20-0826 Resolution No. 21-217

### BOARD OF SUPERVISORS OF THE COUNTY OF FRESNO STATE OF CALIFORNIA

IN THE MATTER OF CHANGE OF	)	RESOLUTION OF APPLICATION
ORGANIZATION OF COUNTY	)	REQUESTING THE LOCAL AGENCY
SERVICE AREA 32	)	FORMATION COMMISSION TO
	•	INITIATE PROCEEDINGS
I		

WHEREAS, County Service Area 32 (CSA 32), also known as "Cantua Creek", has a Surface Water Treatment Facility (SWTF) and Potable Water Storage Facility located within the respective service area; and

WHEREAS, the SWTF in CSA 32 is not capable of consistently producing potable water that meets current water standards; and

WHEREAS, owners of several nearby parcels and private water systems have expressed interest in joining into a consolidated potable water system; and

WHEREAS, CSA 32 provides water, sewer, garbage collection, street lighting and recreational facilities services for the 73-lot Cantua Creek housing development, located along Clarkson Avenue west of San Mateo Avenue, approximately 30 miles southwest of Fresno. In addition, CSA 32 provides water service to Cantua Creek Elementary School, thirteen Cantua Creek school homes, a mobile home park serving sixteen residences, and three additional residences, all outside of its boundaries: and

WHEREAS, Cantua Creek Vineyards IV, LLC, (CCV) has been operating a public well system under Domestic Water Supply Permit No. 03-23-13P-003 to serve residents of the farm labor housing units on its property; and

WHEREAS, CCV is unable to provide adequate quantities of safe potable water to its residents, in accordance with State of California Drinking Water Standards, and the State Water Resources Control Board (SWRCB) has issued compliance order No. 03-23-14R-101 to CCV for a violation of the arsenic Maximum Contaminant Level (MCL); and

WHEREAS, CCV is located outside of CSA 32's boundaries and sphere of

influence as designated by the Fresno County Local Agency Formation Commission (LAFCo), and desires to establish a service connection to draw potable water from the CSA 32 for service to CCV's residents; and

WHEREAS, The County has obtained a grant from the SWRCB through the Drinking Water State Revolving Fund (DWSRF) for the planning and construction of improvements to the CSA 32 potable water system. The work to be performed consists, in general, of drilling two potable water wells at CSA 32, and connecting these wells via pipeline to an existing water distribution facility. As part of the project, the existing water distribution facilities will be improved to accommodate the new water source, while the old treatment plant will be removed and disposed; and

WHEREAS, The Change of Organization will require the sphere of influence of the proposed county service area to encompass the territory included in the Change of Organization area; and

WHEREAS, a map and description of the proposed Change of Organization territory is set forth in Exhibit A to this resolution; and

WHEREAS, the territory proposed to be included in the Change of Organization is inhabited by 72 registered voters, as of November 13, 2015: and

WHEREAS, changes of organization and amendments of spheres of influence are processed and approved by LAFCo; and

WHEREAS, it is necessary for LAFCo to perform a municipal service review prior to determining a sphere of influence and boundaries of the proposed Change of Organization; and

WHEREAS, the County of Fresno is the lead agency with respect to any and all California Environmental Quality Act (CEQA) reviews and performed the appropriate studies and make the necessary environmental determinations pursuant to CEQA.

WHEREAS, It has been determined pursuant to Sections 15319(a) and 15320 of the CEQA guidelines that the proposed sphere of influence amendment and annexation, if approved by your Board, will not have a significant effect on the

environment and is exempt from CEQA. Construction of the wells and water distribution system improvements was determined to be exempt from CEQA pursuant to Sections 15302 and 15303 of the CEQA Guidelines in 2016.

NOW, THEREFORE, BE IT RESOLVED that the County of Fresno desires to initiate proceedings with LAFCo pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, Division 3, commencing with Section 56000 of the California Government Code, for the proposed Reorganization and determination of a new sphere of influence. The Director of the Department (Director), or his or her designees, shall pursue any and all proceedings necessary to effectuate the proposed Change of Organization.

