

# NOTICE OF HEARING

Notice is hereby given that the **LOCAL AGENCY FORMATION COMMISSION of San Bernardino County** will hold a public hearing:

SEPTEMBER 15, 2010  
VICTORVILLE CITY COUNCIL CHAMBERS  
14343 CIVIC DRIVE, VICTORVILLE

Environmental documentation on the following projects is available for review in the staff office of the Local Agency Formation Commission. Anyone wishing to examine this documentation may contact the LAFCO staff office at 215 North D Street, Suite 204, San Bernardino, California 92415-0490, or call (909) 383-9900 within 21 days of this notice.

5:00 P.M. – Convene Regular Meeting

1. Swear In Regular City Member
2. Presentation of Resolution of Appreciation to Kathleen Rollings-McDonald upon her retirement from LAFCO

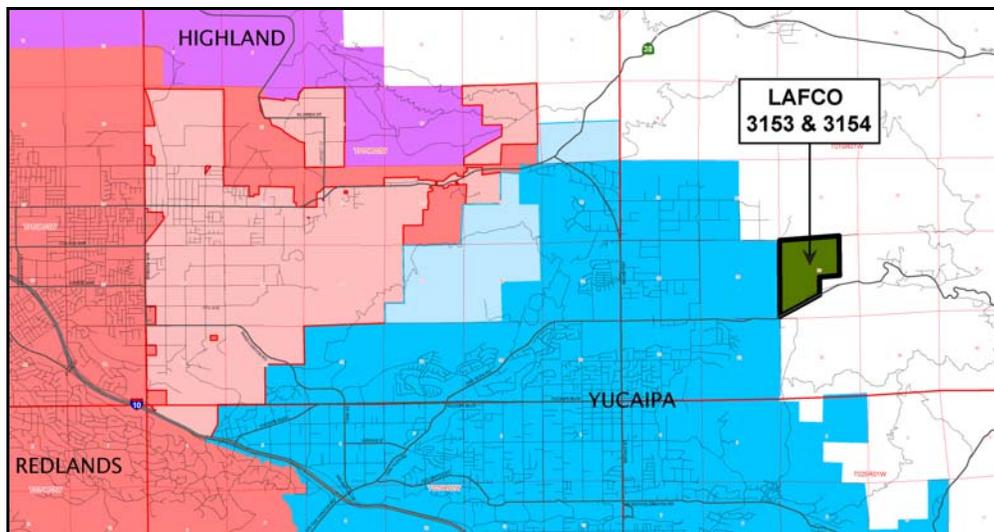
## **CONSENT ITEMS:**

3. Approval of Minutes for Regular Meeting of July 7, 2010, Regular meeting of July 21, 2010 and Commission Retreat August 18, 2010
4. Approval of Executive Officer's Expense Report
5. Ratify Payments as Reconciled for Months of July and August 2010 and Note Cash Receipts
6. Review and Approve Request to County Auditor-Controller/Recorder/Treasurer/Tax Collector to collect Outstanding City and/or District Apportionment Amounts from First Proceeds of Tax Revenues for Fiscal Year 2010-11
7. Review and Approve Response to San Bernardino County Grand Jury Report Related to the Barstow Cemetery District
8. Amendment #1 to Contract for Executive Officer Allowing Participation in LAFCO's Deferred Compensation Program

## **DISCUSSION ITEMS:**

9. A. Consideration of: (1) Review of Negative Declaration Prepared by the City of Yucaipa for Annexation No. 5, and General Plan/Development Code Amendments (09-140/GPA/DCA), as CEQA Responsible Agency for LAFCO 3153; and (2) LAFCO 3153 – Sphere of Influence Review (Expansion) for City of Yucaipa; and,  
B. Consideration of: (1) Review of Negative Declaration Prepared by the City of Yucaipa for Annexation No. 5, and General Plan/Development Code Amendments (09-140/GPA/DCA), as CEQA Responsible Agency for LAFCO 3154; and (2) LAFCO 3154 – Reorganization to Include Annexations to City of Yucaipa, Yucaipa Valley Water District and San Bernardino Valley Municipal Water District, and Detachments from the San Bernardino County Fire Protection District, its Valley Service Zone and Service Zone PM-3 (Yucaipa Paramedic), County Service Area 63, and County Service Area 70 (Annexation No. 5)

