

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 "OLIVE-ARMSTRONG NO. 4" REORGANIZATION WITH THE FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCO)

WHEREAS, the City seeks to annex the subject territory shown on Exhibit A, attached and made a part thereof, and requests a change of organization for several reasons including the following:

A) The annexation will bring the new Southeast Surface Water Treatment Facility (Facility) into the incorporated city limits of the City of Fresno ; and

B) The annexation will remove the subject property from the County property tax rolls since government owned land is exempt from local property taxes; and

C) The annexation of non-contiguous territory which is owned by the City and is used for municipal purposes is permitted under Section 56742 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000; and

WHEREAS, the specific changes of organization ("Olive-Armstrong No. 4") is an annexation to the City of Fresno and detachment from the Fresno County Fire Protection District and the Kings River Conservation District, of certain property consisting of approximately 57 acres 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 PI (*Public and Institutional*) zone district is consistent with the General Plan; and

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

WHEREAS, this 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 Delivery 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 Memorandum; and,

WHEREAS, this 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 implements 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 Olive-Armstrong No. 4 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 AE-20 (*Agricultural Exclusive, 20 acres*) (Fresno County) to the PI/UGM (*Public and Institutional, Urban Growth Management*) zone district 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 his/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 :

Mayor Approval: _____, 2017
Mayor Approval/No Return: _____, 2017
Mayor Veto: _____, 2017
Council Override Vote: _____, 2017

YVONNE SPENCE, CMC
City Clerk

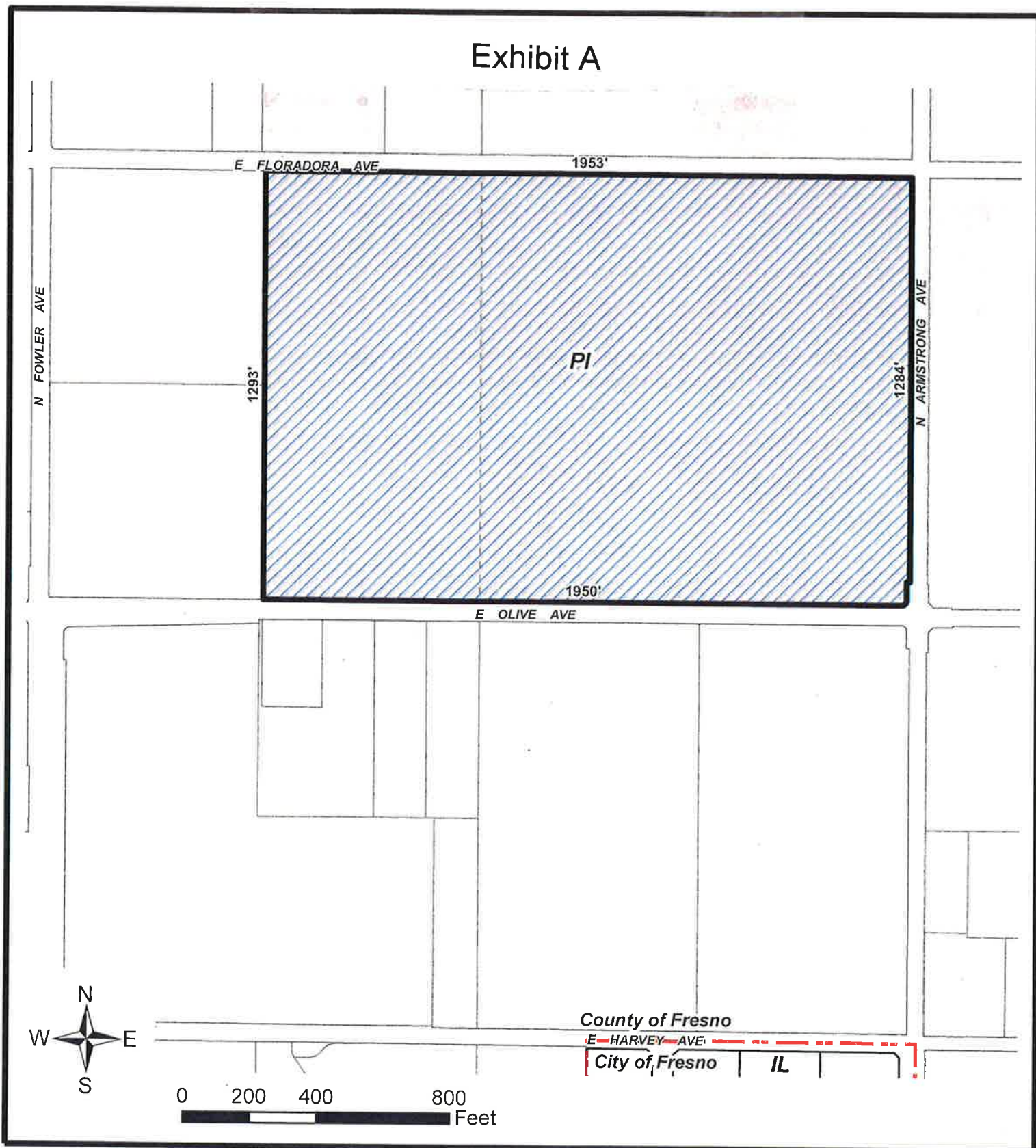
By: _____
Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Mary Raterman-Doidge Date
Deputy

Attachment: Exhibit A

Exhibit A



ANX-16-002, R-16-008

APN: 310-083-03, 04

6395 East Floradora Avenue



AE-20 (Fresno County) to PI/UGM (City of Fresno), 57.82 Acres

--- City Limits