

Exhibit "N"
City Council Resolution for
Annexation Application No. ANX-17-005

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AUTHORIZING THE DIRECTOR OF DEVELOPMENT AND RESOURCE MANAGEMENT TO INITIATE THE PREZONING AND ANNEXATION OF THE "JENSEN-MARTIN LUTHER KING JR. NO. 4 REORGANIZATION" WITH THE FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCO)

WHEREAS, Scott Mommar on behalf of Sylvesta Hall of Blue Ocean Development America, LLC., has filed an Annexation Application No. ANX-17-005 with the City of Fresno, pertaining to 115.95 acres of property on the northwest corner of East Jensen Avenue and South Martin Luther King Jr. Boulevard, in the unincorporated portion of the City of Fresno's Sphere of Influence boundary; and

WHEREAS, Annexation Application No. ANX-17-005 proposes to initiate annexation proceedings to request a change of organization (Jensen-Martin Luther King Jr. No. 4 Reorganization) resulting in an annexation to the City of Fresno and detachment of the property from the Kings River Conservation District and the Fresno County Fire Protection District; and

WHEREAS, LAFCO requires that the subject territory be pre-zoned consistent with the City of Fresno General Plan (General Plan) prior to the initiation of annexation proceeding; and

WHEREAS, it has been determined that pre-zoning the subject territory with the following zone districts: RS-5 (Residential Single-Family), CC (Community Commercial), CR (Commercial-Regional), PR (Parks and Recreation) and PI (Public and Institutional) is consistent with the General Plan; and

1 of 4

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:



Resolution No. _____

WHEREAS, the annexation will be made pursuant to Part 2 of the Cortese-Knox-Hertzberg Location Government Reorganization Act of 2000 contained in Division 3 of Title 5 commencing with Section 56000 of the California Government Code; and

WHEREAS, the proposal is within the established Sphere of Influence of the City of Fresno; and

WHEREAS, the proposed reorganization is uninhabited under the definition of Section 56046 of the California Government Code; and

WHEREAS, municipal services for the subject territory will be provided in a manner described in the Service Plan pursuant to the requirements set forth in Government Code section 56653; and

WHEREAS, the proposed annexation complies with the terms and standards of the 2003 Memorandum of Understanding (2003 MOU) between the City of Fresno and the County of Fresno approved January 6, 2003; and

WHEREAS, pursuant to the 2003 MOU, notification of the intention to file the proposed annexation will be made to the County of Fresno and the City will request that the County of Fresno determine that the proposed reorganization is consistent with the standards of annexation of the 2003 MOU; and

WHEREAS, the proposed reorganization will result in logical growth, the provision of municipal services, and the application of appropriate development standards and controls within the City of Fresno, and implement the Council's policy to unify the metropolitan area.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The Council finds the proposed "Jensen-Martin Luther King Jr. No. 4

Reorganization” to be consistent with the standards of annexation in the 2003 MOU.

2. The Council initiates a pre-zone of the subject territory from the Fresno County AL-20 (Limited Agricultural) zone district to the City of Fresno RS-5 (Residential Single-Family), CC (Community Commercial), CR (Commercial-Regional), PR (Parks and Recreation) and PI (Public and Institutional) zone districts and directs the Director of the Development and Resource Management Department to take all necessary steps to process a pre-zone of the subject territory, including preparing the necessary environmental review pursuant to the California Environmental Quality Act.
3. Council authorizes the City Manager or her designee to sign and submit a complete application to LAFCO for the proposed Reorganization requesting the annexation take place in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. Council directs staff to take all necessary steps to submit a complete application for the proposed annexation, including preparation and submittal of all LAFCO required forms, documents and studies and payment of all required fees, including a Fire Transition fee, determined in accordance with the Transition Agreement between the City of Fresno and the Fresno County Fire Protection District Regarding the Transfer of Certain General Ad Valorem Real Property Tax Revenue Generated by Annexations.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2017.

