

# IN THE LOCAL AGENCY FORMATION COMMISSION

## COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

Thursday, April 18, 2002

**PRESENT:** Commissioners Ray Johnson, Katcho Achadjian, Carolyn Moffatt, Mike Ryan, Duane Picanco, Barbara Mann, and Chairman Richard Roberts

**ABSENT:** None

### RESOLUTION NO. 2002-03

#### RESOLUTION CERTIFYING THAT THE EXPANDED INITIAL STUDY/MITIGATED NEGATIVE DECLARATION PREPARED FOR THE SPHERE OF INFLUENCE AND SERVICE UPDATE AND MUNICIPAL SERVICE REVIEW IS COMPLETE AND ADEQUATE, APPROVING THE MUNICIPAL SERVICE REVIEW, AND CONDITIONALLY ADOPTING THE SPHERE OF INFLUENCE UPDATE FOR THE CITY OF PISMO BEACH

The following resolution is now offered and read:

**WHEREAS**, pursuant to Government Code Section 56425 et. seq. and the Commission's duly adopted "General Policies and Criteria" for spheres of influence and service, the Commission has previously adopted a sphere of influence and service for the City of Pismo Beach); and

**WHEREAS**, the Executive Officer has given the notices required by law and forwarded copies of his report to officers, persons and public agencies prescribed by law; and

**WHEREAS**, the matter was set for public hearing at 9:00 a.m. on March 28, 2002, and continued to April 18, 2002, and the public hearing was duly conducted and a decision made on April 18, 2002; and

**WHEREAS**, at said hearing, this Commission heard and received all oral and written protests, objections, and evidence which were made, presented or filed, and all persons present were given the opportunity to hear and be heard in respect to any matter relating to said Expanded Initial Study/Mitigated Negative Declaration, Municipal Service Review, and Sphere of Influence and Sphere of Service Update for the City of Pismo Beach: and

**WHEREAS**, an Expanded Initial Study/Mitigated Negative Declaration has been duly prepared, noticed, and submitted for this Municipal Service Review and Sphere of Influence and Sphere of Service Update for the City of Pismo Beach and this Commission finds, based upon the information submitted and received at the public hearing, that the review and update will not have a significant effect on the environment and that the Mitigated Negative Declaration is adequate for the Commission's determinations: and

**WHEREAS**, the Commission has considered all factors required to be considered by Government Code Section 56425 (e) and adopts as its written statements of determinations therein, the determinations set forth in the Sphere of Influence Update dated April 18, 2002, said determinations being incorporated by reference herein as though set forth in full; and

**WHEREAS**, the Commission duly considered the Municipal Service Review, Sphere of Influence and Sphere of Service Update for the City of Pismo Beach, as set forth in Exhibit A, and finds that documents presented should be approved.

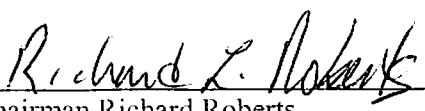
**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Local Agency Formation Commission of the County of San Luis Obispo, State of California, as follows:

1. That the recitals set forth hereinabove are true, correct, and valid.
2. That the Expanded Initial Study/Mitigated Negative Declaration prepared for this project is complete and adequate, having been prepared in accordance with the provisions of the California Environmental Quality Act and is hereby determined to be sufficient for the Commission's actions and is incorporated by reference.
3. That the Executive Officer of this Commission is authorized and directed to mail copies of this resolution in the manner provided by law.
4. That the Municipal Service Review for the City of Pismo Beach is approved with written determinations related to the nine factors stated in the Cortese-Knox-Hertzberg Act incorporated and incorporated by reference.
5. That the Sphere of Influence Update for the City of Pismo Beach is adopted with written determination related to the nine factors stated in the Cortese-Knox-Hertzberg Act incorporated and incorporated by reference with the following condition:
  - A. Prior to inclusion into the City of Pismo Beach's Sphere of Influence, the Lot-Line Adjustment for the 2-acre Thille property as currently proposed shall be completed.

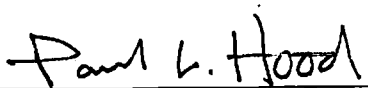
Upon a motion of Commissioner Achadjian, seconded by Commissioner Ryan, and on the following roll call vote:

AYES:	Commissioners Achadjian, Ryan, Johnson, Picanco, and Chairman Roberts
NOES:	Commissioners Moffatt and Mann
ABSENT:	None
ABSTAINING:	None

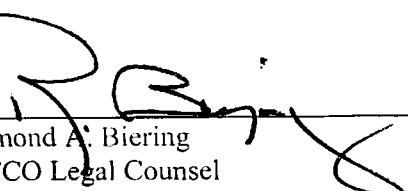
The foregoing resolution is hereby adopted.