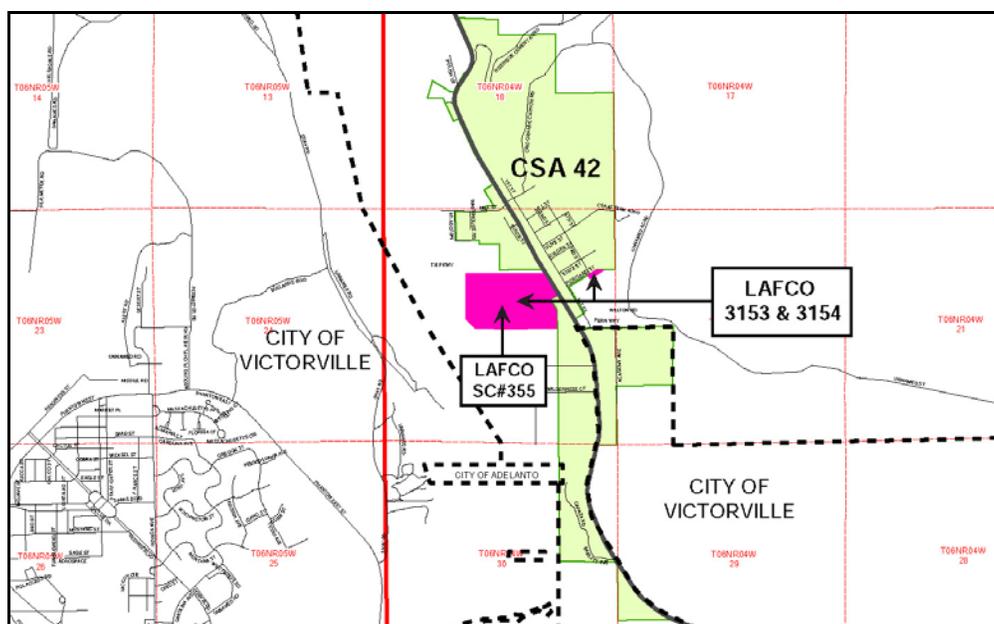
The sphere of influence expansion/reorganization area encompasses approximately 335+/- acres generally bordered by Carter Street on the north, parcel lines on the east, Oak Glen Road on the south, and parcel lines (existing City of Yucaipa boundaries) on the west.



10. A. Consideration of: (1) CEQA Statutory Exemption for LAFCO SC#355; and (2) LAFCO SC#355 – County Service Area 42 Out-of-Agency Service Agreement for Water and Sewer Services (APN 468-241-01)
- B. Consideration of: (1) CEQA Statutory Exemption for LAFCO 3146; and (2) LAFCO 3146 – Sphere of Influence Amendment (Expansion) for County Service Area 42 (Oro Grande); and,
- C. Consideration of: (1) CEQA Statutory Exemption for LAFCO 3147; and (2) LAFCO 3147 – Reorganization to Include Annexations to County Service Area 42 (Oro Grande School District – Riverside Preparatory School)

