

**LAFCO 3217**

**Notice of Filing Attachments:**

**Application**

**and**

**Supplement Sphere of Influence  
Amendment**

## SAN BERNARDINO LAFCO APPLICATION AND PRELIMINARY ENVIRONMENTAL DESCRIPTION FORM

**INTRODUCTION:** The questions on this form and its supplements are designed to obtain enough data about the application to allow the San Bernardino LAFCO, its staff and others to adequately assess the proposal. By taking the time to fully respond to the questions on the forms, you can reduce the processing time for your proposal. You may also include any additional information which you believe is pertinent. Use additional sheets where necessary, or attach any relevant documents.

### GENERAL INFORMATION

1. NAME OF PROPOSAL: A reorganization to include Annexation to the San Bernardino County Fire Protection District, its North Desert Service Zone and the Divestiture of the fire/emergency medical response and ambulance functions from the Hesperia Fire Protection District.

2. NAME OF APPLICANT: Hesperia Fire Protection District  
APPLICANT TYPE:     Landowner                     Local Agency  
                                  Registered Voter             Other

MAILING ADDRESS:

9700 Seventh Avenue  
Hesperia, CA 92345

PHONE:            ( 760 ) 947-1000

FAX:                ( 760 ) 947-2881

E-MAIL ADDRESS:                                    bjohnson@cityofhesperia.us

3. GENERAL LOCATION OF PROPOSAL: The Hesperia Fire Protection District boundaries are generally coterminous with the City of Hesperia.

4. Does the application possess 100% written consent of each landowner in the subject territory?  
YES  NO  If YES, provide written authorization for change.

5. Indicate the reason(s) that the proposed action has been requested. To fully integrate the operations of the HFPD into the SBCO's structure and to take advantage of the economics of scale available within the county-wide organization.

**LAND USE AND DEVELOPMENT POTENTIAL**

1. Total land area of subject territory (defined in acres):  
Approximately 48,000 acres (75 Sq. mi.)

2. Current dwelling units within area classified by type (single-family residential, multi-family [duplex, four-plex, 10-unit], apartments)  
\_\_\_\_\_

3. Approximate current population within area:  
93,000

4. Indicate the General Plan designation(s) of the affected city (if any) and uses permitted by this designation(s):  
Various land use designations under the City of Hesperia 2010 General Plan update.

San Bernardino County General Plan designation(s) and uses permitted by this designation(s):  
N/A - Will not change as a result of this reorganization.

5. Describe any special land use concerns expressed in the above plans. In addition, for a City Annexation or Reorganization, provide a discussion of the land use plan's consistency with the regional transportation plan as adopted pursuant to Government Code Section 65080 for the subject territory:  
None - Land uses are not to change as a result of this reorganization.

6. Indicate the existing use of the subject territory.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

What is the proposed land use?  
N/A - No changes proposed

7. Will the proposal require public services from any agency or district which is currently operating at or near capacity (including sewer, water, police, fire, or schools)? YES  NO  If YES, please explain.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

8. On the following list, indicate if any portion of the territory contains the following by placing a checkmark next to the item:

- Agricultural Land Uses
- Williamson Act Contract
- Any other unusual features of the area or permits required: Substantial undeveloped land in Summit Valley. Planned developments or Specific Plan required.
- Agricultural Preserve Designation
- Area where Special Permits are Required

9. Provide a narrative response to the following factor of consideration as identified in §56668(p): *The extent to which the proposal will promote environmental justice. As used in this subdivision, "environmental justice" means the fair treatment of people of all races, cultures, and incomes with respect to the location of public facilities and the provision of public services:*

The proposed action will not affect the provision or location of at risk emergency service response. The proposed action will align the resources in the current HFPD into the SBCFPD allowing for more consistent and efficient distribution of services.

**ENVIRONMENTAL INFORMATION**

1. Provide general description of topography. Most of the territory slopes down 2% to the North East, but is traversed by several large drainage courses. The Mojave River flows through Summit Valley and alongside the territories Eastern boundary.

2. Describe any existing improvements on the subject territory as % of total area.

Residential	<u>50.7</u>	%	Agricultural	<u>2.8</u>	%
Commercial	<u>6.5</u>	%	Vacant	<u>4.0</u>	%
Industrial	<u>5.8</u>	%	Other	<u>5.6</u>	%

3. Describe the surrounding land uses:

NORTH	<u>City of Victorville</u>
EAST	<u>Town of Apple Valley / Sphere of influence</u>
SOUTH	<u>Summit Valley sphere of influence / U.S. Forest Service Land</u>
WEST	<u>Oak Hills sphere of influence / Phelan</u>

4. Describe site alterations that will be produced by improvement projects associated with this proposed action (installation of water facilities, sewer facilities, grading, flow channelization, etc.).

