the basis of the number of requests received.

Public Hearings

Members of the public may address the Commission on any item appearing on the agenda as a Public Hearing. The Commission may limit any person's input to 5 minutes. Written statements may be submitted in lieu of or to supplement oral statements made during a public hearing.

Agenda Materials

Materials related to an item on this agenda submitted to the Commission after distribution of the agenda are available for review for public inspection at the City of Lakeport and City of Clearlake Community Development Departments office located at City Hall in Lakeport and Clearlake [such documents are also available on the Lake LAFCO website as noted below to the extent practicable and subject to staff's ability to post the documents prior to the meeting].

Accessibility

An interpreter for the hearing-impaired may be made available upon request to the Executive Officer 72 hours before a meeting. The location of this meeting is wheelchair-accessible.

Disclosure & Disqualification Requirements

Any person or group of persons acting in concert who directly or indirectly contribute \$1,000 or more in support of or in opposition to a change of organization or reorganization that has been submitted to Lake LAFCO must comply with the disclosure requirements of the Political Reform Act of 1974 applicable to local initiative measures to be submitted to the electorate. These requirements contain provisions for making disclosures of contributions and expenditures at specified

intervals; they may be reviewed at Government Code §§56700.1 and 81000 *et seq.* Additional information about the requirements pertaining to local initiative measures to be presented to the electorate can be obtained by calling the Fair Political Practices Commission at (916) 322-5660.

A LAFCO Commissioner must disqualify herself or himself from voting on an application involving an "entitlement for use" (such as an annexation or sphere amendment) if, within the last twelve months, the Commissioner has received \$250 or more in campaign contributions from the applicant, any financially interested person who actively supports or opposes the application, or an agency (such as an attorney, engineer, or planning consultant) representing the applicant or an interested party. The law (Government Code Section 84308) also requires any applicant or other participant in a LAFCO proceeding to disclose the contribution amount and name of the recipient Commissioner on the official record of the proceeding.

Contact LAFCO Staff LAFCO staff may be contacted at (707) 592-7528 or by mail at Lake LAFCO c/o John Benoit, Executive Officer P.O. Box 2694, Granite Bay, CA 95746 or by email at j.benoit4@icloud.com. Agenda packets are located on the Lake LAFCo Webpage at www.lakelafco.org

ITEM 2

**OPENING FOR A CITIZEN TO SERVE AS THE
PUBLIC MEMBER ON
THE LAFCO COMMISSION**

The Lake Local Agency Formation Commission (LAFCO) has an opening on the Commission and is providing notice for Lake County citizens to serve as the Public Member. LAFCO is a distinct agency created by state legislation to ensure that changes in governmental organization occur in a manner, which provides efficient, quality services and preserves open space and agricultural land resources. LAFCO is charged with applying the policies and provisions of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 in its decisions regarding annexations, incorporations, reorganizations, and other changes of local government. LAFCO's webpage is www.lakelafco.org

LAFCO meets on the third Wednesday of every other month at City Hall in Lakeport or at the City Hall in Clearlake. LAFCO members receive a \$100.00 monthly meeting stipend.

The appointment is for a public member who resides anywhere within Lake County including the territory in the city limits of Lakeport and Clearlake to sit as a public member or alternate on the Commission to complete a four-year term ending in May 2027. A public member must be able and available to regularly attend Commission meetings and (or) hearings or otherwise will be removed after absence of three consecutive meetings. No officer or employee of the county or any city or special district within Lake County is allowed to sit as a public member on the Commission. A Public Commission member, as are all other Commissioners, is required to file an annual Statement of Economic Interest.

If you are interested, we invite you to send a letter describing your background and reasons for wanting to become the selected Public Member to serve on the Lake Local Agency Formation Commission no later than **Friday May 5th, 2023** If you have any questions, please do not hesitate to call John Benoit, Executive Officer at (707) 592-7528 or email j.benoit4@icloud.com Please send your letter of interest describing your background to Lake LAFCO, P.O. Box 2694 Granite Bay, CA 95746 or email a letter of interest to j.benoit4@icloud.com All applicants will be invited to the **Wednesday, May 17th, 2023** LAFCO meeting for an interview with the Commission.