BE IT FURTHER RESOLVED that the proposed Change of Organization is being pursued for the improvement of the public health and welfare, and that the anticipated effects of the Change of Organization and related improvements are improved aggregate water quality, and improved operational efficiency of the SWTF and water distribution facilities.

BE IT FURTHER RESOLVED that it is the intention of the Board to create and maintain separate zones of benefit within the successor special district, to maintain other services presently being provided to the residents of CSA 32.

BE IT FURTHER RESOLVED that the Board authorizes a fee waiver for the LAFCo application fee.

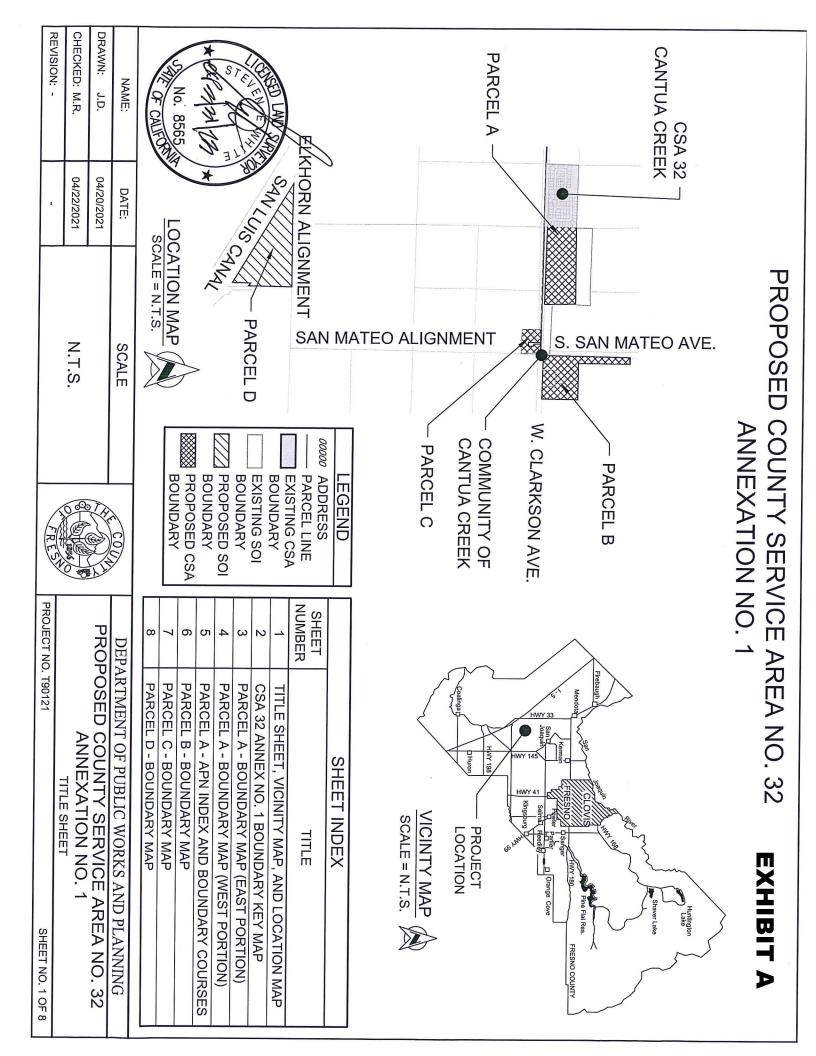
BE IT FURTHER RESOLVED that the Board authorizes a fee waiver for the Municipal Service Review application fee.

