

Agenda

**NOTE THIS MEETING WILL A PHYSICAL MEETING AT
THE CALAVERAS COUNTY BOARD OF SUPERVISOR'S ROOM
891 MOUNTAIN RANCH ROAD
SAN ANDREAS, CA**

Calaveras Local Agency Formation Commission

Regular Meeting Agenda

Monday – September 20, 2021 – 6:00 p.m.

The complete agenda, including backup materials and materials related to items on this Agenda submitted to the Commission after distribution of the Agenda Packet, is available for public inspection on the Calaveras LAFCo website. Agenda materials are also available on the Calaveras LAFCO website at www.calaveraslafco.org

If you wish to participate via Zoom you may do so.

Instructions for joining meeting via Zoom are as follows:

Calaveras LAFCo is inviting you to a scheduled Zoom meeting.

Topic: Calaveras LAFCo

Time: Sep 20, 2021 06:00 PM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/84342431006?pwd=eGUrd1BibS9EL3QzNDhIQjFFeUkwZz09>

Meeting ID: 843 4243 1006

Passcode: 994716

One tap mobile

+16699006833,,84342431006#,,, *994716# US (San Jose)

+12532158782,,84342431006#,,, *994716# US (Tacoma)

Dial by your location

+1 669 900 6833 US (San Jose)

Meeting ID: 843 4243 1006

Passcode: 994716

Find your local number: <https://us02web.zoom.us/u/kbFn7Lb9vq>

(All meeting materials are available on LAFCo's Website: www.calaveraslafco.org)

6:00 PM Regular LAFCo Meeting Items:

1. Call to Order/Pledge of Allegiance/Roll Call & Introduction of new Special District Members

Commissioners

Alternate Commissioners

Kirk Smith, Special District Member
Isabel Moncada, City Member
Jennifer Herndon, City Member
Gary Tofanelli, County Member
Merita Callaway, County Member, Chair
Tony Tyrrell, Special District Member
Anita Paque, Vice-Chair Public Member

Roark Weber, Public Member Alt.
Alvin Broglio, City Member Alt.
Travis Owens, Special Dist. Member Alt.
Amanda Folendorf, County Member Alt

Staff:

John Benoit, Executive Officer
Nancy Mees, LAFCO Clerk
Michael Colantuono, LAFCO Counsel

2. Public Comment

This is the time set aside for citizens to address the Commission on any item of interest to the public that is within the subject matter jurisdiction of the Commission. For items that were on the agenda, public comment was heard when the item is discussed. If your comments concern an item that is noted as a public hearing, please address the Commission after the public hearing is opened for public testimony. The Chair reserves the right to limit each speaker to three (3) minutes. Please understand that by law, the Commission cannot make decisions on matters not on the agenda.

3. Approval of Agenda (Deletions/Additions)

4. Consider minutes of July 19, 2021

a. Approve July 19, 2021 LAFCo Minutes

5. Consent Agenda:

a. Review and Authorize Claims for July and August 2021

6. Correspondence:

a. Calafco letter re conference cancellation and conference related issues
b. Executive Officer Recruitment for Fresno LAFCo

- c. Executive Officer Recruitment of Amador LAFCo
- d. Roark Webber resignation as LAFCo's Public Member Alternate
- e. Insurance from SDRMA

Public Hearing:

- 7. **San Andreas Sanitary District Service Review and Sphere of Influence (MSR and SOI)**
 - a. Receive Service Review and Sphere of Influence report from the Executive Officer and consider the following:
 - b. Resolution 2021-0006 adopting a service review for services provided by the San Andreas Sanitary District
 - c. Resolution 2021-0007 updating the Sphere of Influence for the San Andreas Sanitary District

Other Business:

- 8. **Calafco White Paper – “ The Metamorphosis of Special Districts: Current Methods for Consolidations, Dissolutions, Subsidiary District Formations and Mergers” (aka LAFCo 201 A)**

Other Business:

- 9. **Executive Officer' s report**
 - a. Community Services District MSR and SOI
 - b. Union Public Utility District MSR and SOI

- 10. **Commissioners Reports**

This item is placed on the agenda for Commissioners to discuss items and issues of concern to their constituency, LAFCO, and legislative matters

- 11. **NEXT LAFCO MEETING will be: November 15, 2021 - 6:00 PM in San Andreas**

The Commission may take action upon any item listed on the agenda. Unless otherwise noted, items may be taken up at any time during the meeting.