Dated: April 3, 2023

Lake LAFCO
John Benoit
EXECUTIVE OFFICER

INTERVIEW QUESTIONS

1. Please explain your interest in serving on LAFCO.
2. What is your understanding of LAFCO's function and responsibility in Lake County?
3. How will your experience and background enable you to help the Commission fulfil its responsibilities?
4. LAFCO is responsible for ensuring orderly growth and development and for the preservation of agricultural and open space land. How do you think both goals can be achieved?
5. There have been times when LAFCO is criticized for interfering with the local government autonomy. If you were a Commissioner, how would you respond to such a criticism?
6. What would you identify as the most significant issues facing Lake LAFCO in the next several years?

04/08/2023

Lake LAFCO
P.O. Box 2694
Granite Bay, CA 95746

Dear Lake LAFCO,

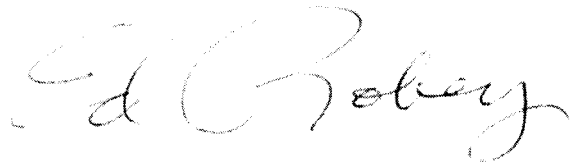
Please accept this letter expressing my interest in serving as the Public Member on Lake LAFCO.

I have served on Lake LAFCO for many years, as a City member, when serving on the Clearlake City Council, a County member when I served on the Board of Supervisors, and as the Public Member for the last 12 years. I have also served on the CALAFCO Board of Directors representing rural counties.

I understand the purpose and function of LAFCO in local government, protecting open space and agricultural lands, ensuring orderly growth and producing Service Reviews as required by state law.

I would very much like to continue to serve as Public Member, especially with the challenging issues that LAFCO must address, such as the proposed South Main Street annexation.

Sincerely,

A handwritten signature in cursive script that reads "Ed Robey". The signature is written in black ink and is positioned above the printed name.

Ed Robey

From: Jameela "Lady J" Toups-West jameelatoups@gmail.com &
Subject: Re: LAFCO Community Member Interest
Date: April 26, 2023 at 9:20 PM
To: j.benoit4@icloud.com

Hello!

My name is Jameela (Lady J) Toups-West aka Urban Country Gurl. I am a resident of Clearlake and have been for about the past 8 years. But, I have known Lake County my most of my life. My family has owned property around the county since the 70s and I have been coming out to Lake County to escape the monotony of the city since I was in elementary school back in the 80s.

I've always loved this county and the town of Cleaklake since I have known about it and when my mother bought property in the Avenues back in 1995 I knew one day I would definitely live in it. I have had a dream to become a leader in my community so I can actually help the people I live around and be the voice of everyone else who cannot speak out. I love living where I live and have planned to make this a definite long term stay so I can set a solid foundation for the second half of my life. Lake County is my new forever home and so I am now making the move to start achieving my goal as a leader and an active community member.

In summary, I am a holistically trained health professional with about 15+ years of fitness and dance experience under my belt. I also have my Bachelor's of Science degree in health and wellness education, with a minor in mental health issues. I'm also a past community health

worker who has experience working with the major disparities that effect mixed multi-income communities such as: food, housing, health, and education.

I worked as a Food Guardian, created by Newsom when he was Mayor, within my hometown of SF. We focused on zip codes 94124 & 94134 which are neighborhoods within the city that have been purposely targeted and separated from the main city by the main issues I stated earlier. They are also predominantly black, Latin, and Pacific Islander communities.

I also, have experience working with children by way of after school programming because I have a background in behavior management and the effects of different educational systems and methods to help them understand themselves and how to stay focused, engaged, and motivated to be a part of the group and be able to participate properly.

I have included a copy of my resume so you can see what who I have worked with throughout my career life. Also, a list of certificates and awards I have achieved throughout my life as well.

I would love to get my foot in the door with this as it will help me start to get an understanding of how to be more of a community leader with the skills to help my new home of Clearlake and the County of Lake all together.