None, except for transfer and improvement of fire stations and equipment as outlined in the Plan for Service.

5. Will service extensions accomplished by this proposal induce growth on this site? YES   
 NO  Adjacent sites? YES  NO  Unincorporated  Incorporated

Land uses are not proposed to change under this reorganization.

6. Are there any existing out-of-agency service contracts/agreements within the area? YES   
 NO  If YES, please identify.

7. Is this proposal a part of a larger project or series of projects? YES  NO  If YES, please explain.

**NOTICES**

Please provide the names and addresses of persons who are to be furnished mailed notice of the hearing(s) and receive copies of the agenda and staff report.

NAME Brian Johnson TELEPHONE NO. 760-947-1876

ADDRESS: 9700 Seventh Ave. Hesperia, CA 92345

NAME Dave Reno TELEPHONE NO. 760-947-1253

ADDRESS: 9700 Seventh Ave. Hesperia, CA 92345

NAME Don Trapp, Asst. Chief TELEPHONE NO. 909-387-5749

ADDRESS: 157 West Fifth St. 2nd Floor, San Bernardino, CA 92415-0451

**CERTIFICATION**

As a part of this application, the City/Town of \_\_\_\_\_, or the Hesperia Fire Protection District/Agency, \_\_\_\_\_ (the applicant) and/or the \_\_\_\_\_ (real party in interest - landowner and/or registered voter of the application subject property) agree to defend, indemnify, hold harmless, promptly reimburse San Bernardino LAFCO for all reasonable expenses and attorney fees,

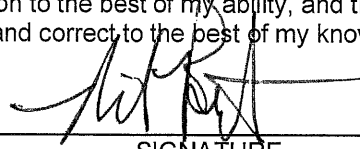
and release San Bernardino LAFCO, its agents, officers, attorneys, and employees from any claim, action, proceeding brought against any of them, the purpose of which is to attack, set aside, void, or annul the approval of this application or adoption of the environmental document which accompanies it.

This indemnification obligation shall include, but not be limited to, damages, penalties, fines and other costs imposed upon or incurred by San Bernardino LAFCO should San Bernardino LAFCO be named as a party in any litigation or administrative proceeding in connection with this application.

As the person signing this application, I will be considered the proponent for the proposed action(s) and will receive all related notices and other communications. I understand that if this application is approved, the Commission will impose a condition requiring the applicant and/or the real party in interest to indemnify, hold harmless and reimburse the Commission for all legal actions that might be initiated as a result of that approval.

I hereby certify that the statements furnished above and in the attached supplements and exhibits present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements, and information presented herein are true and correct to the best of my knowledge and belief.

DATE 3-13-17



SIGNATURE

Nils Bentsen

Printed Name of Applicant or Real Property in Interest  
(Landowner/Registered Voter of the Application Subject Property)

City Manager, Hesperia Fire Protection District

Title and Affiliation (if applicable)

PLEASE CHECK SUPPLEMENTAL FORMS ATTACHED:

- ANNEXATION, DETACHMENT, REORGANIZATION SUPPLEMENT
- SPHERE OF INFLUENCE CHANGE SUPPLEMENT
- CITY INCORPORATION SUPPLEMENT
- FORMATION OF A SPECIAL DISTRICT SUPPLEMENT
- ACTIVATION OR DIVESTITURE OF FUNCTIONS AND/OR SERVICES FOR SPECIAL DISTRICTS SUPPLEMENT

## SUPPLEMENT SPHERE OF INFLUENCE AMENDMENT

**INTRODUCTION:** The questions on this form are designed to obtain data about the specific sphere of influence amendment application to allow the Commission, staff and others to adequately assess the application. You may also include any additional information that you believe is pertinent. Use additional sheets where necessary, and/or include any relevant documents.

1. Please provide an identification of the agencies involved in the proposed sphere of influence change(s):

**SPHERE EXPANSION**

San Bernardino County Fire Protection District

157 West 5th St. 2nd Floor

San Bernardino, CA 92415-0451

**SPHERE REDUCTION**

Hesperia Fire Protection District

9700 7th Ave.

Hesperia, CA 92345

2. Provide a narrative description of the following factors of consideration as outlined in Government Code Section 56425. (If additional room for response is necessary, please attach additional sheets to this form.)

