

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

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**DATE :** NOVEMBER 10, 2009

**FROM:** SAMUEL MARTINEZ, Senior LAFCO Analyst

**TO:** LOCAL AGENCY FORMATION COMMISSION

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**SUBJECT:** Agenda Item #5A: LAFCO 3141 – Sphere of Influence Amendment for San Gorgonio Pass Water Agency (Expansion) and San Bernardino Valley Municipal Water District (Reduction)

Agenda Item #5B: LAFCO 3097 – Sphere of Influence Amendment for Beaumont-Cherry Valley Water District (Expansion) and Yucaipa Valley Water District (Reduction)

Agenda Item #6: LAFCO 3098 – Reorganization to Include Annexations to Beaumont-Cherry Valley Water District and San Gorgonio Pass Water Agency, and Detachment from San Bernardino Valley Municipal Water District

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**RECOMMENDATION:**

Staff recommends that the Commission continue consideration of LAFCO 3141, LAFCO 3097 and LAFCO 3098 to the January 20, 2010 hearing.

**BACKGROUND:**

LAFCO 3097 and LAFCO 3098 are proposals that have been initiated by Beaumont-Cherry Valley Water District (BCVWD). LAFCO 3097 is a proposal to expand BCVWD's sphere of influence by approximately 24 acres and concurrently remove the area from Yucaipa Valley Water District's sphere of influence. LAFCO 3098 is a reorganization proposal submitted by BCVWD primarily to annex its properties in San Bernardino County. The reorganization area, which encompasses approximately 595 acres, will also be annexed into the San Gorgonio Pass Water Agency (Pass Agency), a regional State Water Project provider that currently serves BCVWD within Riverside County.

As required by law to process the reorganization proposal, the area must also be within the Pass Agency's sphere of influence. Both the Pass Agency and the San Bernardino Valley Municipal Water District (Valley District) have agreed that the Pass Agency should serve the entirety of BCVWD and its sphere of influence. Therefore, LAFCO 3141 is a proposal that

has been initiated by the Pass Agency to expand its sphere of influence to include the entirety of BCVWD's existing sphere of influence in San Bernardino County and concurrently remove the area from the Valley District's sphere of influence.

Individual landowners and registered voters were provided notice of the Commission's consideration. Some property owners within the area, in response to the notice, have submitted letters requesting continuance of the Commission's consideration of these proposals. The property owners have express their desire to remain in the Valley District's sphere of influence and not be part of the proposed sphere of influence expansion for the Pass Agency, and have also indicated that they wish to be removed from the existing sphere of influence assigned the BCVWD.

Third District Supervisor, Neil Derry (Alternate County Member of the Commission), is requesting that the Commission accommodate the request for continuance in order to allow LAFCO staff to further evaluate the concerns of the landowners. LAFCO staff recommends approval of the request for continuance and that the items be continued to the January 20, 2010 hearing, in order to provide LAFCO staff sufficient time to facilitate the discussions between the landowners and the districts (BCVWD, the Pass Agency, and the Valley District) to review the issues being raised.

/krm

Attachment:

1. [Maps of LAFCO 3141, 3097, and 3098](#)
2. [Letter Dated November 9, 2009 from Third District Supervisor Neil Derry Requesting Continuance](#)
3. [Letters Received from Property Owners](#)