

NOTICE OF PROTEST HEARING

LAFCO 3241 – Reorganization to include Annexation to the City of Rancho Cucamonga and Detachment from County Service Area 70 (Etiwanda Heights Neighborhood and Conservation Plan)

WHY AM I RECEIVING THIS NOTICE?

You are a landowner within the area for LAFCO 3241 and by law, you have the opportunity to protest this proposal that the Local Agency Formation Commission (“LAFCO”) approved on July 15, 2020. The proposed terms and conditions for the proposal are set forth in LAFCO Resolution No. 3312.

WHAT IS LAFCO 3241?

LAFCO 3241 is a reorganization proposal initiated by the City of Rancho Cucamonga (“City”) that includes annexation of approximately 4,085 acres to the City of Rancho Cucamonga and detachment from County Service Area 70. The area includes the project known as the Etiwanda Heights Neighborhood and Conservation Plan (a “Specific Plan” adopted by the City). The City’s purpose in initiating this reorganization, as outlined in its application, is to annex the entire Specific Plan into the City in order for the City to regulate the development within the Specific Plan area. The Specific Plan encompasses a total of approximately 4,393 acres, most of which is unincorporated County area with a small section already within the City.

The reorganization area is bordered by the natural extension of Haven Avenue on the west, parcel lines along the San Bernardino National Forest boundary on the north, parcel lines (City of Fontana boundary) on the east, and a combination of parcel lines, Wilson Avenue, Wilson Street and Milliken Avenue (City of Rancho Cucamonga boundary) on the south.

This Notice and all related documents (staff report, resolution, maps, etc.) are available on the LAFCO website at: www.sbclafco.org/Proposals/ProposalsAvailable/SignificantProposals/LAFCO3241.aspx
If you have issues accessing information on the LAFCO website, please contact LAFCO at (909) 388-0480.

WHAT WILL HAPPEN AT THE PROTEST HEARING AND WHAT ARE THE NEXT STEPS?

The Executive Officer of LAFCO will conduct the Protest Hearing for LAFCO 3241, which will take place:

Thursday, November 5, 2020 at 6:00 p.m.

Due to the Coronavirus (COVID-19) pandemic, the Protest Hearing will be conducted virtually by videoconference and teleconference in compliance with the Governor’s Executive Order N-29-20. The public may participate in the Protest Hearing by:

- Joining the virtual Protest Hearing on Zoom using the following link: <https://zoom.us/j/88006896210>
- Listening to the virtual Protest Hearing by calling **(669) 900-9128** and entering the Meeting ID: **88006896210#**

The public may provide oral objections:

- On the Zoom video conference via the web or the Zoom App, by clicking the ‘Raise Hand’ button.
- On Zoom via phone, by raising hand by pressing *9.

WHO CAN FILE A PROTEST:

The evaluation of protest for LAFCO 3241, which is considered an uninhabited territory (territory with less than 12 registered voters), is determined based on the current assessed value of land within the area.

Therefore, only landowners within the proposal area may file a written protest using the official LAFCO Protest Form. Landowner protest must include the name of landowner, the address of the land owned within the proposal area and/or the Assessor Parcel Number. Agents submitting protest on behalf of landowners must attach proper authorization. This may include written consent of the landowner, written consent from a trustee of property placed into a trust, signature authorization or majority shareholder consent of a corporation or LLC, or other suitable documentation. See Government Code sections 56704, 56708 and 56710 for more information.

WHERE TO GET A PROTEST FORM:

If you wish to protest LAFCO 3241, you first need to obtain a Protest Form by:

- Downloading the form from the LAFCO website:
www.sbcounty.gov/uploads/lafco/protest/ProtestForm.pdf
- Calling the LAFCO office at (909) 388-0480 or emailing LAFCO at lafco@lafco.sbcounty.gov to have a form mailed to you. *You will need to provide your name and mailing address for delivery.*

HOW TO SUBMIT PROTEST:

Because the Protest Hearing is being conducted virtually, written protests cannot be submitted or presented at the virtual hearing. Therefore, all protest must be made by filling out a Protest Form and submitted:

- In person at the LAFCO office located at **1170 West 3rd Street, Unit 150, San Bernardino, CA**, prior to the conclusion of the Protest Hearing on November 5, 2020.
- By mail addressed to LAFCO, **1170 West 3rd Street, Unit 150, San Bernardino, CA 92415-0490**. *If your mailed protest is postmarked by November 5, 2020 and received by LAFCO within four (4) days of a November 5, 2020 postmark, we will process, verify, and count that protest.*

The written protest must be signed and dated during the official protest period, which begins on September 30, 2020 and ends on November 5, 2020. Any protest without a date, bearing a date prior to September 30, 2020, received in-person after the conclusion of the Protest Hearing, or postmarked after November 5, 2020 and not received by LAFCO within four (4) days of a November 5, 2020 postmark, shall be disregarded for purposes of determining the value of any written protests. Protest cannot be accepted by fax or email.

HOW PROTEST IS EVALUATED:

Within 30 days following the conclusion of the Protest Hearing, the Executive Officer will make a determination on whether LAFCO 3241 is terminated or approved, as follows:

- **Terminate** LAFCO 3241 if protest is received from landowners who own 50% or more of the total land value within the reorganization area; or,
- **Approve** LAFCO 3241 if written protest is submitted by landowners who own less than 50% of the total land value within the reorganization area.

If you have any questions regarding this Notice, please contact the LAFCO office at (909) 388-0480 or by email at: lafco@lafco.sbcounty.gov

Dated: September 30, 2020

LOCAL AGENCY FORMATION COMMISSION
SAMUEL MARTINEZ, Executive Officer

BY: ANGELA SCHELL, Clerk to the Commission