

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION 22-13

RESOLUTION DETERMINING INSUFFICIENT PROTEST FOR LAFCO FILE 1363 AND ORDERING THE CHANGE OF ORGANIZATION OF CSA 18

Finding Insufficient Protest and Ordering Without an Election the County Service Area #18 Change of Organization including Detachment of 2753 Parcels

WHEREAS, on October 26, 2021 the Marin County (County or District) Board of Supervisors approved Resolution No. 2021-98 to initiate a proposed change of organization of County Service Area #18's (CSA 18's) boundaries including the detachment of 2753 parcels from the district's boundaries; and

WHEREAS, on February 10, 2022, the Marin Local Agency Formation Commission approved the CSA #18 Change of Organization (LAFCo File #1363) per LAFCo Resolution No. 22-03 subject to Conducting Authority Proceedings pursuant to Ca. Gov. Code §57000 et seq. known as a Protest Hearing; and

WHEREAS the Commission delegated authority over conducting protest hearings to the Executive Officer pursuant to Section 4.15 of the Policy Handbook; and

WHEREAS, the Executive Officer gave sufficient notice of a Protest Hearing by March 15, 2022 in the form and manner prescribed by law; and

WHEREAS, the Executive Officer of the Local Agency Formation Commission acting on behalf of the Commission as the conducting authority, held a properly noticed public hearing on this matter on Thursday, May 12, 2022 at 10:00 a.m. at 1401 Los Gatos Drive, Suite 220, San Rafael, California 94903; and

WHEREAS at the hearing, the Executive Officer heard and received all oral and written protests, objections, and evidence presented or filed in advance of the hearing regarding the CSA 18 Change of Organization; and

WHEREAS at the conclusion of public testimony, the Executive Officer closed the Protest Hearing, determined the value of written protests filed against the CSA 18 Change of Organization and not withdrawn prior to the conclusion of the hearing, and, determining that the protests received were less than 25% of the registered voters and less than 25% of the landowners in the subject area in accordance with Government Code Section 57075, voted to order the Change of Organization without an election, as set forth herein.

NOW, THEREFORE, the Marin Local Agency Formation Commission **DOES HEREBY RESOLVE, DETERMINE, AND ORDER** as follows:

Section 1. The value of written protests filed and not withdrawn is insufficient to order an election or terminate proceedings and therefore the CSA 18 Change of Organization is ordered without an election pursuant to Government Code Section 57075(a)(3) and subject to Resolution No. 22-06.

Section 2. The Executive Officer is directed to prepare and execute a Certificate of Completion for the CSA 18 Change of Organization and record a certified copy thereof with the Marin County Recorder.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission this 9th day of June, 2022.

AYES: McEntee, Kiouss, Arnold, Rodoni, Coler, Murray, Loder

NOES: _____

ABSTAIN: _____

ABSENT: _____

Sashi McEntee

Sashi McEntee, Chair

ATTEST:

Jason Fried

Jason Fried, Executive Officer

APPROVED AS TO FORM:

Malathy Subramanian

Malathy Subramanian (Jun 10, 2022 11:26 PDT)

Malathy Subramanian, LAFCo Counsel












Resolution 22-13

Final Audit Report

2022-06-13

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