

RESOLUTION NO. 2017-016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHINO, CALIFORNIA, REQUESTING THE LOCAL AGENCY FORMATION COMMISSION INITIATE PROCEEDINGS FOR THE ANNEXATION OF 40 ACRES OF LAND TO THE CITY OF CHINO GENERALLY LOCATED NORTH OF CHINO AVENUE, SOUTH OF HACIENDA LANE BETWEEN PIPELINE AVENUE AND NORTON AVENUE WITHIN THE CITY OF CHINO SPHERE OF INFLUENCE (ANNEXATION PL16-0464).

WHEREAS, on June 3, 2016, MLC Holdings, Inc. (the "Applicant") submitted its applications for PL 16-00462 (Prezone), PL 16-0463 (General Plan Amendment), PL16-0464 (Annexation), and PL 16-0529 (Tentative Tract Map No. 18903) requesting the City take the steps necessary to annex approximately 40 acres of land from the County of San Bernardino into the City of Chino and to pre-zone the land use designations from the San Bernardino County RS-20M (Single Residential minimum lot size 20,000 square feet) as follows: approximately 12 acres of land to RD 4.5 (Residential), approximately 24 acres of land to RD 2 (Residential/ Agricultural), and approximately 1.1 acres of land to CN (Commercial Neighborhood) (collectively the "Project"); and

WHEREAS, the Project consists of those certain real properties generally located north of Chino Avenue, east of Pipeline Avenue, west of Norton Avenue and south of Hacienda Lane (AP Nos. 1019-091-01, 24, and 27 through 40, 1019-231-01 through 12, and 1019-241-03 through 11) as fully described in Exhibits "A" and "B" incorporated herein; and

WHEREAS, the proposed land use changes included in PL16-0463 (General Plan Amendment) modify approximately 20 acres of land and will result in a reduction of approximately 8 acres of NC (Neighborhood Commercial) going to RD 2 (Residential, 2 units/acre), and approximately 12 acres going from RD 2 to RD 4.5 (Residential 4.5 units per acre) with a net decrease of approximately 4 acres of RD 2 land use designation as fully described as shown in Exhibit "C"; and

WHEREAS, the City Council of the City of Chino desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, for PL 16-0464 (Annexation); and

WHEREAS, the territory proposed for annexation is an unincorporated island that is eligible for annexation pursuant to Section 56375.3 of the California Government Code and a description of the boundaries of the proposed annexation territory is set forth in Exhibit "A" attached hereto and by this reference incorporated herein; and

THE FOREGOING INSTRUMENT IS A
CORRECT COPY OF THE ORIGINAL
ON FILE IN THIS OFFICE

ATTEST: May 15 2017

Angela Robles
(Signature)

ANGELA ROBLES, CITY CLERK
(Title) City of Chino, California

WHEREAS, the reasons for this proposed annexation are to provide municipal services within logical service boundaries; and

WHEREAS, the City of Chino has reviewed and approved the Plan for Service and Fiscal Impact Analysis prepared by the Zimmerman Group (Exhibit "D") for the subject property.

NOW, THEREFORE, the City Council of the City of Chino, California, does hereby RESOLVE as follows:

1. The Local Agency Formation Commission for San Bernardino County is hereby requested to take proceedings for the annexation of territory as described in Exhibits "A" according to the terms and conditions stated above and in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

2. The City of Chino further requests that the annexation be subject to the following terms and conditions:

a) the property owner/developer shall comply with all conditions of approval including the payment of required fees, including all development impact fees, as specified in approved PL 16-0529 (Tentative Tract Map No. 18903); and

b) the standard terms and conditions imposed by the Local Agency Formation Commission be applied to the annexation territory; and

c) the proposed annexations territory be annexed into City Council Election District No. 4.

3. The City acknowledges and agrees to abide by the Local Agency Formation Commission for San Bernardino County's requirement for imposing legal indemnification as outlined in Policy 3 of Chapter 2 of the Accounting and Financial Section of its Policy and Procedure Manual.

4. The City Manager is hereby directed and authorized to execute, on behalf of the City of Chino, the application forms for the annexation which includes the preparation and certifying of the Plan for Service and Fiscal Impact Analysis, copies of which are on file in the office of the City Clerk.

5. The City Clerk of the City of Chino is hereby authorized and directed to file, or cause to be filed, a certified copy of this Resolution with the Executive Officer of the Local Agency Formation Commission for San Bernardino County.

6. The City Manager of the City of Chino is hereby authorized and directed to prepare and deliver, or cause to be prepared and delivered, to the Executive Officer of the Local Agency Formation Commission for San Bernardino County all

documents, legal descriptions, and maps necessary for the initiation of proceedings for the proposed annexation.

PASSED, APPROVED and ADOPTED THIS 18TH day of April 2017.



EUNICE M. ULLOA, MAYOR

ATTEST:



ANGELA ROBLES, CITY CLERK

State of California)
County of San Bernardino) ss
City of Chino)

I, Angela Robles, City Clerk of the City of Chino, do hereby certify the foregoing Resolution was duly adopted by the Chino City Council at a regular meeting held on the 18th day of April 2017, by the following votes:

AYES: COUNCIL MEMBERS: Haughey, Duncan, Elrod, George

NOES: COUNCIL MEMBERS: Ulloa

ABSENT: COUNCIL MEMBERS: None



ANGELA ROBLES, CITY CLERK

Attachments: Exhibit "A" – LAFCO ANNEXATION MAP
Exhibit "B" – Prezone Map
Exhibit "C" – General Plan Map
Exhibit "D" – Plan for Service and Fiscal Impact Analysis