

**Letter Dated February 13, 2014  
Amending County Application for  
Sphere of Influence Establishment;  
Copy of Original Resolution No. 2012-29  
Initiating LAFCO 3157**

**Attachment 3**



Information presented to the Commission at the

2-19-14 LAFCO hearing

COUNTY OF SAN BERNARDINO

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BOARD OF SUPERVISORS

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Janice Rutherford, Chair .....Second District
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GREGORY C. DEVEREAUX
Chief Executive Officer

February 13, 2014

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LAFCO
San Bernardino County

Local Agency Formation Commission
Mrs. Kathleen Rollings-McDonald, Executive Officer
215 North "D" Street, Suite 204
San Bernardino, CA 92415-0490

Subject: County Service Area 120 Sphere of Influence Review

Dear Mrs. Rollings-McDonald:

As you are aware, the Special Districts Department on behalf of County Service Area 120 (CSA 120), submitted a recommendation to LAFCO for a sphere of influence for CSA 120, the open space district in North Etiwanda. The proposed sphere encompasses about 35,000 acres and was created based on natural resources and unimproved land within the area that could potentially be used for mitigation land.

Although the proposed sphere has advantages from a planning perspective, we believe events subsequent to the original recommendation make it necessary for us to revise our recommendation. Also, since the recommendation to LAFCO, several reviews of countywide open space are being conducted: LAFCO is looking into both private and public entities that provide open space management; San Bernardino Associated Governments has contracted with Environmental Element Group to review open space and habitat conservation within the County; and the County Land Use Services Department is looking at how open space will be handled in the next County General Plan.

In light of this, the County is revising its recommendation and proposing the sphere of influence for CSA 120 be coterminous with the boundaries of CSA 120 (minus the portion of the Fontana Multiple Species Habitat Conservation Plan that is within its boundaries).

We appreciate the amount of work you and your staff have put into this. If you have any questions, please contact my office or Jeff Rigney, Director of Special Districts Department. Thank you for your assistance and for the Commission's consideration.

Sincerely,

Handwritten signature of Janice Rutherford

JANICE RUTHERFORD
Board of Supervisors Chair
Second District Supervisor

cc: Gregory C. Devereaux, Chief Executive Officer
Jeffrey O. Rigney, Director, Special Districts Department

The mission of the government of the County of San Bernardino is to satisfy its customers by providing service that promotes the health, safety, well being, and quality of life of its residents according to the County Charter, general laws, and the will of the people it serves.

**RESOLUTION NO. 2012-29**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREA 120 (OPEN SPACE AND HABITAT CONSERVATION DISTRICT), REQUESTING THE SAN BERNARDINO LOCAL AGENCY FORMATION COMMISSION TO TAKE PROCEEDINGS TO ESTABLISH A SPHERE OF INFLUENCE FOR COUNTY SERVICE AREA 120.**

On Tuesday, February 28, 2012, on motion of Supervisor Derry, duly seconded by Supervisor Mitzelfelt and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

SECTION 1. The Board of Supervisors of the County of San Bernardino, acting in its capacity as the governing body of County Service Area 120 (an Open Space and Habitat Conservation district), hereby finds and determines:

(a) That County Service Area 120 (CSA 120), was formed on July 1, 2009 to provide open space and habitat conservation services, which included the dissolution of two improvements zones to County Service Area 70, CSA 70 OS-1 and CSA 70 OS-3.

(b) That as governing body of CSA 120, this Board desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Section 56000 et seq.) for the establishment of a sphere of influence for CSA 120 beyond the existing boundaries of that agency.

(c) That the reason for the proposed sphere of influence establishment is to coordinate, carry out, and logically plan and shape in an orderly manner the development of the local government agency to advantageously provide for the present and future needs of the county and its communities.

(d) That the open space and habitat conservation services provided by CSA 120 are necessary to aid in the protection of biotic resources known to be within the area of the sphere of influence as proposed.

(e) That the proposed sphere of influence intends to overlay the northerly portions of the cities of Upland, Rancho Cucamonga, Rialto, Fontana, and San Bernardino and their respective spheres of influence.

(f) That the sphere of influence boundary proposed for CSA 120 does not conflict with the sphere of influence of any adjacent or underlying agency exclusively providing open space and habitat conservation services.

SECTION 2. The Board of Supervisors of the County of San Bernardino, acting in its capacity as the governing body of CSA 120, therefore, hereby resolves and orders:

(a) That this Resolution of Application is hereby adopted and approved by this Board.

(b) That the Local Agency Formation Commission of San Bernardino County is hereby requested to take proceedings for the establishment of a sphere of influence for County Service Area 120, as described in the attached Exhibits A (legal description) and B (map) in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

AYES: SUPERVISORS: Mitzelfelt, Rutherford, Derry, Ovitt, Gonzales

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

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STATE OF CALIFORNIA )  
 )  
COUNTY OF SAN BERNARDINO ) ss.

I, **LAURA H. WELCH**, Clerk of the Board of Supervisors of the County of San Bernardino, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of February 28, 2012. Item no. 51, ml.

LAURA H. WELCH  
Clerk of the Board of Supervisors

By \_\_\_\_\_   