Any member appointed on behalf of local government shall represent the interests of the public as a whole and not solely the interest of the appointing authority Government Code Section 56325.1

Public Comment

Members of the public may address the Commission on items not appearing on the agenda, as well as any item that does appear on the agenda, subject to the following restrictions:

- Items not appearing on the agenda must be of interest to the public and within the Commission's subject matter jurisdiction.
- No action shall be taken on items not appearing on the agenda unless otherwise authorized by Government Code Section 54954.2 (known as the Brown Act, or California Open Meeting Law).

Public Hearings

Calaveras LAFCO

Members of the public may address the Commission on any item appearing on the agenda as a Public Hearing. The Commission may limit any person's input to a specified time. Written statements may be submitted in lieu of or to supplement oral statements made during a public hearing.

Agenda Materials

Materials related to an item on this agenda will be available on the Calaveras LAFCO website as noted below to the extent practicable and subject to staff's ability to post the documents prior to the meeting.

Accessibility

The location of this meeting is wheelchair-accessible.

Disclosure & Disqualification Requirements

Any person or group of persons acting in concert who directly or indirectly contribute \$1,000 or more in support of or in opposition to a change of organization or reorganization that has been submitted to Calaveras LAFCO must comply with the disclosure requirements of the Political Reform Act of 1974 applicable to local initiative measures to be submitted to the electorate. These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals; they may be reviewed at Government Code §§56700.1 and 81000 *et seq.* Additional information about the requirements pertaining to local initiative measures to be presented to the electorate can be obtained by calling the Fair Political Practices Commission at (916) 322-5660. A LAFCO Commissioner must disqualify herself or himself from voting on an application involving an "entitlement for use" (such as an annexation or sphere amendment) if, within the last twelve months, the Commissioner has received \$250 or more in campaign contributions from the applicant, any financially interested person who actively supports or opposes the application, or an agency (such as an attorney, engineer, or planning consultant) representing the applicant or an interested party. The law (Government Code Section 84308) also requires any applicant or other participant in a LAFCO proceeding to disclose the contribution amount and name of the recipient Commissioner on the official record of the proceeding.

Contact LAFCO Staff at (209) 754-6511

LAFCO Webpage: www.calaveraslafco.org

Email LAFCO at: j.benoit4@icloud.com

Calaveras Local Agency Formation Commission Meeting Minutes – Monday, July 19, 2021

11. **Call to Order/Roll Call** – Order was called by Chair Callaway at 6:00 p.m. on Monday, July 19, 2021.

Commissioners Present

Merita Callaway, County Member, Chair
Gary Tofanelli, County Member
Isabel Moncada, City Member
Tony Tyrrell, Special Dist. Member
Anita Paque, Public Member, Vice-Chair
Kirk Smith, Special Dist. Mem.
Jennifer Herndon, City Member
Travis Owens, Special Dist. Mem. Alt.

Commissioners Absent

Roark Weber, Public Member Alt.
Amanda Folendorf, County Member Alt.
Alvin Broglio, City Member Alt.

Staff Present

John Benoit, Executive Officer
Nancy Mees, LAFCO Clerk

Others Present

2. **Approval of Agenda:**

As there were no additions or changes to the Agenda, Chair Callaway stated the agenda was approved as submitted.

3. **Consider Minutes of the May 17, 2021, LAFCo meeting:**

MOTION by Commissioner Tofanelli to approve the minutes of the May 17, 2021, LAFCo meeting as presented, second by Commissioner Paque. Motion passed 7 yes, 0 no, 0 absent.

4. **Consent Agenda:**

Review and authorize claims for May and June 2021.

MOTION by Commissioner Tofanelli to approve the Consent Agenda and Claims for May and June 2021 as presented, second by Commissioner Herndon. Motion passed 7 yes, 0 no, 0 absent.

5. Correspondence:

Executive Officer Benoit stated that the portion of the Governor's revised Executive Order regarding suspension of some of the rules of the Brown Act during the Covid distancing requirements was in the packet, and that the suspension of those rules is set to expire at the end of September. Mr. Benoit believes, however, that the legislature may make some of the requirements for remote accessing of public meetings permanent.

6. San Andreas Sanitary District Service Review and Sphere of Influence (MSR and SOI); Public Hearing continued from May 17, 2021, LAFCo meeting:

Receive report from the Executive Officer and continue hearing until September 20, 2021, at 6:00 PM.

Executive Officer Benoit reported that he has made a number of changes in the MSR since the May meeting, at which Commissioner Tofanelli had commented that he knew there had been some updates to district facilities and therefore believed some data in the MSR needed to be updated. Mr. Benoit talked to the district's engineer and received an updated engineering report. Therefore, he would like to continue the hearing on this MSR until the September meeting to allow him time to update the MSR with both the information from the engineering report, as well as the master plan he has received.