Thank you for taking the time to read my message of

interest and I hope we can speak more person.

Have a great day!

Peace! Lady J

My info in my resume is old here is my updated contact info:

Personal line 707-708-6111

Business line 707-313-2511

360holisticwellness@gmail.com

Resume
2022.pdf

Jameela Toups-West

Self-Employed at Urban Country Connections

Clearlake, CA 95422

jameelatoups6_te2@indeedemail.com

7078506131

To work in an environment that will let me utilize my skills working where they are looking for someone who is highly skilled in: multi-tasking, computer literacy, independent thinking, time management, office knowledge, and customer service.

Authorized to work in the US for any employer

Work Experience

Self Employed

Urban Country Connections - Clearlake, CA

January 2018 to Present

I sell secondhand/new goods like: clothing, household items, car stuff, shoes, kitchenware, furniture, etc. I also have an organic garden that I rent out for small parties and that I have social groups in from time to time.

Self Employed

San Francisco Bay Area - San Francisco, CA

January 2013 to January 2015

Holistic Health & Wellness Professional

Dancer/Performer/Rehearsal Assistant

City College Of San Francisco - San Francisco, CA

January 2003 to January 2014

I was training to be a dancer under the teachings of Kirstin Williams through City College of SF. I then became one of her dancers for her community dance crew Strong Pulse. I then worked up to becoming dance rehearsal assistant and fitness trainer, I did that for about 2 years before I left.

Fitness Instructor/Wellness Coach/Personal Trainer

PENINSULA YOGA & PILATES CLUB - Burlingame, CA

July 2012 to October 2012

I was teaching fusion workout classes such as: dance aerobics and Pilates mixed with yoga. I did not get to stay long because the studio ended up closing down not too long after it opened.

Fitness Instructor/Personal Trainer

BODYFI - San Francisco, CA

August 2010 to February 2012

I was a fitness instructor. I did accomplish asking for my first raise and getting it. I was working as a trainer on the yoga machines called reformers as a substitute trainer as well as teaching my own classes, subbing classes, and doing personal training one-on-one.

Food Guardian/Community Health Worker

Mayor Newsom's Southeast Access Working Group - San Francisco, CA
January 2010 to January 2012

I was a part of a group of peer community health workers that work with communities within SF, specifically the 94124/94134 area codes, fight against food insecurities and health injustice.

Group Exercise Instructor

BALLY TOTAL FITNESS - South San Francisco, CA
July 2008 to August 2010

I was teaching group exercise classes and hip hop dance classes.

School Health Liaison

AMERICORPS/HEALTHCORPS - Berkeley, CA
September 2007 to July 2008

I was a participant in Americorps./Healthcorps. and I was training/working at Lifelong Medical Care Clinic. I would be the outreach to the community about any special or specific programs offered by the clinic. I had to get through 10 months to get my certificate and a school stipend. I finished the program in 2008.

Education

Master of Science in Health Education

Kaplan University Online - Remote
May 2012 to October 2012

Bachelor of Science in Holistic Health Education/Program Development

Kaplan University Online - Remote
May 2011

Associates in Arts in Physical/Health Education

City College of San Francisco - San Francisco, CA
July 2003 to May 2008

Skills

- Yoga
- Personal Training
- Group Fitness
- Teaching
- Dancing
- Curriculum Development
- Writing Skills
- Computer Literacy
- Program Design
- Classroom Management
- Event Planning

- Tutoring
- Program Development

Awards

Service Award of Appreciation

April 2002

Early College Outreach Award

March 2013

Certifications and Licenses

Certificate in Dance Aerobics/Fitness

December 2009 to Present

Bartending

December 2017 to Present

Certificate in Fitness and Nutrition

May 2009 to Present

Certificate of Honor

November 2010 to Present

Certificate of Completion

June 2015 to Present

After School 4 All Countywide Training

Certificate of Completion

July 2008 to Present

Americorps./Healthcorps.