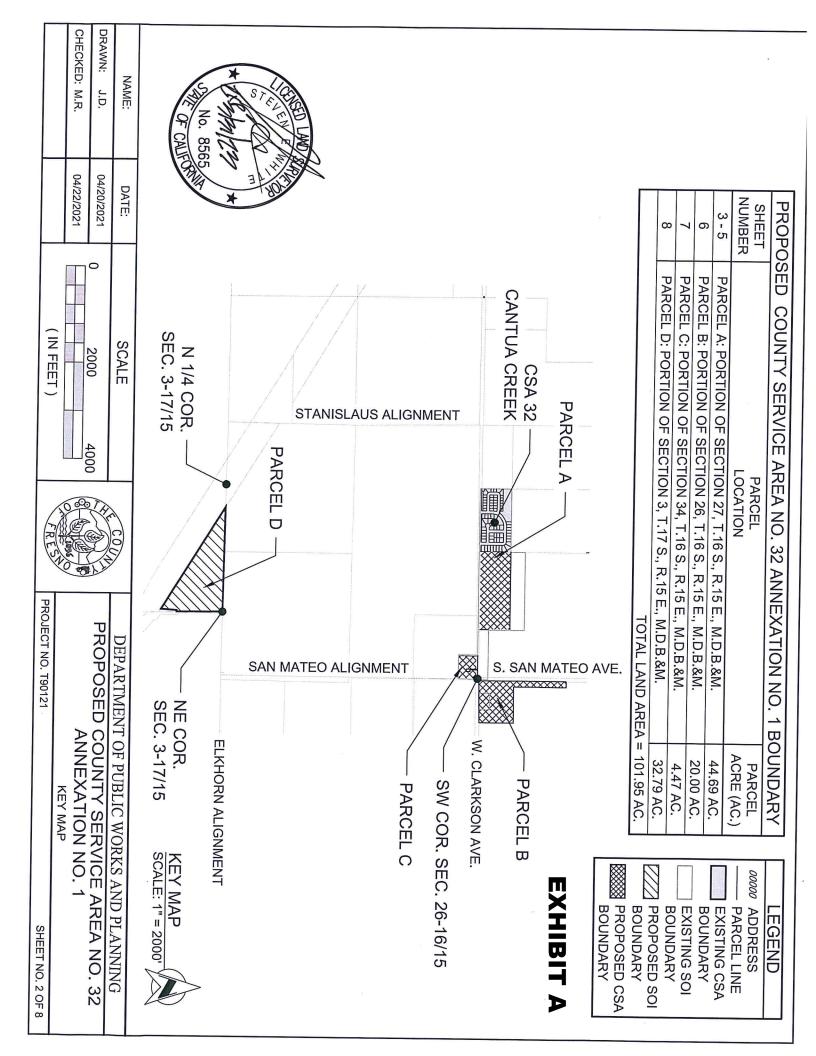
BE IT FURTHER RESOLVED that the Director, or his or her designee, is authorized and directed to act on the County's behalf and execute and submit application(s) and all other documentation required by law or by LAFCo, to effectuate the proposed Change of Organization.

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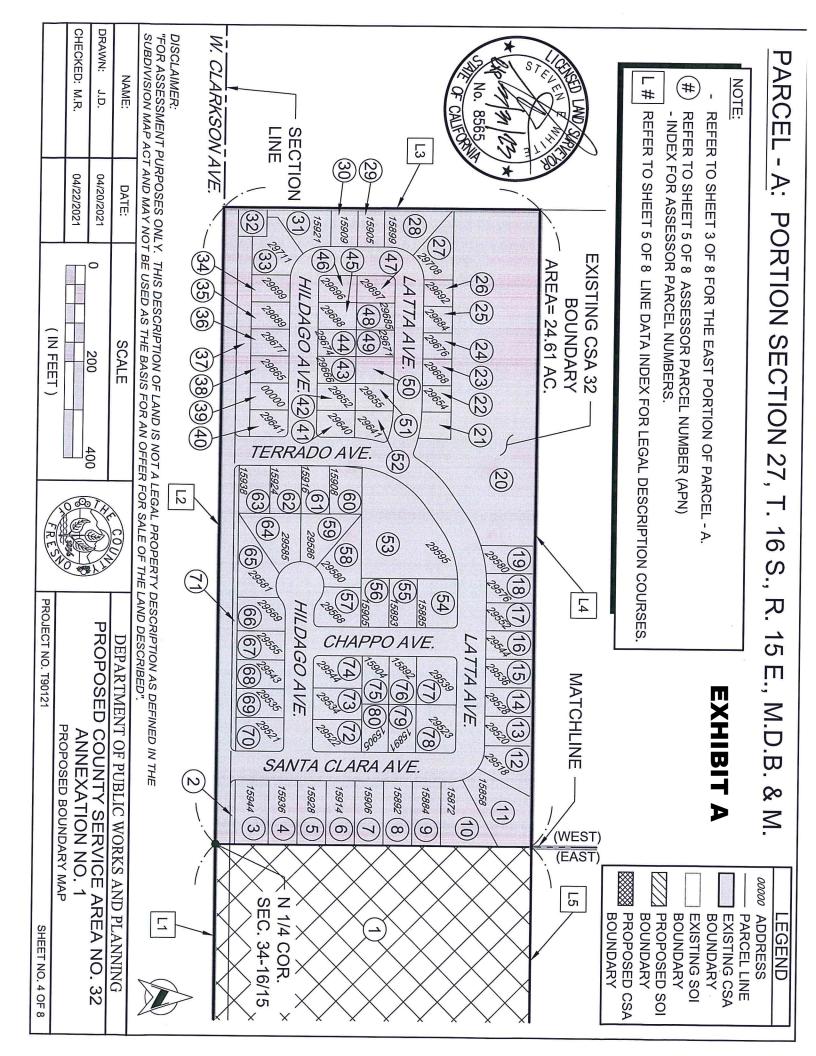
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1	THE FOREGOING was passed and adopted by the following vote of the Board of
2	Supervisors of the County of Fresno this 13th day of July , 2021.
3	To-wit:
4	AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero
5	NOES: None
6	ABSENT: None
7	ABSTAINED: None
8	//17
9	Steve Brandau, Chairman of the Board of Supervisors of the
10	County of Fresno
11	
12	ATTEST: Bernice E. Seidel
13	Clerk of the Board of Supervisors County of Fresno, State of California
14	
15	By She Cuft
16	Deputy C
17	FOR ACCOUNTING USE ONLY:
18	ORG: 4510
19	FUND: 0010 SUBCLASS: 11000
20	ACCOUNT: 7295
21	
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27	