The present and planned land uses in the area, including agricultural and open-space lands.

Land uses permitted under the City's 2010 General Plan Update.

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The present and probable need for public facilities and services in the area.

County Fire currently has stations in the sphere of influence. (#48 in Summit Valley and #305 in Oak Hills) Station #40 was merged with #305 when it opened in 2010.

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The present capacity of public facilities and adequacy of public services that the agency to be expanded provides or is authorized to provide.

County Fire is presently serving the limited population in the District's sphere of influence. Should any large scale planned developments or specific plans be proposed, then the City and County will address the facilities and funding necessary to address the impacts of new development.

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The existence of any social or economic communities of interest in the area.

While there is limited population in Summit Valley, Oak Hills is represented in the City's Oak Hills Community Plan (2002) and included in the City's Main Street and Freeway Corridor Specific Plan (2008) and the 2010 General Plan update. No revisions will be made as a result of this reorganization.

The present and probable need for public facilities or services related to sewers, municipal and industrial water, or structural fire protection for any disadvantaged unincorporated community, as defined by Govt. Code Section 56033.5, within the existing sphere of influence.

N/A - There are no disadvantaged communities in the sphere of influence.

- 3. If the sphere of influence amendment includes a city sphere of influence change, provide a written statement of whether or not agreement on the sphere change between the city and county was achieved as required by Government Code Section 56425. In addition, provide a written statement of the elements of agreement (such as, development standards, boundaries, zoning agreements, etc.) (See Government Code Section 56425)

N/A - As current and planned uses within the territory will not change upon reorganization. The Territory will continue to be served by County Fire from the existing facilities in the sphere and surrounding areas.

- 4. If the sphere of influence amendment includes a special district sphere of influence change, provide a written statement: (a) specifying the function or classes of service provided by the district(s) and (b) specifying the nature, location and extent of the functions or classes of service provided by the district(s). (See Government Code Section 56425(i))

Services to the sphere of influence will be provided as described in the plan for service included with this application.

- 5. For any sphere of influence amendment either initiated by an agency or individual, or updated as mandated by Government Code Section 56425, the following service review information is required to be addressed in a narrative discussion, and attached to this supplemental form (See Government Code Section 56430):

- a. Growth and population projections for the affected area.



- b. Location and characteristics of disadvantaged unincorporated communities within or contiguous to the sphere of influence.
- c. Present and planned capacity of public facilities and adequacy of public services, including infrastructure needs or deficiencies, including those associated with a disadvantaged unincorporated community.
- d. Financial ability of agencies to provide services.
- e. Status of, and opportunities for, shared facilities.
- f. Accountability for community service needs, including governmental structure and operational efficiencies.

If additional sheet are submitted or a separate document provided to fulfill Item #5, the narrative description shall be signed and certified by an official of the agency(s) involved with the sphere of influence review as to the accuracy of the information provided. If necessary, attach copies of documents supporting statements.

**CERTIFICATION**

As a part of this application, the City/Town of \_\_\_\_\_, or the Hesperia Fire Protection District/Agency, \_\_\_\_\_ (the applicant) and/or the \_\_\_\_\_ (real party in interest - landowner and/or registered voter of the application subject property) agree to defend, indemnify, hold harmless, promptly reimburse San Bernardino LAFCO for all reasonable expenses and attorney fees, and release San Bernardino LAFCO, its agents, officers, attorneys, and employees from any claim, action, proceeding brought against any of them, the purpose of which is to attack, set aside, void, or annul the approval of this application or adoption of the environmental document which accompanies it.

This indemnification obligation shall include, but not be limited to, damages, penalties, fines and other costs, imposed upon or incurred by San Bernardino LAFCO should San Bernardino LAFCO be named as a party in any litigation or administrative proceeding in connection with this application.

As the person signing this application, I will be considered the proponent for the proposed action(s) and will receive all related notices and other communications. I understand that if this application is approved, the Commission will impose a condition requiring the applicant and/or the real party in interest to indemnify, hold harmless and reimburse the Commission for all legal actions that might be initiated as a result of that approval.

I hereby certify that the statements furnished above present the data and information required to the best of my ability, and that the facts, statements, and information presented herein are true and correct to the best of my knowledge and belief.

DATE 3-13-17



SIGNATURE

Nils Bentsen  
Printed Name of Applicant or Real Property in Interest  
(Landowner/Registered Voter of the Application Subject Property)

City Manager  
Title and Affiliation (if applicable)