

LOCAL AGENCY FORMATION COMMISSION COUNTY OF SAN BERNARDINO

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DATE: August 6, 2004
FROM: KATHLEEN ROLLINGS-McDONALD, Executive Officer
TO: LOCAL AGENCY FORMATION COMMISSION

SUBJECT: **Agenda Item #9** – LAFCO 2931: Service Review and Sphere Of Influence Update for the City of Yucaipa

INITIATED BY:

San Bernardino County Local Agency Formation Commission

RECOMMENDATION:

1. Determine that LAFCO 2931 is statutorily exempt from environmental review and direct the Clerk to file a Notice of Exemption within five days;
2. Make the findings related to a service review required by Government Code Section 56430 and determine that the existing sphere of influence for the City of Yucaipa should be affirmed as presently configured; and,
3. Adopt LAFCO Resolution #2838 setting forth the Commission's findings and determinations on this issue.

BACKGROUND INFORMATION:

This proposal was initiated by the Commission on January 15, 2003 in response to state mandates requiring service reviews and sphere of influence updates for all cities and special districts on a five-year schedule. In general, LAFCO 2931 is a routine, non-controversial service review and sphere of influence update for the City of Yucaipa. Included as Attachment #1 to this report is a map which identifies the boundaries and sphere of influence for the City of Yucaipa. Attachment #2 is general description of what services a City/Town can perform and how it may be expanded. Attachment #3 to this

report is a summary profile of the City of Yucaipa and a copy of the survey response provided by the City to the service review factors required by Government Code Section 56430.

As LAFCO staff began its review, we looked to the policies and procedures outlined by the Commission for its sphere of influence program (copy included as Attachment #4). One of the guiding principles in these documents is that the sphere of influence should be based upon a community-by-community approach, and that the family of agencies serving a community should, unless unique circumstance warrant, maintain a coterminous sphere of influence. The family of districts which address service delivery in the general Yucaipa community include the City, the Yucaipa Valley Water District (YVWD), and County Service Area 63 (CSA 63). These other agencies have been scheduled for their service review/sphere update at this hearing as well. Both of these agencies address a larger community, the community of Oak Glen, which has been specifically excluded from the City's sphere of influence. The Oak Glen community is generally located easterly of the City of Yucaipa's easternmost boundary within the foothills of the San Bernardino Mountains.

When the City of Yucaipa incorporated, and at the time of its sphere of influence establishment, inclusion of the Oak Glen community within the City's jurisdiction was considered. In both instances, the community of Oak Glen expressed its position, in no uncertain terms, that it was a separate rural community, not a part of the urbanizing area of the City of Yucaipa. LAFCO staff has broached the question of this larger community with City of Yucaipa staff during this service review/sphere update. This discussion was based upon the contractual relationship of the City for the delivery of fire protection and paramedic services to the Oak Glen community following the City's detachment from CSA 38 in 1999.

The City position as indicated by its staff is that the City does not anticipate proposing a sphere amendment within the next five years and would only do so in response to community request. Therefore, due to the unique character of the Oak Glen community and its ability to provide the range of service it desires through CSA 63, and CSA 38 and its Improvement Zone M, the staff is not recommending an amendment to the City of Yucaipa sphere of influence.

The major points of consideration within the survey response provided by the City of Yucaipa are outlined as follows:

1. The City of Yucaipa is not proposing any change to its sphere of influence. The City has indicated that it does not anticipate proposing a sphere of influence amendment within the next five years. The City Council has considered the response to the service review factors in a

public hearing, and concurs with staff findings that no sphere amendments will likely be contemplated in the foreseeable future.

The City is currently surrounded by the City of Redlands and its sphere of influence on its western and northwestern boundaries, the National Forest boundary on the north, the community of Oak Glen on the east and the Riverside/San Bernardino County line makes up its southern border.

2. The City of Yucaipa provides the services of general government, land use planning, code enforcement, building and safety, recreation, roads, fire protection and paramedics within its corporate boundaries. On July 1, 1999, the City of Yucaipa assumed responsibility for the provision of fire protection and rescue (paramedic) service within its corporate boundaries. Following this transition of service, the City signed a contract with the California Department of Forestry and Fire Protection to provide for its structural fire protection services and paramedic service.

At that time, the County of San Bernardino, on behalf of County Service Area 38 and its Improvement Zone M, contracted with the City of Yucaipa to continue to provide structural fire protection and paramedic services to the community of Oak Glen and those areas which remained within CSA 38 Improvement Zone M.

3. The City currently receives the following services through outside service providers/contractors:

| SERVICE | PERFORMED BY |
|-------------------------------|--|
| Fire Protection and Paramedic | Contract for service with the California Department of Forestry and Fire Protection |
| Law Enforcement | County of San Bernardino Sheriff's Department |
| Animal Control | County Public Health Department by contract |
| Water | Retail and recycled water provided by the Yucaipa Valley Water District. Domestic water is also provided by the South Mesa Water Company and Western Heights Water Company. |
| Wastewater Treatment | Yucaipa Valley Water District |
| Refuse Collection | Yucaipa Disposal – granted franchise by City |
| Ambulance | Inland Counties Emergency Medical Authority (ICEMA) granted exclusive operating area to American Medical Response (AMR) |
| Vector Control | Contract with the County of San Bernardino Vector Control Program for the provision of service. Area included in the benefit assessment authorized by County Resolution No. 3103 |

4. The City of Yucaipa is currently overlaid by the following public agencies:

Yucaipa Valley Water District
Beaumont-Cherry Valley Water District
San Bernardino Valley Municipal Water District
East Valley Resource Conservation District
County Service Area 70 Improvement Zone CR (generally the area of
Tract 12222 and the parcel immediately to its north)

The City's sphere of influence is overlaid by the following additional agencies:

County Service Area 38 and its Improvement Zone M (fire protection and
rescue (paramedic) service)
County Service Area 63 (park and recreation, streetlighting, roads,
sanitation and disaster preparedness)
County Service Area 70 (multi-function)

None of the adjacent or overlaying agencies have identified any concerns with the City of Yucaipa sphere of influence as it is presently configured.

CONCLUSION

Based on the information outlined above, and the response provided by the City of Yucaipa, staff recommends that the Commission uphold and affirm the existing sphere of influence determination for the City. In addition, staff recommends that the Commission adopt Resolution #2838 which sets forth written responses to the statutory factors related to service reviews and sphere of influence studies.

/krm

Attachments:

1. Location and Vicinity Maps of the Existing Sphere of Influence of the City of Yucaipa
2. Outline of a City/Town
3. Summary City Profile Sheet and Survey Response Provided by the City of Yucaipa
4. Sphere of Influence Policies and Guidelines
5. Response from Tom Dodson and Associates
6. Draft Resolution #2838