#### CHECKED: M.R. DRAWN: "FOR ASSESSMENT PURPOSES ONLY. THIS DESCRIPTION OF LAND IS NOT A LEGAL DISCLAIMER: BE USED AS THE BASIS FOR AN OFFER FOR SALE OF THE LAND DESCRIBED' PROPERTY DESCRIPTION AS DEFINED IN THE SUBDIVISION MAP ACT AND MAY NOT 2 PARCEL - A: PORTION SECTION 27, T. 16 NAME: NOTE: 一# # J.D. SANTA CL N ARA REFER TO SHEET 5 OF 8 LINE DATA INDEX FOR LEGAL DESCRIPTION COURSES. 15906 15892 REFER TO SHEET 5 OF 8 ASSESSOR PARCEL NUMBER (APN) -REFER TO SHEET 4 OF 8 FOR THE WEST PORTION OF PARCEL - A. 15936 15884 INDEX FOR ASSESSOR PARCEL NUMBERS 15928 15944 15914 15872 (WEST) (EAST) ဖ 04/22/2021 04/20/2021 ်ထ S 0 DATE: SEC. 34-16/15 N 1/4 COR. $\omega$ MATCHLINE IN FEET ) SCALE 44.69 ACRES 300 5 $\Box$ 600 : S Į, PROJECT NO. T90121 PROPOSED COUNTY SERVICE AREA NO. 32 15 DEPARTMENT OF PUBLIC WORKS AND PLANNING E., M.D.B. & M. **EXHIBIT A** P.O.B. PROPOSED BOUNDARY MAP 6 ANNEXATION NO. 1 N89°58'41"W, 1024.49' W. CLARKSON AVE. SEC, 27-16/15 SECTION LINE SE COR 00000 PROPOSED CSA ADDRESS BOUNDARY PROPOSED SOI BOUNDARY BOUNDARY **EXISTING SOI** BOUNDARY **EXISTING CSA** PARCEL LINE EGEND SHEET NO. 3 OF 8 S. SAN MATEO AVE.