  
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 Chairman Richard Roberts  
 Local Agency Formation Commission

ATTEST:

  
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 Paul L. Hood  
 Executive Officer

APPROVED AS TO FORM AND LEGAL EFFECT:

By:   
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 Raymond A. Biering  
 LAFCO Legal Counsel

# Pismo Beach - Proposed & Existing Sphere of Influence

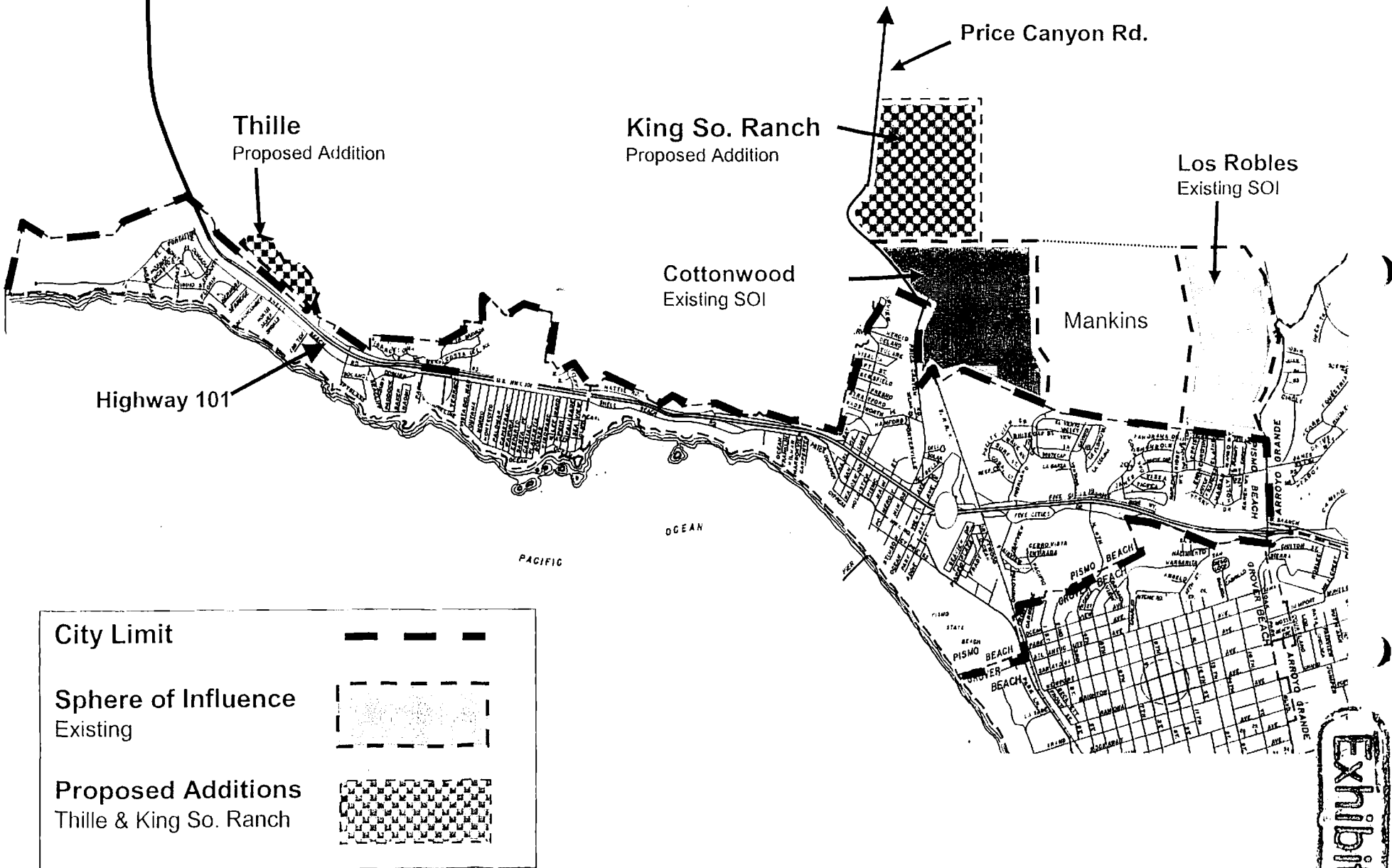


Exhibit "A"