AYES :
NOES :
ABSENT :
ABSTAIN :

YVONNE SPENCE, CMC
City Clerk

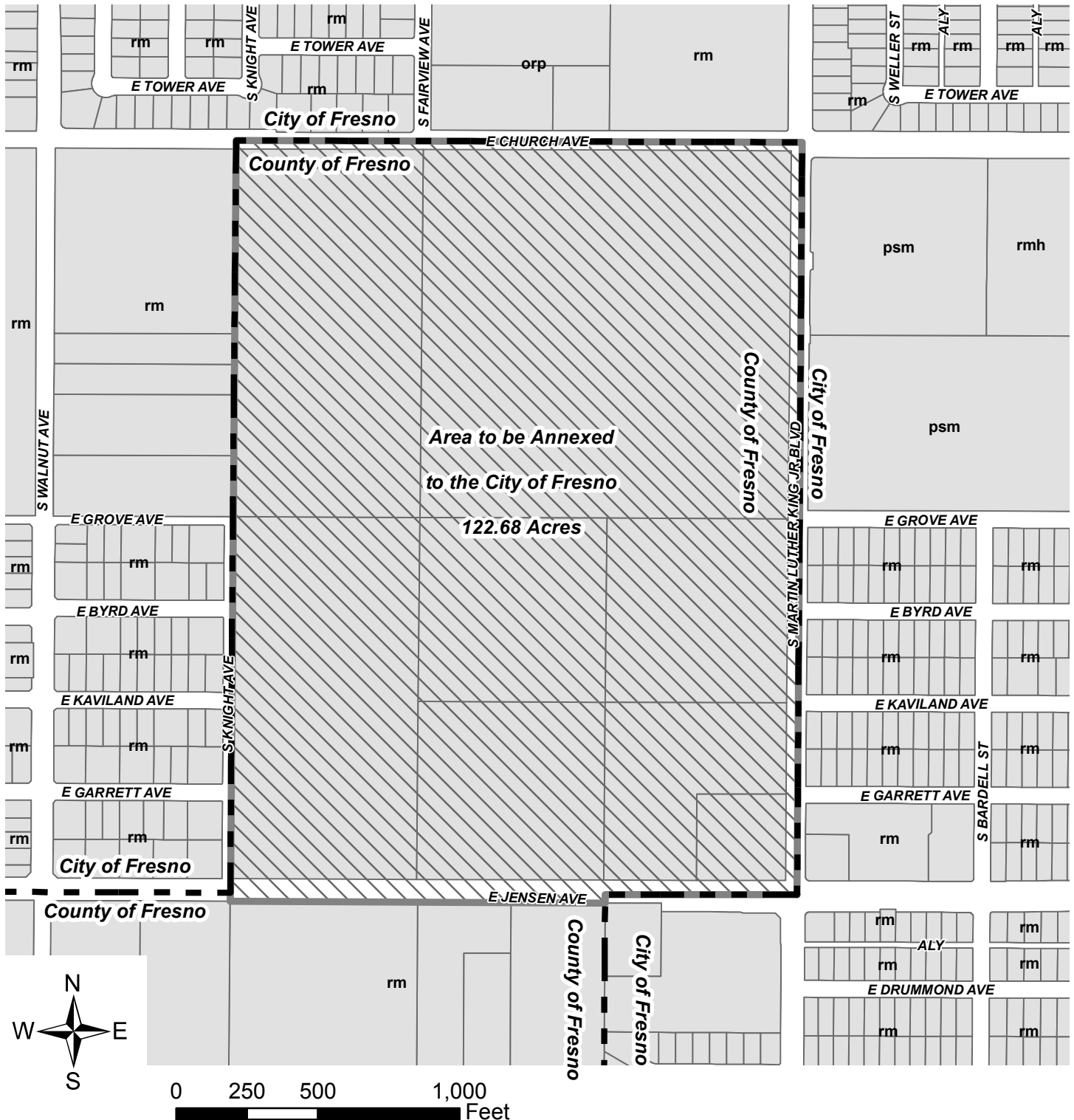
BY: _____
Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

BY: _____
Talía Kolluri Date
Supervising Deputy City Attorney

Exhibit A

Jensen-Martin Luther King Jr. No. 4 Reorganization



ANX-17-005

APN: 479-050-02, 479-050-03

479-060-02, 479-060-03, 479-060-08, 479-060-09, 479-060-10, 479-060-11

Northwest corner of East Jensen and South Martin Luther King Jr. Blvd.

--- City Limits

 Area to be annexed to the City of Fresno 122.68