There was no public comment.

MOTION by Commissioner Tofanelli to continue the hearing on the San Andreas Sanitary District MSR and SOI to the September 20, 2021, LAFCo meeting, second by Commissioner Paque. Motion passed 7 yes, 0 no, 0 absent.

7. CALAFCo Executive Board Nomination for Anita Paque for CALAFCo Executive Board Public Member – Central Region:

Chair Callaway commented that the LAFCo Board is proud of the work Commissioner Paque is doing with CALAFCo and its board.

MOTION by Commissioner Tofanelli to nominate Commissioner Paque for the position of Public Board Member, Central Region, on the CALAFCo Executive Board, second by Commissioner Moncada. Motion passed 7 yes, 0 no, 0 absent.

Commissioner Paque added that if elected, since she is currently Vice Chair of the Board, next year she will become Chair. She thanked the Calaveras LAFCo Commission for their support while she has been on the CALAFCo Board.

8. Nominations for CALAFCo Achievement Awards:

Executive Officer Benoit stated that he had included examples of prior award winners in the packet so that the Commissioners could see the types of awards given by CALAFCo.

Commissioner Paque added that Calaveras LAFCo had won an award for the extensive water/wastewater MSR it had completed a number of years ago, but that there had been no large local projects in recent years, and therefore she had no recommendations as to an award nomination. She also explained that CALAFCo has been revising the criteria it looks at in giving awards so that now a project must be something that is above and beyond what LAFCo is required to do under the law.

9. CALAFCo Conference Registration for the October 6-8 CALAFCo Conference in Newport Beach:

Chair Callaway stated that she believes the new commissioners should be given priority in attending if they can go. Executive Officer Benoit reported that the budget covers attendance for himself and four commissioners, but that he will not be attending. Chair Callaway added that the Commission would pay for Commissioner Paque to attend. Commissioners Tyrrell and Smith stated that they would be attending, and Commissioners Herndon and Moncada said they would check their calendars and let Mr. Benoit know whether they could attend. Commissioner Allen said he would wait to see who else was going, and might be interested if there is a spot available. Finally, Mr. Benoit suggested that anyone who will be flying should get a refundable ticket just in case the conference becomes a remote conference rather than in-person.

10. Designate Voting Members to vote on behalf of Calaveras LAFCo at the CALAFCo Annual Conference in Newport Beach:

a. Designate Voting Member:

Commissioner Smith volunteered to be the Voting Member, and by consensus the Commission designated him as such.

b. Designate Voting Member Alternate:

Commissioner Tyrrell volunteered to be the Voting Member Alternate, and by consensus the Commission designated him as such.

11. LAFCo 101 – All About LAFCo, Part 1:

Executive Officer Benoit gave a brief explanation of the origins, goals, legislative history, purpose, organization, funding, and jurisdiction of LAFCOs. After Mr. Benoit completed his talk, Chair Callaway stated that Calaveras LAFCo is fortunate to have someone as knowledgeable about LAFCo as Mr. Benoit is as its Executive Officer.

Other Business:

12. Executive Officer's Report:

a. Community Services District MSR and SOI:

Executive Officer Benoit hopes to be getting started on this.

b. *Union Public Utility District MSR and SOI:*

Mr. Benoit has an upcoming meeting with the district to begin work on its MSR and SOI.

c. *Murphy Annex to the SPUD Completed.*

13. Commissioner Reports:

There were no reports.

14. Public Comment:

There was no public comment.

15. Adjournment

Meeting was adjourned at 7:01 p.m. The next regular meeting will be Monday, September 20, 2021, at 6:00 p.m. in San Andreas.

Minutes submitted by Nancy Mees.

DATED:

APPROVED:

Merita Callaway, Chair,
Calaveras Local Agency Formation

CALAVERAS LAFCO

LAFCO CLAIM AUTHORIZATION FORM

for

July and August 2021

Authorize payment of the following claims:

<u>Date of Claim</u>	<u>Description</u>	<u>Amount</u>
FY 2021-2022 Expenses:		
July 29, 2021	Commission meeting stipends	\$ 400.00
July 19, 2021	Conf Registrations (to be returned)	\$ 1,560.00
Aug 1, 2020	Staff Svcs and Expenses July 2021	\$ 4,747.63
Sept 3, 2020	Staff Svcs and Exp August 2021	\$ 4,181.29
	TOTAL:	\$ 10,888.92

