

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 20-25

**RESOLUTION REAFFIRMING THE SPHERE OF INFLUENCE OF
THE TOWN OF FAIRFAX**

WHEREAS upon determination and adoption of a sphere of influence, the Marin Local Agency Formation Commission is required to periodically review and update adopted spheres of influence for each city and special district not less than once every five years within Marin County under Government Code Section 56425 (g); and

WHEREAS the Executive Officer has conducted a review of the adopted sphere of influence of local government agencies in the Upper Ross Valley area, prepared a summary, *Upper Ross Valley Municipal Service Review*, including his recommendations thereon, the summary having been presented to and considered by this Commission; and

WHEREAS a public hearing by this Commission was held on the *Upper Ross Valley Municipal Service Review* and staff's recommendations contained in that report on the date and at the time noticed thereof, and at the hearing, this Commission heard and received all oral and written testimony, objections and evidence which were made, presented or filed, and all persons present were given an opportunity to hear and be heard with respect to the proposal and the Executive Officer's report.

NOW, THEREFORE, based upon the information contained in the Executive Officer's report, correspondence from affected agencies and information received during the public hearings, the Marin Local Agency Formation Commission **DOES HEREBY RESOLVE, DETERMINE AND ORDER** as follows:

Section 1. The sphere of influence of the Town of Fairfax is hereby reaffirmed without change as shown on Exhibit B attached hereto and incorporated herein by reference and the Commission makes the written determinations pursuant to Government Code section 56425(e) as provided for in Exhibit A attached hereto and incorporated herein by reference.

Section 2. Pursuant to Section 15061(b)(3) of the State CEQA Guidelines, the Commission finds that this review and reaffirmation of the sphere of influence of the Town of Fairfax is exempt from the provisions of the California Environmental Quality Act because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Section 3. The Executive Officer is hereby directed to mail copies of this resolution to affected local government agencies in the Fairfax area.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission, on October 8, 2020, by the following vote:

AYES: Arnold, Coler, Connolly, Kious, Loder, McEntee, Murray

NOES: _____

ABSTAIN: _____

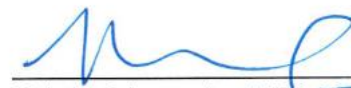
ABSENT: _____


Sashi McEntee, Chair
Marin LAFCo

ATTEST:


Jason Fried, LAFCo Executive Officer

APPROVED AS TO FORM:


Malathy Subramanian, LAFCo Counsel

Attachments to Resolution No. 20-25

- a) Exhibit A - Determinations
- b) Exhibit B - Map

EXHIBIT A

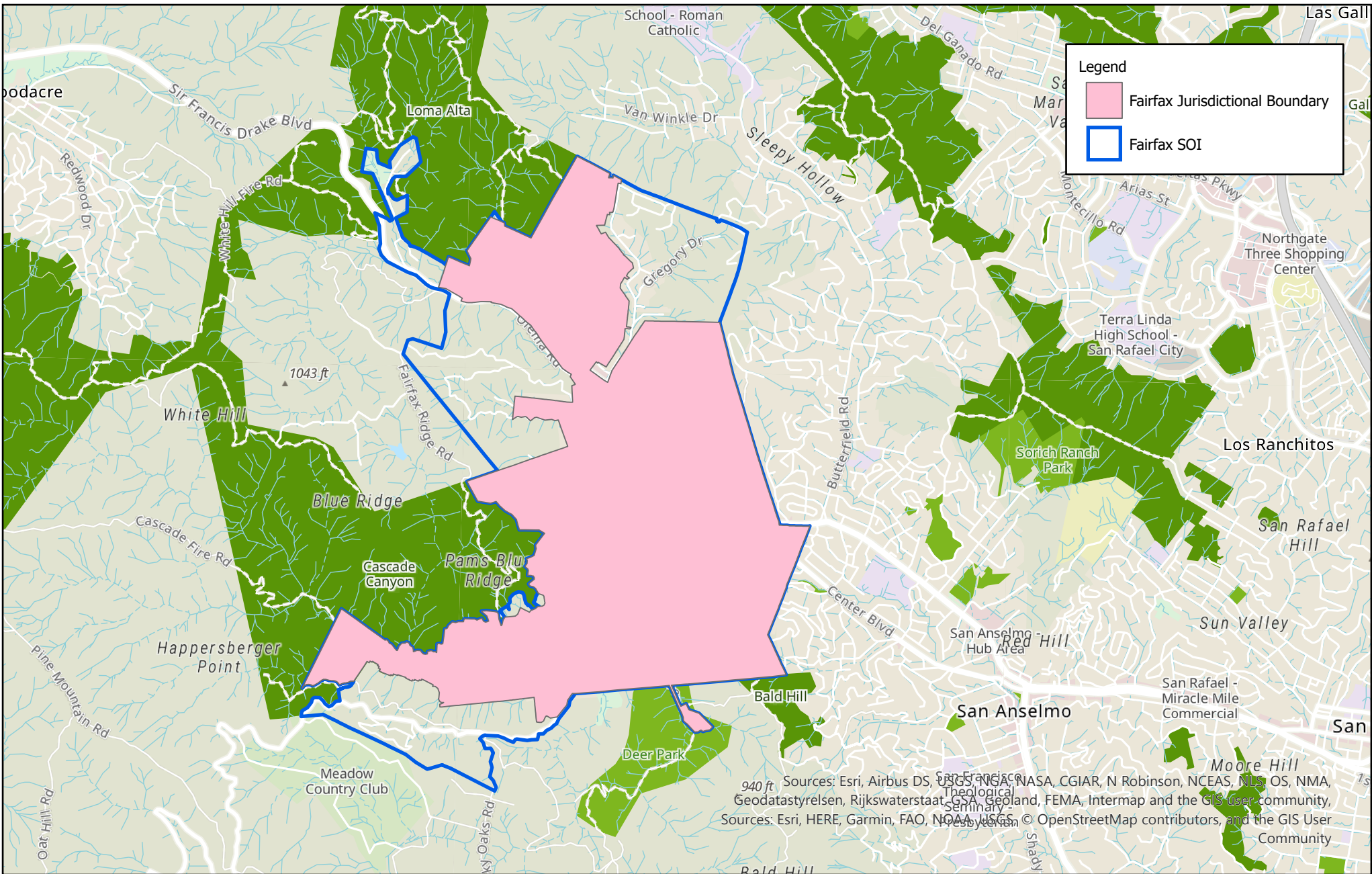
TOWN OF FAIRFAX SPHERE OF INFLUENCE DETERMINATIONS

GOVERNMENT CODE SECTION 56425

- 1) The present and planned land uses in the area, including agricultural and open-space lands.
 - Present and planned land uses in the adopted sphere of influence are governed by the General Plan of the Town of Fairfax and the Marin Countywide Plan. Within its jurisdictional boundary, the Town is essentially built out at this time and the majority of the remaining undeveloped parcels are designated as single-family residential. Unincorporated areas within the sphere of influence are subject to Town consideration for annexation.
- 2) The present and probable need for public facilities and services in the area.
 - The Town of Fairfax's current facilities and services included in the Town of Fairfax sphere of influence are sufficient to provide those services to the area within the designated town sphere of influence.
- 3) The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide.
 - The operating departments and public facilities of the Town of Fairfax are adequate to provide service to the Town's currently incorporated area and areas within its sphere of influence. While the Town has the capacity to extend services to unincorporated areas within its current sphere, any proposed annexation of the outlying unincorporated areas within the sphere would require a higher level of scrutiny due to road maintenance costs and responsibilities.
- 4) The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the city.
 - The Commission has determined that social and economic communities of interest between areas currently within the boundaries of the Town of Fairfax and the area surrounding its jurisdiction are not relevant to the determination of the Town's sphere of influence.
- 5) For an update of a sphere of influence for a city that provides public facilities or services related to sewers, municipal and industrial water, or structural fire protection, that occurs on or after July 1, 2012, the present and probable need for those public facilities

and services of any disadvantaged unincorporated communities within the existing sphere of influence.

- There are no unincorporated communities within the Study Area that have been identified as disadvantaged.



Town of Fairfax Jurisdictional Boundary and Sphere of Influence