Additional Information

Can adjust to any environment (fast/slow paced)

Great at multi-tasking

Valid California Drivers License

Knowledge of Microsoft (Word, Excel, Powerpoint) and the Internet

LAKE LOCAL AGENCY FORMATION COMMISSION
Minutes
March 15, 2023

Members Participating

Bruno Sabatier, Chair, County Member
Stacey Mattina, Vice-Chair, City Member
Moke Simon, County Member
Ed Robey, Public Member
Dirk Slooten, City Member
Jim Scholz, Special Districts

Staff Participating

John Benoit, Executive Officer
*P. Scott Browne, Legal Counsel

Alternate Members Participating

Suzanne Lyons, Public Alternate
Russ Perdock, City Alternate

Absent: Stan Archacki, Special District Member

1. Chair called meeting to order at 9:36 a.m. in the City Council Chambers, City of Lakeport. The Commission approved Commissioner Robey to participate via teleconference due to a family emergency per AB 2449.

2. Approval of Minutes

There were no comments on the minutes. Motion by Commissioner Slooten seconded by Commissioner Mattina to approve the Minutes of the January 18, 2023 Regular Meeting. Motion carried on a vote of 6 in favor and one absent

3. **Public Comment** Chair opened period of Public Comment. None were heard.

4. Introduction Mireya Turner, Community Development Department Director

Mireya explained the items the Community Development Department are doing including Climate Vulnerability Analyses, Area Plans, The County General plan and updates of the County Area plans and handed out an activity list to the Commission.

5. Consent Agenda

Motion by Commissioner Slooten, seconded by Commissioner Robey to approve The Consent Agenda item as follows:

- a. Authorize payment of expenses for January and February 2023.

Motion carried: All present in favor (6) and one absent.

6. Fiscal Year 2023-2024 Lake LAFCo Proposed Budget

Executive Officer Benoit reviewed the proposed budget with the Commission highlighting the changes between the prior year's Budget and the 2023-2024 proposed budget.

Chair Sabatier opened the public hearing. No comments were made. Commissioner Sabatier discussed the budget in light of overall economic issues facing Lake County and the economy in general.

The Public hearing was closed and a Motion was made by Commissioner Simon and a second by Commission Robey to adopt LAFCo Resolution 2023-0002 thereby adopting a proposed budget for FY 2023-2024 and scheduling the final budget meeting for May 17, 2023..

AYES: Commissioners Slooten, Scholz, Robey, Simon, Mattina, and Sabatier.

NOES: None.

ABSENT: Archacki,

7. Workshop regarding the Lower Lake County Waterworks District #1 MSR and SOI

Executive Officer Benoit began with a review of the Draft MSR and SOI document and pointed out that there are numerous methods of reporting fire flows which are not necessarily consistent between water providers within the Lake County Fire Protection District and other areas throughout the County Executive Officer Benoit stated that this issue will need to be addressed in the upcoming Fire MSR and SOI update to take place during the upcoming fiscal year.

There was discussion of the interties between domesticwater providers in Clearlake and Lower Lake and that territory currently within the Lower Lake Water District north of Cache Creek is to be removed from the Lower Lake Sphere of Influence and placed into the Konocti County Water District Sphere of Influence.

8. Discussion regarding LAFCO's role regarding Williamson Act Lands

Mr. Benoit reviewed the information in his memo to the Commission dated March 15, 2023 regarding various statutes in the LAFCo Act as they pertain to Williamson Act contracts in proposed annexation areas and City and District Spheres of Influence and in non-renewal areas. Discussion that staff needs to review the provisions of specific contracts as well as zoning ordinances was mentioned.