DATED: September 20, 2021

APPROVED: September 20, 2021

Merita Callaway, Chair
 Calaveras Local Agency Formation Commission

Attest:

John Benoit
 Executive Officer

Item	Account Number	Comm Stipends	Insurance	Communication	Memberships	SenOfficeExp	Postage	copies	MSR	SOI	Ex. Off. Svcs	City Fin Charge	Lgl Notices	Training
		62001	62050	62051	62052	62053	62054	62055	62057	62058	62059	62060	62061	62062
Total Budgeted		\$ 3,400.00	\$ 2,800.00	\$ 800.00	\$ 1,137.00	\$ 350.00	\$ 500.00	\$ 1,900.00	\$ 25,000.00	\$ 20,000.00	\$ 45,000.00	\$ 3,600.00	\$ 500.00	\$ 4,000.00
Calafco dues 21-22					\$ (1,617.00)									
SDRWMA Insurance 21-22			\$ (2,325.00)											
Staff Svcs July 2021				\$ (54.76)		\$ (36.88)	\$ (13.70)	\$ (67.60)	\$ (1,200.00)		\$ (3,250.00)			\$ (1,560.00)
Conf Registrations smith, paque and tyrrell														
July 19, 2021 Comm stipend		\$ (400.00)												
Staff Svcs August 2021								\$ (5.00)	\$ (1,000.00)		\$ (3,000.00)			
TOTAL EXPENDED		\$ 2,900.00	\$ 175.00	\$ 658.55	\$ 500.00	\$ 313.12	\$ 486.30	\$ 1,427.40	\$ 22,800.00	\$ 20,000.00	\$ 36,750.00	\$ 3,600.00	\$ 500.00	\$ 2,440.00
TOTAL REMAINING		\$ 500.00	\$ 1,625.00	\$ 141.45	\$ 637.00	\$ 36.88	\$ 13.70	\$ 472.60	\$ 2,200.00	\$ 20,000.00	\$ 8,250.00	\$ 3,600.00	\$ 500.00	\$ 1,560.00

September 7, 2021

Dear CALAFCO Membership:

We continue to live in challenging times, dealing with the myriad of disruptive changes thrust upon us and our agencies including navigating our way through the roller coaster ride of the pandemic, the drought, unprecedented heat waves, another record-setting wildfire season, and figuring out how to maintain or increase current services with less resources. We remain proud of you, our members and business partners, who continue to demonstrate courage, resilience and leadership in the face of all these challenges.

As we planned our Annual Conference in Newport Beach for October 6 - 8 this year, and time marched on, it became very clear with only five weeks until the Conference that our registration numbers were going to be at an all-time low, with less than half of our normal attendance. After hearing from many of you, we understand there is hesitancy to travel and gather in large numbers with the various strains of COVID-19 continuing to increase. We are also keenly aware that this year many of you have slashed training and travel in your budgets.

After careful thought and consideration, CALAFCO has decided to cancel this year's in-person Annual Conference which was scheduled for October 6 - 8 in Newport Beach.

The Board met in a special meeting on September 2, 2021 and after considering all the facts (the staff report is posted on the CALAFCO website in the Board of Directors meeting area), unanimously voted to cancel the in-person event this year. The Board of Directors and Executive Director believe CALAFCO has an ethical and corporate responsibility to our members, guests, speakers, and their families. This responsibility includes mitigating as much as possible the spread of the virus and being responsible in our decisions to aid in the containment and protect the health and safety of our members. It also means mitigating any significant financial loss CALAFCO may incur by holding the event.

In addition to our concern for your health and safety, the substantial reduction in attendance would require CALAFCO to withdraw Fund Reserves of over \$33,000 to cover the loss caused by such low registration numbers. At any time, especially in these challenging fiscal times, that is not a responsible financial practice, and we believe we must continue to practice fiscal responsibility as the trusted steward of the Association's finances.

CALAFCO's primary mission is education and providing educational opportunities for our members. The Annual Conference is our signature event and one of the best ways we do that. And, this year is CALAFCO's 50th anniversary. Not holding the event this year is another year away from you, our membership. And we miss you!

We thank those of you who registered or planned to register and attend the Conference. We thank all of you who chose to sponsor this year's Conference. We also thank all our speakers who were busy preparing and working on their presentations. As we take our mission seriously and the program being planned was a good one, we plan to bring as many of those educational and networking opportunities as possible to you in a virtual format.

So, what's next?

