

Exhibit M

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AUTHORIZING THE CITY MANAGER OR HIS/HER DESIGNEE TO INITIATE THE PREZONING AND ANNEXATION OF THE "ASHLAN-POLK NOS. 3 AND 4 REORGANIZATION" WITH THE FRESNO LOCAL AGENCY FORMATION COMMISSION ("LAFCO")

WHEREAS, Annexation Application No. P22-03846 has been filed with the City of Fresno by Harbour & Associates pertaining to approximately 20.23 acres of property located on the north and south sides of West Ashlan Avenue between North Polk and North Gregory Avenues within the unincorporated portion of the City's Sphere of Influence boundary; and

WHEREAS, Annexation Application No. P22-03846 proposes to initiate annexation proceedings to request a change of organization ("Ashlan-Polk Nos. 3 and 4 Reorganization") resulting in an annexation to the City of Fresno and detachment from the Kings River Conservation District and the North Central Fire Protection District, of certain property consisting of approximately 20.23 acres and hereinafter called "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; and

WHEREAS, it has been determined that pre-zoning the subject territory with the City of Fresno RS-5/cz (*Residential Single-Family, Medium*

Density/conditions of zoning), and City of Fresno RS-5/ANX (*Residential Single-Family, Medium Density/Annexed Rural Residential Transitional Overlay*), zone districts are 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 56079.5 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/NB (*Rural Residential/Neighborhood Beautification*) zone district to the City

of Fresno RS-5/cz (*Single-Family Residential, Medium Density/conditions of zoning*), and City of Fresno RS-5/ANX (*Residential Single-Family, Medium Density/Annexed Rural Residential Transitional Overlay*), zone districts, 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 North Central Fire Protection District Regarding the Transfer of Certain General Ad Valorem Real Property Tax Revenue Generated by Annexations.

3. This resolution shall be effective upon final approval.

* * * * *

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

I, TODD STERMER, 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 _____ 2024.

AYES :
NOES :
ABSENT :
ABSTAIN :

TODD STERMER, CMC
City Clerk

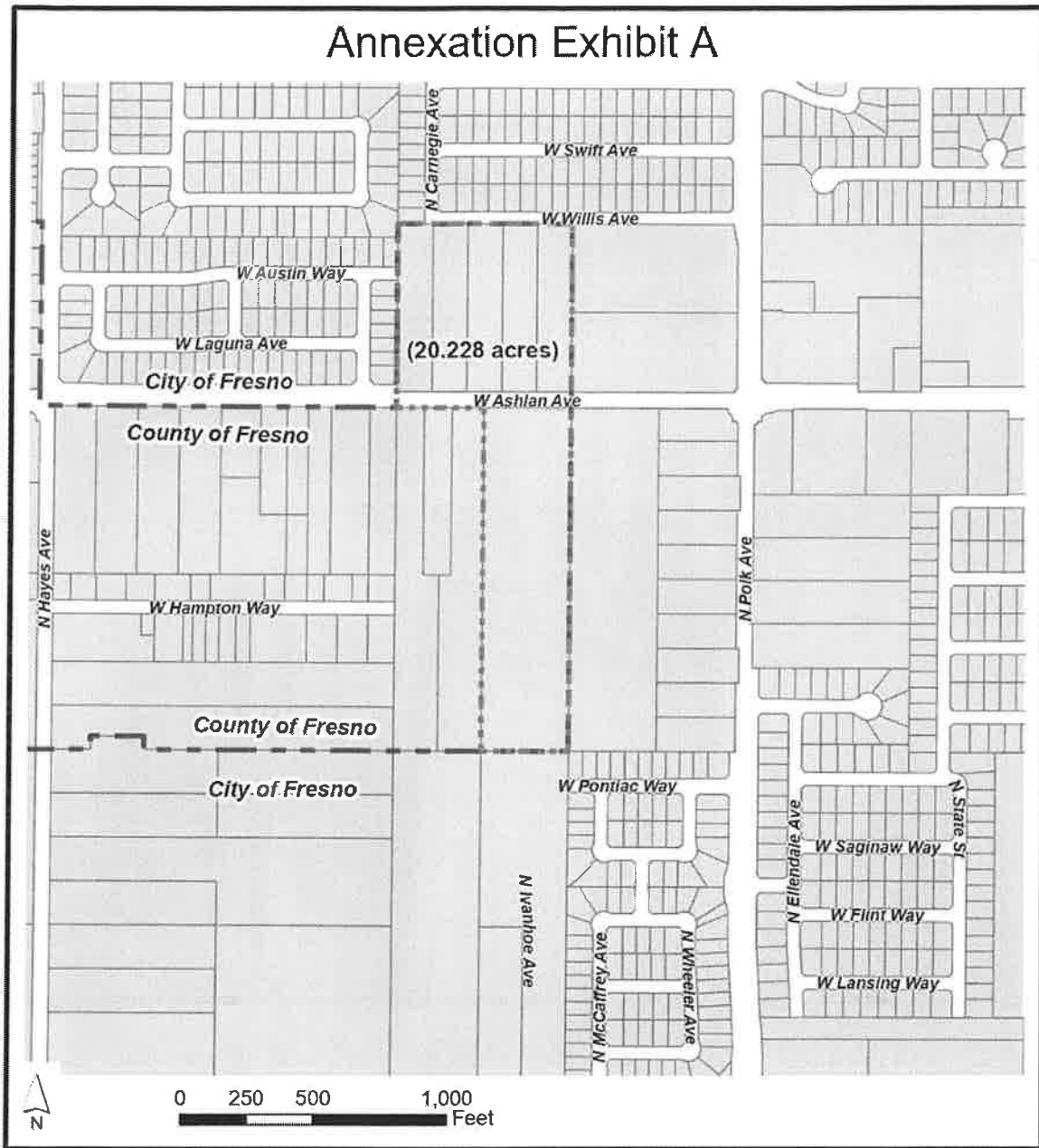
By: _____ Date
Deputy

APPROVED AS TO FORM:
ANDREW JANZ
City Attorney

By: _____ Date
Heather Thomas
Deputy City Attorney

Attachment: Exhibit A

Annexation Exhibit A



P22-00442

APN: 511-01-106, 510-21-001, 510-21-002, 510-21-003, 510-21-006, 510-21-007

West of the Intersection of Polk Avenue and Ashlan Avenue



City Limits



Proposed Area to be annexed into the City of Fresno (20.228 acres)