

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 11-11

RESOLUTION AMENDING THE SPHERES OF INFLUENCE OF
ALTO, ALMONTE, HOMESTEAD VALLEY & RICHARDSON BAY
SANITARY DISTRICTS

WHEREAS, the Marin Local Agency Formation Commission is required to periodically review and update adopted spheres of influence for each city and special district within Marin County under Government Code Section 56425; and

WHEREAS, the Executive Officer has conducted a study of the adopted spheres of influence of local government agencies in the southern Marin area, prepared a report, including his recommendations thereon, the report having been presented to and considered by this Commission; and

WHEREAS, a public hearing by this Commission was held on the *Southern Marin Sewer Agencies Service Review and Sphere of Influence Update* and staff's recommendations on those reports on the date and at the time noticed thereof, and at the hearing this Commission heard and received all oral and written protests, 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.

WHEREAS, the Policies, Procedures and Guidelines of Marin LAFCO provide that, where two or more single-purpose special districts providing the same service are contiguous, those districts may be allocated a sphere of influence "in common" to include the areas served by both (or all) districts. This designation may be assigned where LAFCO believes that the particular service would be most efficiently provided to multiple communities by a single special district.

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

Section 1. The sphere of influence designations of the Alto, Almonte, Homestead Valley and Richardson Bay Sanitary Districts are amended as spheres of influence in common, to include the areas served by Almonte, Alto, Homestead Valley and Richardson Bay Sanitary Districts. This designation is assigned to reflect the

Commission's conclusion that the services provided by Almonte, Alto, Homestead Valley and Richardson Bay Sanitary Districts could be most efficiently provided by a single sanitary district subject to further consideration by the Commission.

Section 2. The statement of determinations required by Government Code Section 56425 is as follows:

- (A) 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 Marin Countywide General Plan and a portion of the Town of Tiburon General Plan. Land uses include primarily low and medium density residential, commercial, institutional and other typically urban uses plus open space uses within or surrounded by the Districts' existing boundary.

- (B) The present and probable need for public facilities and services in the area.

The territories within the Districts' boundaries and common sphere of influence are at or nearing build-out with little land available for further development. The present need for public services and facilities within the common sphere of influence is primarily for existing land uses and minor infill development. The probable demand for public services and facilities in the future is not expected to exceed population growth of 1% per year under the terms of adopted general plans.

- (C) The present capacity of public facilities and adequacy of public services, which the agency provides or is, authorized to provide.

The trunk lines and sewer mains of Almonte, Alto, Homestead Valley and Richardson Bay Sanitary Districts are generally sufficient to provide service to the area within the common sphere of influence under the assumption of implementation of adopted capital improvement plans of each of the four districts and continued compliance with the Environmental Protection Agency's Findings of Violation and Amended Order for Compliance of September 2, 2008.

- (D) The existence of any social or economic communities of interest in the area if the commission determines they are relevant to the agency.

The Commission has determined that social and economic communities of interest between areas currently within the boundaries of the Alto, Almonte, Homestead Valley and Richardson Bay Sanitary Districts and the area surrounding those jurisdictions are not relevant to the determination of the Districts' sphere of influence.

Section 3. Pursuant to Section 15320 of the State CEQA Guidelines, the Commission finds that this amendment of the sphere of influence of Alto, Almonte, Homestead Valley and Richardson Bay Sanitary Districts is exempt from the provisions of the California Environmental Quality Act.

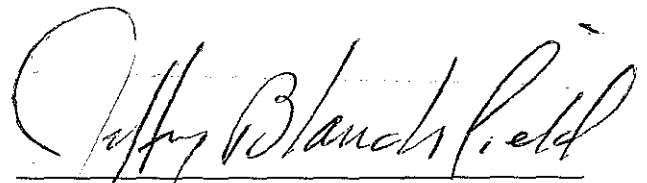
Section 4. The Executive Officer is hereby directed to mail copies of this resolution to affected local government agencies southern Marin County.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 8th day of December, 2011, by the following vote:

AYES: Commissioners Arnold, Asbo, Blanchfield, Condon, Heller and Sears

NOES: Commissioner Rodoni

ABSENT: None



JEFFRY BLANCHFIELD, Chairperson

ATTEST:



PETER V. BANNING, Executive Officer