# PARCEL - A: TABLE INDEX SHEET

## **EXHIBIT A**

	LINE DATA INDEX	×
SYMBOL	BEARING	DISTANCE
Ľ	N 89°58'41" W	1624.49'
L2	N 89°59'26" W	1325.06'
L3	N 00°01'11" W	659.94'
L4	S 89°59'18" E	1325.23
L5	S 89°59'46" E	1624.59'
L6	S 00°00'14" W	660.40'

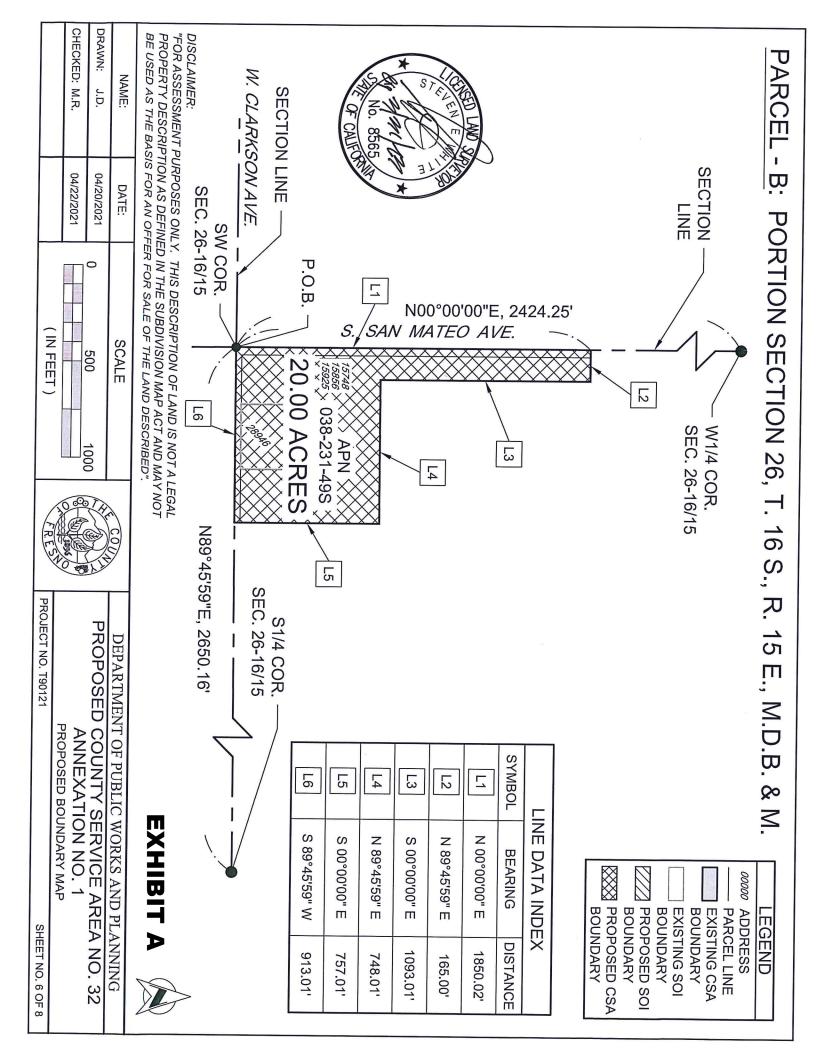
SYMBOL 1	APN 038-330-02ST	SYMBOL 2)	APN 038-341-20S	SYMBOL (41)	APN 038-342-12S	SYMBOL 6)	APN 038-343-17S
ω(ν)	038-341-39ST 038-341-38S	(3) (3)	038-341-19S 038-341-18S	43 (42)	038-342-11S 038-342-10S	38	038-343-18S 038-343-19S
4	038-341-37S	24)	038-341-17S	44)	038-342-09S	2	038-343-08S
(5)	038-341-36S	25	038-341-16S	45	038-342-08S	65)	038-343-07S
(6)	038-341-35S	26	038-341-15S	46	038-342-07S	6	038-343-06S
(2)	038-341-34S	27)	038-341-14S	47)	038-342-06S	67)	038-343-05S
(@	038-341-33S	28	038-341-13S	48	038-342-05S	68)	038-343-04S
9	038-341-32S	29	038-341-12S	49	038-342-04S	69	038-343-03S
(1)	038-341-31S	30	038-341-11S	50	038-342-03S	(3)	038-343-02S
(3)	038-341-30S	(31)	038-341-10S	(51)	038-342-02S	(7)	038-343-01ST
(12)	038-341-29S	(32)	038-341-01ST	<u>(52)</u>	038-342-018	(72)	038-344-06S
(3	038-341-28S	(3)	038-341-09S	(53)	038-343-15ST	(73)	038-344-05S
<b>(4)</b>	038-341-27S	(34)	038-341-08S	(54)	038-343-14S	(74)	038-344-04S
(5)	038-341-26S	(35)	038-341-07S	<u>(55)</u>	038-343-13S	(75)	038-344-03S
6	038-341-25S	(36)	038-341-06S	(56)	038-343-12S	(76)	038-344-02S
	038-341-24S	(37)	038-341-02ST	<b>(57)</b>	038-343-11S	(7)	038-344-01S
(1)	038-341-23S	(38)	038-341-05S	(5)	038-343-10S	(78)	038-344-09S
(1)	038-341-22S	(39)	038-341-04S	59	038-343-09S	(79)	038-344-08S
(20)	038-341-21ST	40	038-341-03S	6	038-343-16S	80	038-344-07S

