



**LOCAL AGENCY FORMATION COMMISSION
COUNTY OF SAN BERNARDINO**

1111 East Mill Street, Building 1, 2nd Floor
San Bernardino, CA 92415 • (714) 383-2611

L AFC 2061

DATE: February 11, 1981

RESOLUTION NO. 1702

A RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF SAN BERNARDINO MAKING DETERMINATION ON L AFC 2061 and approving the Formation of the Yucca Valley Airport District.

On motion of Commissioner McElwain, duly seconded by Commissioner Olsen, and carried, the Local Agency Formation Commission adopts the following resolution:

WHEREAS, an application for the proposed formation in the County of San Bernardino was heretofore filed with the Executive Officer of this Local Agency Formation Commission, and said Executive Officer has examined said application and executed his certificate in accordance with law, determining and certifying that said filing was sufficient; and

WHEREAS, at the time and in the form and manner provided by law, said Executive Officer has given notice of public hearing by this Commission upon said application; and

WHEREAS, said Executive Officer has reviewed available information and prepared a report, including his recommendations thereon, said filing and report and related information having been presented to and considered by this Commission; and

WHEREAS, the public hearing by this Commission was held upon the date and at the time and place specified in said notice of public hearing and in any order or orders continuing such hearing; and

WHEREAS, at such hearing, this Commission heard and received all oral and written protests, all plans and proposed changes of organization and reorganization, objections and evidence which were made, presented, or filed, received evidence as to whether the territory is inhabited or uninhabited, improved or unimproved, and all persons present were given an opportunity to hear and be heard in respect to any matter relating to said application; and

WHEREAS, at such hearing, the Commission in its review determined that the proposed boundaries for the airport district be reduced to only those parcels contiguous to the airport lands, as more specifically described in the attached Exhibit A;

NOW, THEREFORE, BE IT RESOLVED, that the Local Agency Formation Commission of the County of San Bernardino does hereby determine, resolve, order and find as follows:

DETERMINATIONS:

SECTION 1. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution in the manner provided by Section 56272 of the Government Code and applicable sections of CEQA.

SECTION 2. The proposal is approved subject to the terms and conditions hereinafter specified:

CONDITIONS:

Condition No. 1. The conducting authority for this proposed formation shall be the San Bernardino County Board of Supervisors.

Condition No. 2. The boundaries are approved as shown in Exhibit A attached which are those properties surrounding the airport which would directly benefit from the District's formation.

Condition No. 3. The following distinctive short form designation shall be used throughout this proceeding: L AFC 2061

Condition No. 4. That upon formation the Airport District be advised that it is the Commission's intent in approval of the District that the Yucca Valley Airport be acquired and improved to make the airport as safe as possible given its physical constraints.

Condition No. 5. That upon formation, the District proceed immediately to formulate its plans for the acquisition and improvement of the airport. As these plans are formalized, proceed with their implementation in two ways concurrently:

- a. Apply to the FAA for all available funding.
- b. Establish an assessment proceeding to fund whatever portion is not funded by the FAA grant program.

With the understanding that if the Airport Board cannot acquire the airport and complete the necessary improvements within three years from the date of its formation, the Board will submit an application for dissolution to the L AFC.

Condition No. 6. That after public hearing if the formation of the District is approved, the conducting authority set a date for election for this proposal to be submitted to the registered voters on the question of formation of the proposed District.

Condition No. 7. That the proposed District upon formation be governed by a five member Board of Directors elected at large.

Condition No. 8. The date of issuance of the Certificate of Completion shall be the effective date of this action.

SECTION 3. The conducting authority is hereby directed to initiate appropriate proceedings in compliance with this resolution and state law.

SECTION 4. The conducting authority shall not make any changes in the boundaries hereby approved nor shall it impose any new conditions or modify any conditions hereby imposed unless and until it receives the approval of the Local Agency Formation Commission for such changes, modifications, or conditions pursuant to the procedures prescribed in Section 56275 of the Government Code.

SECTION 5. Upon completion of its proceedings, the conducting authority is directed to adopt its own resolution setting forth its action relating to the proposal considered and forward the required number of certified copies of the resolution to the Local Agency Formation Commission.

SECTION 6. Upon receipt of the resolution of the conducting authority approving said action the Certificate of Completion shall be prepared and filed.

SECTION 7. Approval by the Local Agency Formation Commission indicates approval of this proposal by the conducting authority would accomplish the proposed change of organization in a reasonable manner with a maximum chance of success and a minimum disruption of service to the functions of other local agencies in the area.

SECTION 8. FINDINGS: The following findings are noted in conformance with Commission policy:

1. The subject territory proposed for the formation is legally inhabited with 44 registered voters. This 109 parcel area has an assessed value of \$691,940.
2. Commission review of this proposal has been advertised twice in a newspaper of general circulation in the area. Individual notices have been provided to all those appropriate to receive such notice.

- 3. A Negative Declaration has been prepared pursuant to the provisions of the California Environmental Quality Act (CEQA) indicating the proposed formation will have a non-significant effect on the environment. The LAFB adopted the Negative Declaration and a copy is on file in the Office of the Clerk. The Clerk has been instructed to file the Notice of Determination.
- 4. Special Districts which serve the area are listed in the file. None will be affected by this proposal.
- 5. The area in question, as reduced, can benefit from the continued operation of the airport, and the formation of an independent airport district.
- 6. All notices required by law have been given. Protests received have been reviewed and considered by the Commission in making its determination.
- 7. Maps and legal descriptions as revised meet state standards.

THIS ACTION APPROVED AND ADOPTED by the Local Agency Formation Commission of the County of San Bernardino by the following vote:

AYES: COMMISSIONERS: Bertolotti, Carter, Kragness, McElwain, Olsen, Hartzell

NOES: COMMISSIONERS: None

ABSENT: COMMISSIONERS: Older, Forrest (Commissioner Olsen voting in his stead)

STATE OF CALIFORNIA)
 COUNTY OF SAN BERNARDINO) SS

I, LARRY H. HENDON, Executive Officer of the Local Agency Formation Commission of the County of San Bernardino, California, do hereby certify this record to be a full, true, and correct copy of the action taken by said Commission by vote of the members present as the same appears in the Official Minutes of said Commission at its meeting of February 11, 1981.

LARRY H. HENDON, Executive Officer

DATED: February 26, 1981

BY: 