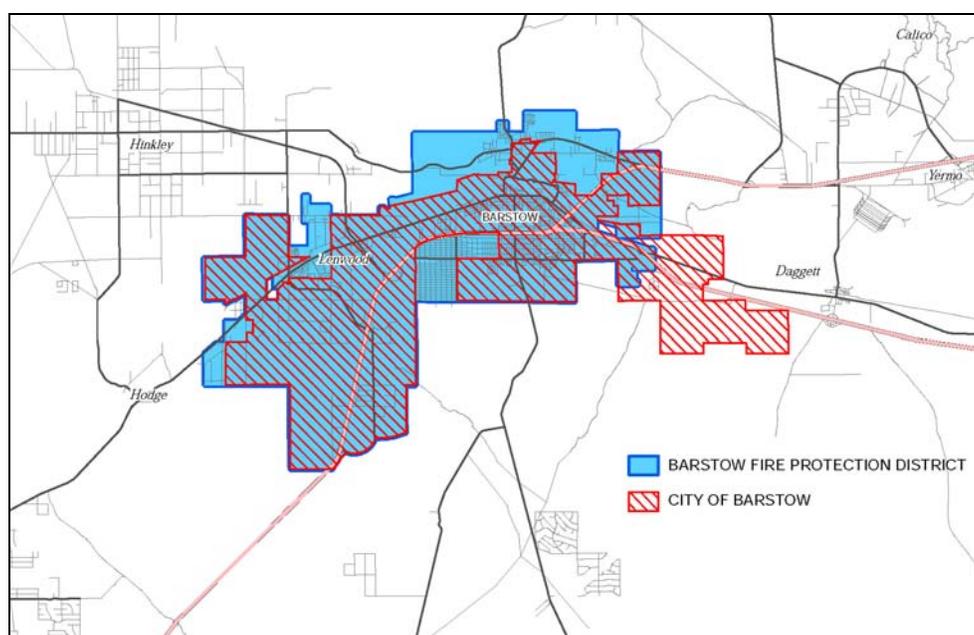
The sphere of influence amendment/reorganization proposals consists of 2 separate areas totaling approximately 57.09+/- acres generally described as follows:

- Area 1 includes the entirety of APN 0468-241-01 and is comprised of approximately 56.36+/- acres generally located west of National Trails Highway and north, east, and south of parcel boundaries. The parcel is proposed for the development of a Junior High and a High School through Oro Grande School District. Area 1 is also the service contract area being considered for LAFCO SC#355.
- Area 2 includes the entirety of APN 0468-222-27 and is comprised of approximately 0.73+/- acres generally located south of Portland Street and its natural extension and east and west of the terminus of 3<sup>rd</sup> Street. The parcel is a part of a larger school site.



11. Consideration of: (1) CEQA Statutory Exemption for LAFCO 3161; and (2) LAFCO 3161 – Establishment of the Barstow Fire Protection District as a Subsidiary District of the City of Barstow

The study area encompasses the entirety of the Barstow Fire Protection District (approximately 45.68+/- square miles). Establishment as a subsidiary district proposes no change in jurisdictional boundaries but anticipates the replacement of the existing elected Board of Directors with the City Council of the City of Barstow as the ex-officio Board of Directors. The Barstow Fire Protection District would continue in existence and all responsibilities under Fire Protection District Law (Health and Safety Code Section 13800 et seq) would remain.



12. Consideration of: (1) CEQA Statutory Exemption for LAFCO 3156; and (2) LAFCO 3156 – Dissolution of County Service Area 17 and Establishment of the Town of Apple Valley as the Successor Agency

The study area includes the entire service boundary of County Service Area 17 which includes approximately 3,220 acres (5+/- square miles) in four separate areas. The four areas are described as:

- Area 1 is generally bordered by Ocotillo Way (existing Town of Apple Valley boundaries) on the north, Navajo Road on the east, Santa Rosa Road on the south, and Kiowa Way on the west, which includes areas north and south of Round Up Way. This area is approximately 640 acres in area encompassing Section 21, T4N, R3W.
- Area 2 is generally bordered by Japatul Road on the east, a combination of Tussing Rancho Road and Desert View Road on the south, Joshua Road on the west and Del Oro Road on the north. This area is approximately 640 acres in area encompassing Section 12 T4N, R3W.
- Area 3 is generally located south of South Road, east and west of Moccasin Road. This area is approximately 20 acres in area encompassing all 79 parcels that make up Tract 6182 within Section 1, T5N, R3W.
- Area 4 is generally bordered by Cahuilla Road on the north, section lines along the Granite Mountains on the east, Ramona Avenue/Chuckwalla Road on the south and a combination of Japatul Road, Thunderbird Road, and Laguna Seca Drive on the west. This area is approximately 1,920 acres in area encompassing Sections 8, 17, and 18 of T5N, R2W.

Upon dissolution, the Town of Apple Valley is proposed to be the successor agency to the functions and services of CSA 17 and, by out-of-agency contract, will provide streetlighting services within the Town of Apple Valley unincorporated sphere of influence.

