

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

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**PROPOSAL NO.: LAFCO 2893**

**HEARING DATE: JULY 17, 2002**

**RESOLUTION NO. 2741**

**A RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF SAN BERNARDINO MAKING DETERMINATIONS ON LAFCO 2893, A SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE CHINO VALLEY INDEPENDENT FIRE DISTRICT.**

**On motion of Commissioner Postmus, duly seconded by Commissioner Colven, and carried, the Local Agency Formation Commission adopts the following resolution:**

**WHEREAS**, a service review mandated by Government Code Section 56430 and a sphere of influence update mandated by Government Code Section 56425 have been conducted by the Local Agency Formation Commission of the County of San Bernardino (hereinafter referred to as "the Commission") in accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Sections 56000 et seq.); and,

**WHEREAS**, at the times and in the form and manner provided by law, the Executive Officer has given notice of the public hearing by this Commission on this matter; and,

**WHEREAS**, the Executive Officer has reviewed available information and prepared a report including his recommendations thereon, the filings and report and related information having been presented to and considered by this Commission; and,

**WHEREAS**, the public hearing by this Commission was held upon the date and at the time and place specified in the notice of public hearing and in an order or orders continuing the hearing; and,

**WHEREAS**, at the hearing, this Commission heard and received all oral and written protests; the Commission considered all objections and evidence which were made, presented, or filed; and all persons present were given an opportunity to hear and be heard in respect to any matter relating to the review, in evidence presented at the hearing; and,

**WHEREAS**, a statutory exemption has been issued pursuant to the provisions of the California Environmental Quality Act (CEQA) indicating that this service review and sphere of influence update are statutorily exempt from CEQA and such exemption is hereby adopted by this Commission. The Clerk is directed to file a Notice of Exemption within five working days of adoption of this resolution; and,

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**WHEREAS**, based on presently existing evidence, facts, and circumstances filed with the Local Agency Formation Commission and considered by this Commission, it is determined that the sphere of influence for the Chino Valley Independent Fire District (District) should be affirmed as it currently exists, as more specifically described in maps and legal descriptions on file in the LAFCO staff office; and,

**WHEREAS**, the following findings are made in conformance with Government Code Section 56430 and local Commission policy:

1. **Infrastructure Needs and Deficiencies.** The District has adopted a Fire District Master Plan that addresses this issue, and is on file in the District offices for public review. No specific issues relevant to this factor were identified by the District.
2. **Growth and Population.** The District provides service to approximately 80 square miles within the incorporated and unincorporated City of Chino sphere of influence and the City of Chino Hills, with an approximate population of 145,000 residents. The District estimates an approximate population of 200,000 within the next 10-20 years.
3. **Financing Opportunities and Constraints.** The District is primarily funded through its share of the general property tax levy, a funding agreement with the City of Chino, and development impact fees collected through the Cities of Chino and Chino Hills, and the County. No specific financing opportunities or constraints were identified by the District.
4. **Cost Avoidance Opportunities.** The District maintains automatic and mutual aid agreements with neighboring jurisdictions. In addition, it contracts with the California Department of Forestry for supplemental wildland fire protection in portions of the City of Chino Hills. Moreover, the District's Master Plan and draft 20-year Financial Plan (on file for public review at the District offices) are guidance documents used to maximize service levels and avoid unnecessary service costs.
5. **Rate Restructuring.** The District has not identified any relevant issues associated with this factor of review.
6. **Opportunities for Shared Facilities.** The District is working with the Cities of Chino and Chino Hills, and the Chino Valley Unified School District on possible co-location and/or consolidation of vehicle services facilities. The District is also pursuing the joint construction of a training center for fire and law agencies with the City of Chino.
7. **Government Structure Options.** Because the District overlays two cities and unincorporated area, it is a regional agency and is deemed to be more efficient than at least two single-service agencies; and, therefore, the regional service government approach is appropriate.
8. **Management Efficiencies.** The District has contracted for a long-range personnel plan to ensure that the growth and development of the fire district organizational structure are effectively matched to the needs of the communities it serves and service level demands.
9. **Local Accountability and Governance.** The District is governed by a five-member Board elected at large. The District maintains a web site, and conforms with provisions of the Brown Act requiring open meetings. No other relevant issues concerning this factor have been identified.