9. Executive Officer' s report.

- a. *Upper Lake area MTBE (Methyl tert-butyl ether) Drinking Water Contamination – ongoing. In work plan for winter and spring 2023. This is an ongoing project staff has been working on the MSR*
- b. *700 Forms due April 1st*

- c. *LAFCo Projects – Middletown Rancheria, Brambles Development (HVLCSO) located south of the HVLCSO and Dorn Annex to CSA 20 to occur on May 17, 2023.*
- d. *Special District Alternate - A second recruitment flyer is to be transmitted to the districts.*

10. LAFCo Counsel's report

Scott Browne discussed the indemnification issue affecting LAFCo's statewide. This issue affects LAFCo's only, Cities and Counties are able to indemnify applicant while LAFCo's are not. Calafco is seeking a legislator who is a democrat to sponsor the legislation. It was noted CSDA opposes the legislation at this time. Commissioner Simon suggested a sheet should be prepared discussing this matter.

11. Commissioner Reports – There was no discussion regarding this item

12. Meeting adjourned at 11:01 am

Next Meeting: Wednesday, July 19, 2023 at 9:30 a.m. in Lakeport.

By: John Benoit, Clerk, E.O.

Lake Local Agency Formation Commission

#5

CLAIMS

March and April 2023

Expenses for FY 2022-2023:

<u>Date of Claim</u>	<u>Description</u>	<u>Amount</u>
2.16.23 - 3.15.23	Browne Legal	\$ 1,954.57
Mar 15, 2023	Meeting Stipend	\$ 800.00
Apr 1, 2023	Staff Svcs Mar 2023	\$ 5,758.84
3.16.2023 - 4.15.23	Browne Legal	\$ 1,954.57
May 1, 2023	Staff Svcs Apr 2023	\$ 5,531.17
April 30, 2023	Notice Fin Budg. Pub mem rec Dorn Annexation	\$ 617.18
	TOTAL:	\$ 16,616.33

DATED: May 17, 2023

APPROVED: May 17, 2023

Bruno Sabatier, Chair or Stacey Mattina Vice-Chair
Lake Local Agency Formation Commission

Attest:

John Benoit
Executive Officer

7

Resolution 2023-0004 of the

Lake Local Agency Formation Commission

Approving a Municipal Service Review of Services Provided by the Lower Lake County Waterworks District #1, and Adopting Written Determinations Thereon

WHEREAS, California Government Code Section 56425 requires that a Local Agency Formation Commission ("LAFCO") adopt and periodically review Sphere of Influence Plans for all agencies in its jurisdiction; and,

WHEREAS, California Government Code Section 56430 requires that a LAFCO conduct a review of the municipal services provided by and within an agency prior to updating or adopting its Sphere of Influence Plan; and,

WHEREAS, the Sphere of Influence Plan is the primary planning tool for LAFCO and defines the probable physical boundaries and service area of a local agency as determined by LAFCO; and,

WHEREAS, on April 17, 2002, the Commission adopted its Work Plan and included a schedule for initiation of Municipal Service Reviews (MSRs) and Spheres of Influence; and

WHEREAS, the Commission adopted guidelines for conducting MSRs, which applies to this MSR for services provided by the Lower Lake County Waterworks District #1; and,

WHEREAS, at the time and in the manner provided by law, the Executive Officer gave notice of the date, time, and place of a public hearing by the Commission for water services provided by the Lower Lake County Waterworks District #1, including approval of the report and adoption of the written determinations contained therein; and,

WHEREAS, the Commission hereby determines that the hearing draft of the Municipal Service Review for water services provided by the Lower Lake County Waterworks District #1 is otherwise consistent with the purposes and responsibility of the Commission for planning the logical and orderly development and coordination of local governmental agencies so as to advantageously provide for the present and future needs of the county and its communities; and,

WHEREAS, in making this determination, the Commission has considered the documentation on file in this matter; and,

WHEREAS, the Commission has heard all interested parties desiring to be heard and has considered the proposal and report by the Executive Officer and all other relevant evidence and information presented at said hearing;

NOW, THEREFORE, the Lake Local Agency Formation Commission hereby resolves, orders and determines the following:

- 1) The Municipal Service Review for Services provided by the Lower Lake County Waterworks District #1 attached hereto as Exhibit A, is approved and the written determinations presented in the Municipal Service Review report are hereby adopted.
- 2) That all previously adopted Municipal Service Reviews for the Lower Lake County Waterworks District #1 are hereby superseded in favor of this service review.
- 3) LAFCO staff is further ordered to forward copies of this resolution containing the adopted Municipal Service Review to the Lower Lake County Waterworks District #1.

