

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AUTHORIZING THE DIRECTOR OF PLANNING AND DEVELOPMENT DEPARTMENT TO INITIATE THE PREZONING AND ANNEXATION OF THE "DAKOTA-POLK NO. 4 REORGANIZATION" WITH THE FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCO), SUBJECT TO APPROVAL OF A REVENUE AND TAXATION CODE SECTION 99 TAX SHARING AGREEMENT BETWEEN THE CITY OF FRESNO AND THE COUNTY OF FRESNO.

WHEREAS, Annexation Application No. P20-00736 has been filed with the City of Fresno by QK, Inc., on behalf of D.R. Horton pertaining to approximately 10 acres of property located on the north side of West Dakota Avenue between North Polk and North Hayes Avenues within the unincorporated portion of the City's Sphere of Influence boundary; and,

WHEREAS, Annexation Application No. P20-00736 proposes to initiate annexation proceedings to request a change of organization ("Dakota-Polk No. 4 Reorganization") resulting in an annexation to the City of Fresno and detachment from the North Central Fire Protection District and the Kings River Conservation District, of certain property consisting of approximately 10 acres and hereinafter called the "subject territory;" 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;

WHEREAS, it has been determined that pre-rezoning the subject territory with the RS-5/UGM (*Residential Single Family/Urban Growth Management*) zone district 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 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, 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, 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 initiates a pre-zone of the subject territory from the Fresno County RR (*Rural Residential*) to the City of Fresno RS-5/UGM (*Single Family Residential, Medium Density/Urban Growth Management*) zone district, as depicted in Exhibit "A", and including the necessary environmental review pursuant to the California Environmental Quality Act.

2. Subject to approval of a Revenue and Taxation Code Section 99 tax sharing agreement between the City of Fresno and the County of Fresno evidencing revenue neutrality to the City of Fresno as required by Fresno Municipal Code Section 15-6104 (C), the 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 City Council of the City of Fresno at a regular meeting held on the 10th day of December, 2020, by the following vote:

AYES :
NOES :
ABSENT :
ABSTAIN :

YVONNE SPENCE, MMC CRM
City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By _____
Rina Gonzales Date
Deputy City Attorney

Attachment: Exhibit A – Annexation Boundary

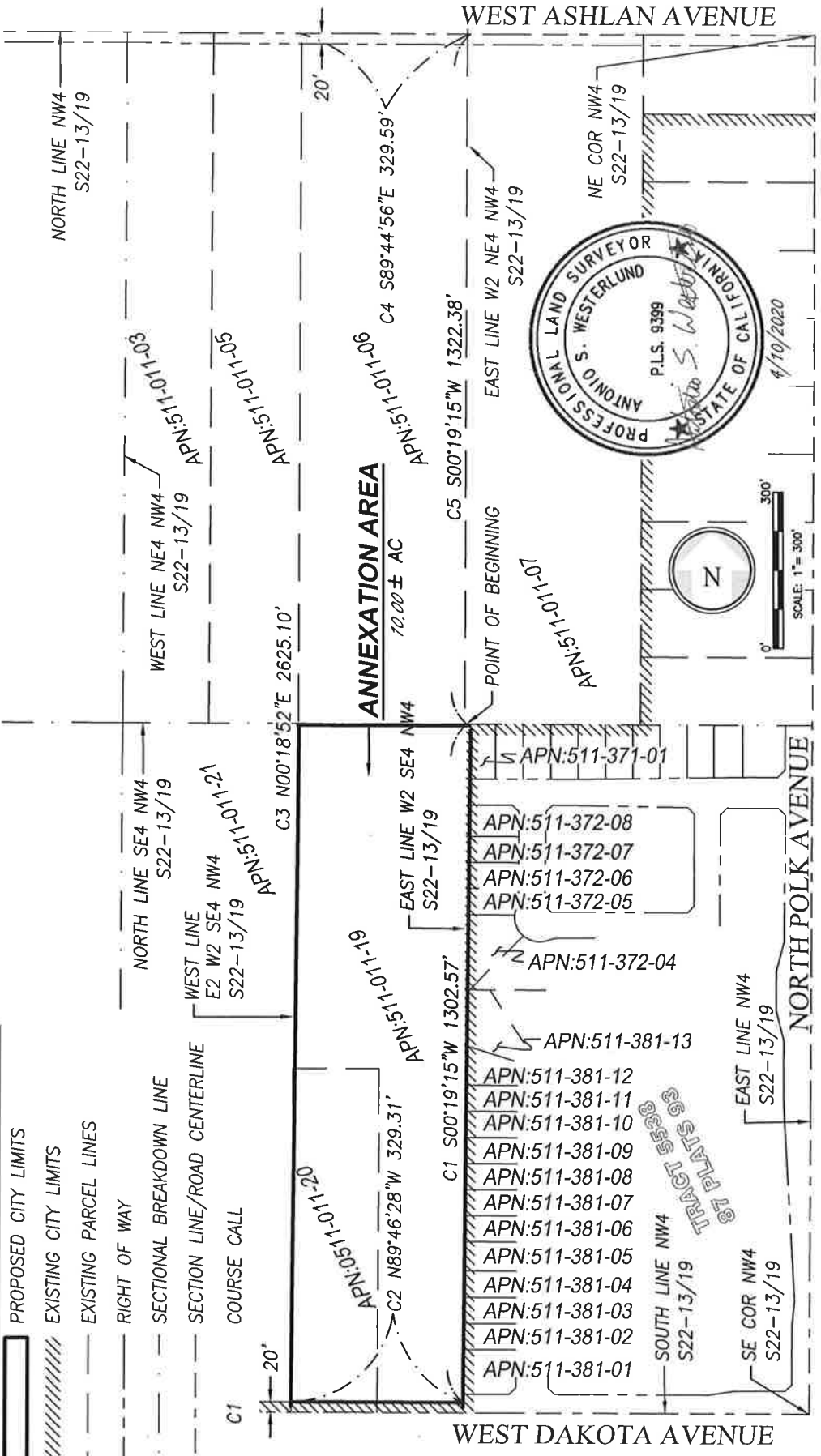
PLANNING REVIEW BY _____ DATE _____
 TRAFFIC ENG. _____ DATE _____
 APPROVED BY _____ DATE _____
 CITY OF FRESNO DARM DEPT

ANNEXATION NO.

CITY OF FRESNO
 PORTION OF THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 13 SOUTH, RANGE 19 EAST, M.D.B.&M.
 IN THE UNINCORPORATED AREA OF FRESNO COUNTY, STATE OF CALIFORNIA.
 AREA: 19.85 ACRES
 SITE ADDRESS: 5628 WEST DAKOTA AVENUE, FRESNO, CA 93722

LEGEND

- PROPOSED CITY LIMITS
- EXISTING CITY LIMITS
- EXISTING PARCEL LINES
- RIGHT OF WAY
- SECTIONAL BREAKDOWN LINE
- SECTION LINE/ROAD CENTERLINE
- COURSE CALL



QK
 601 POLLASKY AVE., STE. 301 TEL: (559) 449-2400
 CLOVIS, CA 93612 WWW.QKINC.COM
 © COPYRIGHT BY QUAD KNOPF, INC. UNAUTHORIZED USE PROHIBITED.

EXHIBIT "A"
PLAT TO ACCOMPANY DESCRIPTION
ANNEXATION

PROJECT NO.:	190385
DRAWN BY:	RCJ
QA/QC BY:	ASW
SCALE:	1"=300'
SHEET NO.:	1 OF 1