13. (1) Service Review and Sphere of Influence Update for County Service Area 70 Zone D-1 (Lake Arrowhead Dam); and, (2) Consideration of: (a) CEQA Statutory Exemption for LAFCO 3144; and (b) LAFCO 3144 – Activation of Flood Control and Park and Recreation Powers for Lake Arrowhead Community Services District **(To be continued to the November 17, 2010 Hearing)**
14. Consideration of: (1) Final Environmental Impact Report Adopted by the City of Victorville for the General Plan Updated (SCH NO. 2008021086), as a CEQA Responsible Agency for LAFCO 3082; (2) Adoption of Findings of Fact and Statement of Overriding Considerations; (3) CEQA Statutory Exemption Related to the Sphere of Influence Reduction for the City of Adelanto and the Additional Sphere of Influence Modifications (Expansions/Reductions) for the City of Victorville and the Victorville Water District; and (4) LAFCO 3082 – Sphere of Influence Amendments (Expansion/Reduction) for the City of Victorville and Victorville Water District and Sphere of Influence Amendment (Reduction) for the City of Adelanto **(Continued from the June 16, 2010 Hearing)**

The sphere of influence amendment area for the City of Victorville and the Victorville Water District (LAFCO 3082), as modified by LAFCO Staff and agreed upon by the City of Victorville, the Victorville Water District, the City of Adelanto, and the County (on behalf of itself and County Service Area 42), encompasses an expansion area of approximately 6,315+/- acres and a separate reduction area of approximately 180+/- acres.

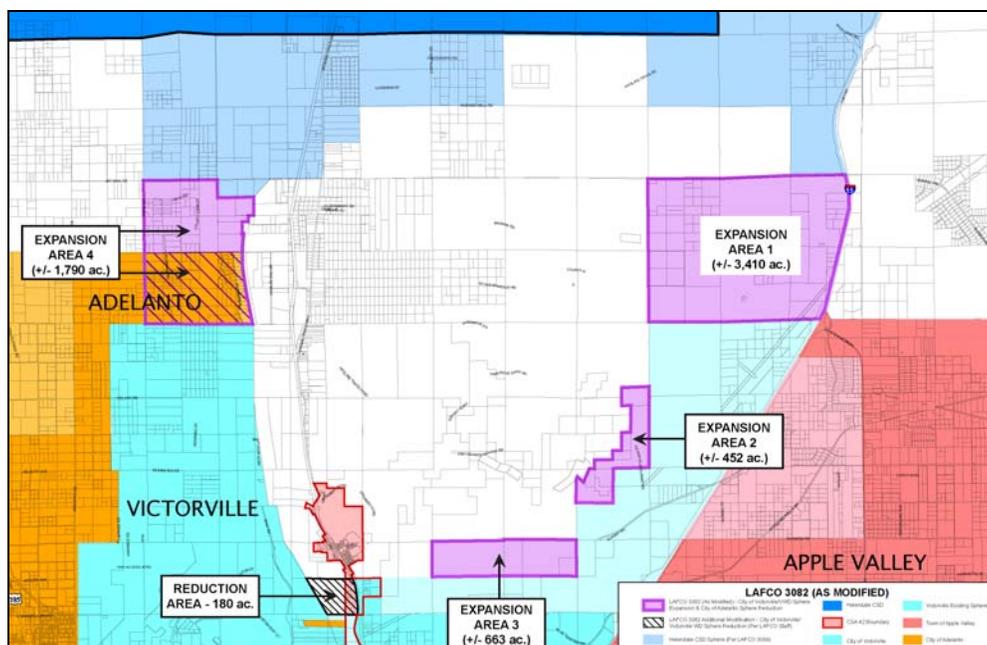
The sphere of influence expansion area includes 4 separate areas described as follows:

- Area 1 encompasses approximately 3,410+/- acres generally bordered by the I-15 freeway on the east, section lines (existing City of Victorville/Victorville Water District sphere of influence boundaries) on the south along the Dale Evans Parkway I-15 interchange, section lines on the west, and section lines (portion of existing Helendale CSD sphere of influence boundary) on the north.
- Area 2 encompasses approximately 452+/- acres generally bordered by a combination of section lines and parcel lines (existing City of Victorville/Victorville Water District sphere of influence boundaries) on the east and south, and parcel lines on the west and north.
- Area 3 encompasses approximately 663+/- acres generally bordered by a combination of section lines and parcel lines (existing City of Victorville/Victorville Water District sphere of influence boundaries) on the east and south, and section line on the west and north.
- Area 4 encompasses approximately 1,790+/- acres generally bordered by parcel lines on the west along the Mojave River, section lines (existing City of Victorville/Victorville Water District sphere of influence boundaries) on the south, and a combination of parcel lines and section lines along Topaz Avenue on the east, and a combination of section lines and parcel lines (existing Helendale CSD sphere of influence boundary) on the north. Area 4 includes a portion of the City of Adelanto's existing sphere of influence of approximately 920 acres generally located within Sections 35 and 36, T7N, R5W (which includes approximately 853 acres within the City of Adelanto's corporate boundaries), to be placed within the City of Victorville/Victorville Water District sphere of influence.

The sphere of influence reduction area encompasses approximately 180+/- acres generally located within the Oro Grande community. The area is generally bordered by National Trails Highway on the east, parcel lines on the south, parcel lines along the Mojave River on the east, and parcel lines on the north.

In addition, other sphere of influence modifications (expansions/reductions) are also being considered for the City of Victorville and the Victorville Water District as part of LAFCO 3082, which include: 1) a sphere expansion (4+/- acres) and reduction (8+/- acres) along Bear Valley Road to match the current centerline of the roadway and the community of Hesperia's sphere of influence designation; 2) a sphere expansion

(2.25+/- acres) to include a single parcel, APN 0468-261-65, which was recently detached from the City of Adelanto; and 3) a sphere reduction (15+/- acres) along SR 18 and the Mojave River to match the Town of Apple Valley’s current sphere of influence designation.



**INFORMATION ITEMS:**

- 15. Pending Legislation Oral Report
- 16. Executive Officer’s Oral Report
- 17. Commissioner Comments  
(This is an opportunity for Commissioners to comment on issues not listed on the agenda, provided that the subject matter is within the jurisdiction of the Commission and that no action may be taken on off-agenda items unless authorized by law.)
- 18. Comments from the Public  
(By Commission policy, the public comment period is limited to five minutes per person for comments related to items under the jurisdiction of LAFCO.)

The Commission may adjourn for lunch from 12:00 to 1:30 p.m.

In its deliberations, the Commission may make appropriate changes incidental to the above-listed proposals.

Materials related to an item on this Agenda submitted to the Commission or prepared after distribution of the agenda packet will be available for public inspection in the LAFCO office at 215 N. D St., Suite 204, San Bernardino, during normal business hours, on the LAFCO website at [www.sbclafco.org](http://www.sbclafco.org), and at the hearing.

Current law and Commission policy require the publishing of staff reports prior to the public hearing. These reports contain technical findings, comments, and recommendations of staff. The staff recommendation may be accepted or rejected by the Commission after its own analysis and consideration of public testimony.

**IF YOU CHALLENGE ANY DECISION REGARDING ANY OF THE ABOVE PROPOSALS IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED DURING THE PUBLIC TESTIMONY PERIOD REGARDING THAT PROPOSAL OR IN WRITTEN CORRESPONDENCE DELIVERED TO THE LOCAL AGENCY FORMATION COMMISSION AT, OR PRIOR TO, THE PUBLIC HEARING.**

The Political Reform Act requires the disclosure of expenditures for political purposes related to a change of organization or reorganization proposal which has been submitted to the Commission, and contributions in support of or in opposition to such measures, shall be disclosed and reported to the same extent and subject to the same requirements as provided for local initiative measures presented to the electorate (Government Code Section 56700.1). Questions regarding this should be directed to the Fair Political Practices Commission at [www.fppc.ca.gov](http://www.fppc.ca.gov) or at 1-866-ASK-FPPC (1-866-275-3772).

A person with a disability may contact the LAFCO office at (909) 383-9900 at least 72-hours before the scheduled meeting to request receipt of an agenda in an alternative format or to request disability-related accommodations, including auxiliary aids or services, in order to participate in the public meeting. Later requests will be accommodated to the extent feasible.

LOCAL AGENCY FORMATION COMMISSION  
KATHLEEN ROLLINGS-McDONALD, Executive Officer

By: ANGELA M. SCHELL, Deputy Clerk to the Commission