4) The foregoing resolution was duly passed by the Lake Local Agency Formation Commission at a regular meeting held on May 17, 2023, by the following roll call vote:

Ayes:

Noes: -

Absentions: -

Absent: -

Signed and approved by me after its passage this 17th day of May 2023.

Bruno Sabatier, Chair, Lake LAFCO

Attest:

John Benoit, Executive Officer
LAKE LOCAL AGENCY FORMATION COMMISSION,

Resolution No. 2023-0005

LAKE LOCAL AGENCY FORMATION COMMISSION

A Resolution Making Determinations and Approving A Sphere of Influence Update for the Lower Lake County Waterworks District #1

WHEREAS, Government Code Section 56425 requires each Local Agency Formation Commission to adopt and periodically review and update a sphere of influence for each local governmental agency within its jurisdiction; and

WHEREAS, the Lake Local Agency Formation Commission, in compliance with the aforementioned requirement, is providing a “plan for the probable physical boundaries and service ” for the Lower Lake County Waterworks District #1; and

WHEREAS, the Commission has set the initial hearing date of May 17, 2023 for the update of the sphere of influence for the Lower Lake County Waterworks District #1 and has noticed this hearing at the times and as otherwise prescribed by Government Code Section 56150, et seq.; and

WHEREAS, the Commission has heard and adopted a Municipal Services Review of services provided by the Lower Lake County Waterworks District #1 in accordance with Gov. Code section 56430; and

WHEREAS, the Commission has reviewed and considered the proposed Sphere of Influence update report and the proposed Sphere of Influence Update Map which are attached hereto and incorporated herein; and

WHEREAS, the Commission has considered those factors determined by it to be relevant to the proposed sphere of influence update, including, but not limited to, those factors specified in Government Code Section 56425, et seq., and has heard from interested parties and considered requests for amendment and/or revision of the proposed updated sphere boundary, if any;

NOW, THEREFORE, BE IT RESOLVED that the Lake Local Agency Formation Commission does hereby find and determine as follows:

1. That the proposed sphere of influence update with respect to the Lower Lake County Waterworks District #1, complies with the provisions of Government Code Section 56000, et seq.
2. That the Lower Lake County Waterworks District #1 shall have a coterminous Sphere of Influence with the exception of territory north of Cache Creek.
3. That no significant protests have been received regarding the establishment of this Sphere of Influence update.
4. That, pursuant to Government Code Section 56425, the Commission makes and adopts those determinations set forth in the Sphere of Influence Study are attached hereto and incorporated herein.
5. The Commission has reviewed and adopts a Notice of Exemption prepared for this Sphere of Influence update and makes a specific finding that there is no substantial evidence in light of the whole record before the Lake Local Agency Formation Commission that this Sphere Update for the Lower Lake County Waterworks District #1 may have a significant adverse

effect on the environment and no unusual circumstances exist.

6. Pursuant to Government Code Section 56425 (i) the Lower Lake County Waterworks District #1 is authorized to provide domestic water within the territory set forth in Attachment "A". Other services a County Waterworks District may provide shall be considered a new service and LAFCO approval shall be required.
7. All previously adopted Sphere of Influence updates and (or) amendments are hereby repealed in favor of this Sphere of Influence Update.
8. That the Sphere of Influence Update Report, Executive Officer's Report, and Map for the Lower Lake County Waterworks District #1 updated Sphere is hereby adopted and approved as set forth in Attachment "A".

The foregoing resolution was duly passed by the Lake Local Agency Formation Commission at a regular meeting held on May 17, 2023, by the following roll call vote:

Ayes:

Noes: -

Abstentions: -

Absent: -

Signed and approved by me after its passage this 17^h day of May 2023

Bruno Sabatier, Chair, Lake LAFCO

Attest:

John Benoit, Executive Officer
LAKE LOCAL AGENCY FORMATION COMMISSION