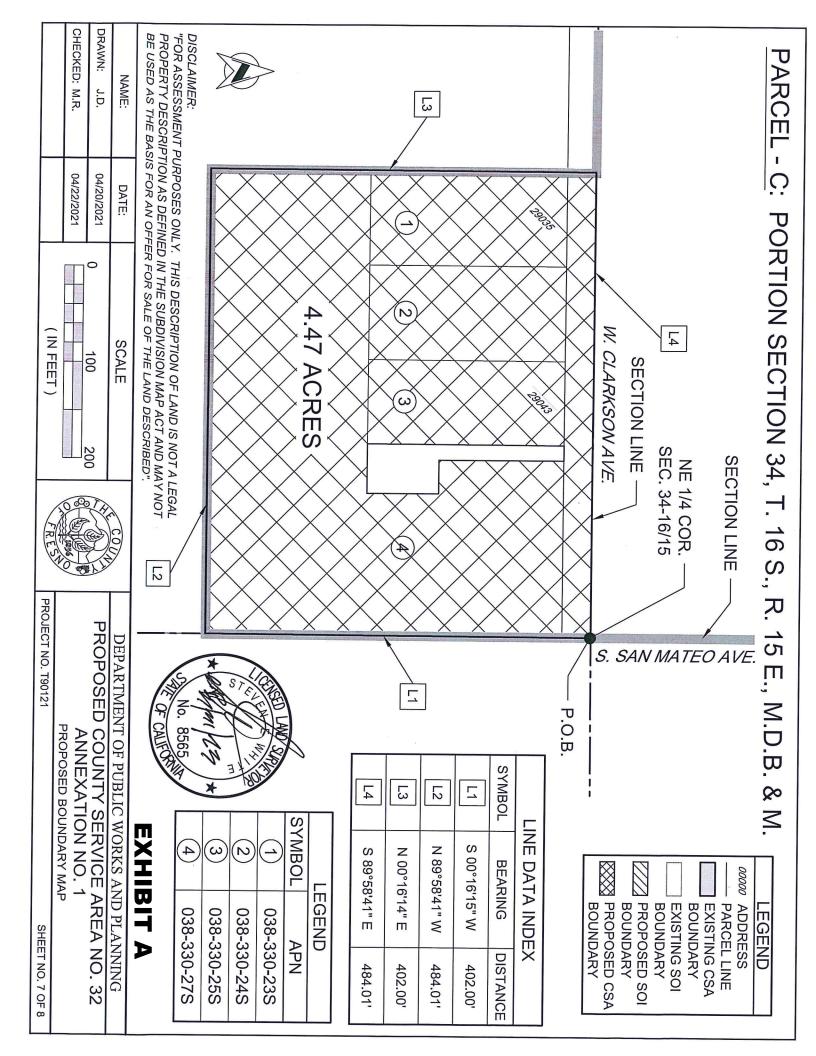


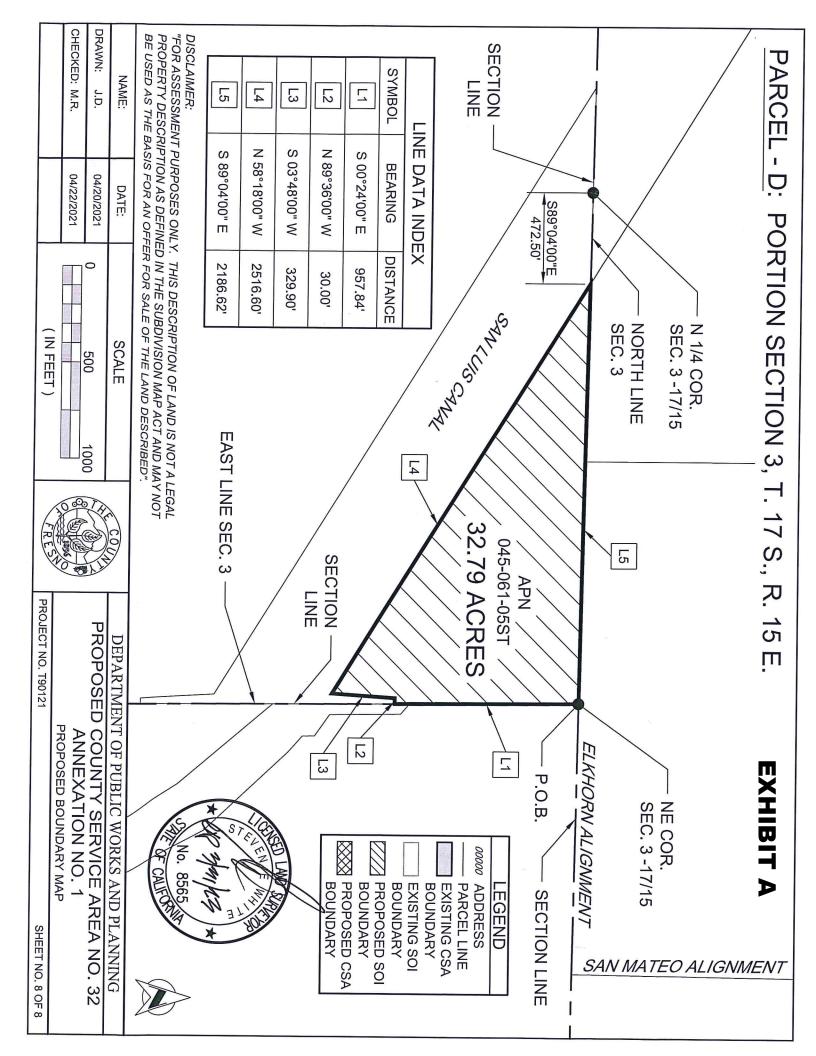
N.T.S.	04/22/2021	CHECKED: M.R.
	04/20/2021	DRAWN: J.D.
SCALE	DATE:	NAME:

FRED	600
PR(	

ROJECT NO. T90121 SHEET NO. 5 OF 8	ROJEC
TABLE INDEX SHEET	
ANNEXATION NO. 1	
PROPOSED COUNTY SERVICE AREA NO. 32	PH
DEPARTMENT OF PUBLIC WORKS AND PLANNING	







#### Proposed County Service Area 32 Annexation No. 1

#### Parcel A

That portion of Section 27, Township 16 South, Range 15 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, described as follows:

COMMENCING at the Southeast corner of said Section 27; thence, North 89°58'41" West, a distance of 1024.49 feet along the South line of the Southeast quarter of Section 27 to a point on the South line, said point being the TRUE POINT OF BEGINNING; thence,

- 1) Along said line North 89°58'41" West, a distance of 1624.49 feet; thence,
- 2) North 89°59'26" West, a distance of 1325.06 feet; thence,
- 3) North 00°01'11" West, a distance of 659.94 feet; thence,
- 4) South 89°59'18" East, a distance of 1325.23 feet; thence,
- 5) South 89°59'46" East, a distance of 1624.59 feet; thence,
- 6) South 00°00'14" West, a distance of 660.40 feet more or less to the TRUE POINT OF BEGINNING and containing 44.69 acres of land more or less.

