

**LOCAL AGENCY FORMATION COMMISSION
COUNTY OF SAN BERNARDINO**

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DATE: MAY 5, 2006
FROM: SAMUEL MARTINEZ, LAFCO Analyst
TO: LOCAL AGENCY FORMATION COMMISSION

SUBJECT: Agenda Item #6: LAFCO SC#270 – Irrevocable Agreement to Annex No. 05-00006, City of Fontana for Sewer Service (APN 0234-011-16)

INITIATED BY:

City of Fontana, on behalf of property owner

RECOMMENDATION:

The staff recommends approval of LAFCO SC#270 by taking the following actions:

1. For environmental review, take the following actions as a responsible agency:
 - Certify that the Commission has reviewed and considered the environmental assessment and the Mitigated Negative Declaration prepared by the County of San Bernardino for the Conditional Use Permit to establish an industrial building to be used as a warehouse and distribution facility not to exceed 593,000 sq. ft. including an 18,000 sq. ft. office space on 26 acres, and found them to be adequate for Commission use;
 - Determine that the Commission does not intend to adopt alternatives or mitigation measures for this project; that all mitigation measures are the responsibility of the County of San Bernardino and/or others, not the Commission; and,
 - Note that this proposal is exempt from Department of Fish and Game fees because the filing fee was the responsibility of the

County, as CEQA lead agency, and direct the Clerk to file a Notice of Determination within five (5) days of this action.

2. Approve SC#270 authorizing the City of Fontana to extend sewer service outside its boundaries to Assessor Parcel Number (APN) 0234-011-16.
3. Adopt LAFCO Resolution #2914 setting forth the Commission's findings, determinations and approval of the agreement for service outside the City of Fontana's boundaries.

BACKGROUND INFORMATION:

At the April hearing, the Commission continued consideration of LAFCO SC#270 at the request of the County regarding concerns on the project proposal. Since then, LAFCO staff has contacted the County about the item and whether there remain any concerns on moving forward with the application. To date, there has been no response back from the County.

Staff continues to support the City's request for authorization to provide sewer service to the parcel. Therefore, staff is recommending that the Commission approve LAFCO SC#270 for the reasons identified in the original staff report dated April 5, 2006, a full copy of which is attached.

/sm

[Attachment](#)