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WHEREAS, the following findings are made in conformance with Government Code Section 56425 and local Commission policy:

1. **PRESENT AND PLANNED LAND USES**

The full range of urban, suburban, and rural land uses are included within the boundaries and current sphere of influence of the Chino Valley Independent Fire District. This sphere of influence update and service review have no potential whatsoever to change present or planned land uses within the District sphere, since no changes to the sphere of influence are contemplated.

2. **PRESENT AND PROBABLE NEED FOR PUBLIC FACILITIES AND SERVICES IN THE AREA**

No changes to the District sphere of influence are proposed or contemplated through this review. The District has adopted a master plan for service which addresses this issue, and is on file in the District offices.

3. **PRESENT CAPACITY OF PUBLIC FACILITIES AND ADEQUACY OF PUBLIC SERVICES PROVIDED**

No changes to the District sphere of influence are proposed or contemplated through this review. The District has adopted a master plan for service which addresses this issue, and is on file in the District offices.

4. **COMMUNITIES OF INTEREST IN THE AREA**

No changes to the District's sphere of influence are proposed or contemplated through this review. The Commission therefore determines that this factor of determination is not relevant to this review, as permitted by Government Code Section 56425.

5. **OTHER FINDINGS**

- A. Notice of this hearing has been published as required by law in The Sun and the Inland Valley Daily Bulletin, newspapers of general circulation in the area. As required by state law, individual notification was provided to affected and interested local agencies, County departments, and those individuals wishing mailed notice.
- B. Comments from landowners and any affected local agency have been reviewed and considered by the Commission in making its determination.

WHEREAS, pursuant to the provisions of Government Code Section 56425(h) the range of services provided by the Chino Valley Independent Fire District shall be limited to fire protection and emergency medical care, including paramedic service, and such range of services shall not be changed unless approved by this Commission; and,

WHEREAS, having reviewed and considered the findings as outlined above, the Commission affirms and upholds the sphere of influence for the Chino Valley Independent Fire District as it currently exists, and is depicted on maps and legal descriptions on file in the office of the San Bernardino Local Agency Formation Commission.

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NOW, THEREFORE, BE IT RESOLVED by the Local Agency Formation Commission of the County of San Bernardino, State of California, that this Commission shall consider the territory, described on maps and legal descriptions on file in the LAFCO office, as being within the sphere of influence of the Chino Valley Independent Fire District, it being fully understood that establishment of such a sphere of influence is a policy declaration of this Commission based on existing facts and circumstances which, although not readily changed, may be subject to review and change in the event a future significant change of circumstances so warrants.

BE IT FURTHER RESOLVED that the Local Agency Formation Commission of the County of San Bernardino, State of California, does hereby determine that the Chino Valley Independent Fire District shall indemnify, defend, and hold harmless the Local Agency Formation Commission of the County of San Bernardino from any legal expense, legal action, or judgment arising out of the Commission's affirmation of this sphere of influence, including any reimbursement of legal fees and costs incurred by the Commission.

THIS ACTION APPROVED AND ADOPTED by the Local Agency Formation Commission of the County of San Bernardino by the following vote:

AYES: COMMISSIONERS: Bagley, Colven, Mikels, Pearson, Postmus, Smith, Williams

NOES: COMMISSIONERS: None

ABSENT: COMMISSIONERS: None

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STATE OF CALIFORNIA )  
 ) ss.  
COUNTY OF SAN BERNARDINO )

I, JAMES M. RODDY, Executive Officer of the Local Agency Formation Commission of the County of San Bernardino, California, do hereby certify this record to be a full, true, and correct copy of the action taken by said Commission, by vote of the members present, as the same appears in the Official Minutes of said Commission at its meeting of July 17, 2002.

DATED: July 17, 2002

*James M. Roddy*  
JAMES M. RODDY, Executive Officer