#### APN(s):

038-330-02ST	038-341-208	038-342-01S	038-343-098
038-341-01ST	038-341-21ST	038-342-02\$	038-343-108
038-341-02ST	038-341-22\$	038-342-03\$	038-343-11S
038-341-03\$	038-341-23S	038-342-04\$	038-343-12S
038-341-048	038-341-248	038-342-05S	038-343-13S
038-341-05S	038-341-258	038-342-06S	038-343-14S
038-341-06S	038-341-26S	038-342-07\$	038-343-15ST
038-341-07S	038-341-278	038-342-08\$	038-343-16S
038-341-08S	038-341-28S	038-342-09\$	038-343-17S
038-341-098	038-341-298	038-342-108	038-343-18S
038-341-10S	038-341-30\$	038-342-11S	038-343-19S
038-341-11S	038-341-31S	038-342-128	038-344-01S
038-341-128	038-341-32\$	038-343-01ST	038-344-02S

038-341-13S	038-341-33S	038-343-02S	038-344-03\$
038-341-14S	038-341-34S	038-343-03\$	038-344-04\$
038-341-15S	038-341-35S	038-343-04\$	038-344-05\$
038-341-16S	038-341-36\$	038-343-05\$	038-344-06S
038-341-178	038-341-37S	038-343-06\$	038-344-07S
038-341-18S	038-341-38S	038-343-07\$	038-344-08\$
038-341-198	038-341-39ST	038-343-08S	038-344-09\$



#### Proposed County Service Area 32 Annexation No. 1

#### Parcel B

That portion of Section 26, Township 16 South, Range 15 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, described as follows:

BEGINNING at the Southwest corner of said Section 26, said point being the TRUE POINT OF BEGINNING; thence,`

- 1) North 00°00'00" East, a distance of 1850.02 feet; thence,
- 2) North 89°45'59" East, a distance of 165.00 feet; thence,
- 3) South 00°00'00" East, a distance of 1093.01 feet; thence,
- 4) North 89°45'59" East, a distance of 748.01 feet; thence,
- 5) South 00°00'00" East, a distance of 757.01 feet to the South line of the Southwest quarter of said Section 26; thence,
- 6) South 89°45'59" West, a distance of 873.01 feet more or less to the TRUE POINT OF BEGINNING and containing 20.00 acres of land more or less.

APN(s): 038-231-49S



#### Proposed County Service Area 32 Annexation No. 1

#### Parcel C

That portion of Section 34, Township 16 South, Range 15 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, described as follows:

BEGINNING at the Northeast corner of said Section 34, said corner is the TRUE POINT OF BEGINNING; thence,

- 1) South 00°16'15" West, a distance of 402.00 feet; thence,
- 2) North 89°58'41" West, a distance of 484.01 feet; thence,
- 3) North 00°16'14" East, a distance of 402.00 feet; thence,
- 4) South 89°58'41" East, a distance of 484.01 feet more or less to the TRUE POINT OF BEGINNING and containing 4.47 acres of land more or less.

#### APN(s):

038-330-23S 038-330-24S 038-330-25S 038-330-27S



#### Proposed County Service Area 32 Annexation No. 1

#### Parcel D

That portion of Section 3, Township 17 South, Range 15 East, Mount Diablo Base and Meridian, described as follows:

BEGINNING at the Northeast corner of said Section 3 which is the TRUE POINT OF BEGINNING; thence,

- 1) South 00°24'00" East, along the east boundary of said Section 3, a distance of 957.84 to the northeasterly of that certain Parcel of land conveyed to the United States of America by Deed, Recorded November 4,in Book 5374, Page 274 of the Official Records, Fresno County Records; thence,
- 2) North 89°36'00" West, along said Northeasterly boundary, a distance of 30.00 feet; thence,
- 3) South 03°48'00" West, continuing along said Northeasterly Boundary, a distance of 329.90 feet; thence,
- 4) North 58°18'00" West, continuing along said Northeasterly Boundary, 2516.60 Feet to a point on the North boundary of said Section 3, which point bears South 89°04'00" East, 472.50 feet from the North Quarter corner of said Section 3; thence,
- 5) South 89°04'00" East, along the North line of said Section 3, a distance of 2186.62 feet more or less to the TRUE POINT OF BEGINNING and containing 32.79 acres of land more or less.

APN: 045-061-05ST