CONFERENCE 2021 & 2022

- Staff successfully negotiated moving the 2021 event with the Hyatt Regency Newport Beach John Wayne Airport to next year with no penalty fees, and no increase in the contracted room rate from this year. We will keep the same dates as we had scheduled for 2022 which is October 19 - 21, 2022. The contract for 2022 which was with Tenaya Lodge in Yosemite was successfully moved to 2024 without penalty. Check the CALAFCO website for locations and dates for the next several years.

- We will celebrate CALAFCO's 50th + 1 next year!
- We will work with each of you to refund all registration payments made online in their entirety without any penalties.
- Any registrations received in the mail with a check will be returned (most checks were held and not cashed).
- For any registration checks received that were deposited, a full refund will be issued.
- We will also work with all our sponsors to do the same.
- All hotel reservations at the Hyatt must be cancelled. You are responsible for cancelling your own reservations, and you are encouraged to do that ASAP to avoid any possible late cancellation fee or no-show charges because this was a detail left undone.

DELIVERY OF EDUCATION SESSIONS

- Staff is working to schedule planned sessions (with exception of topical roundtables and legislative update) over the course of the next several months (October through January).
- A full schedule will be published as soon as we have confirmation from all our speakers on this change.

ANNUAL BUSINESS MEETING - BOARD ELECTIONS - BOARD MEETING - ACHIEVEMENT AWARDS - REGIONAL ROUNDTABLES

- **The annual business meeting will be held as planned on October 7, 2021 at 9:00 a.m. It will be held virtually. The announcement, agenda and packet for the business meeting will be published shortly.**
- **Board elections will be held by all electronic ballot, just as was done in 2020. Watch for details coming out this week. The election committee will meet virtually October 7, 2021 at 8:00 a.m. to count the votes and certify the election (just before the annual business meeting).**
- **The Board meeting scheduled for in person October 8 at 7:30 a.m. will be held on October 8 at 11:00 a.m. virtually. The meeting agenda and packet will be published towards the end of September.**
- **The Achievement Awards will be presented during the Annual Business meeting on October 7, 2021 at 9:00 a.m.**
- **Regional Roundtables are being scheduled for early December (all LAFCo meeting schedules were checked in this planning). Watch for them to be included in the master program schedule.**

If you have any questions, please contact Executive Director Pamela Miller. You can reach her at pmiller@calafco.org.

On behalf of the Board, we thank you for your understanding, patience and support of the Association. We are proud to be of service to you, our members.

Yours sincerely,



Michael Kelley
Chair of the Board



Pamela Miller
Executive Director

CC: CALAFCO Board of Directors

September 1, 2021

Mr. John Benoit
Executive Officer
Local Agency Formation Commission of Calaveras County
Post Office Box 2694
Granite Bay, California 95746

SUBJECT: 2021-22 PROPERTY/LIABILITY COVERAGE DOCUMENTS

Dear Mr. Benoit,

The 2021-22 coverage documents are now available through MemberPlus Online™. The documents can be accessed from the top navigation menu under “Coverage Documents” for viewing and printing as necessary.

If your agency has any special endorsements, they will be listed in the section under Declarations – Exhibit H Special Endorsements. The Change Summary and the Change Side by Side Comparison show the coverage changes for 2021-22 compared to 2020-21. In addition, we have included a copy of the bound changes for the Alliant Property Insurance Program (APIP) for the coverage period of July 1, 2021 to July 1, 2022. Specifically, the three summaries are immediately behind the cover pages for Exhibit B: Property Boiler Coverage; Exhibit F: Cyber Coverage and Exhibit G: Pollution Coverage. We suggest that your staff responsible for risk/claims management review these documents.

In summary, the Property/Liability Program Coverage Documents include the following:

- Exhibit A: Liability Coverage
- Exhibit B: Property Boiler Coverage
- Exhibit C: Uninsured/Underinsured Motorist Coverage
- Exhibit D: Employee Dishonesty
- Exhibit E: Board Members Personal Liability Coverage
- Exhibit F: Cyber Coverage
- Exhibit G: Pollution Coverage
- Exhibit H: Special Endorsements

One of our primary program objectives is to serve as an extension of your agency’s staff by providing effective risk management resources and responsive member services. Should you have any questions regarding the 2021-22 Property/Liability Coverage Documents, or would like to request a printed hard copy, please contact Member Services at memberplus@sdrma.org or 800.537.7790.

On behalf of SDRMA’s Board of Directors, we would like to thank you for your continued participation in our programs!

Respectfully,
Special District Risk Management Authority



Laura S. Gill
Chief Executive Officer

Resolution 2021-0006

of the

Calaveras Local Agency Formation Commission

Approving a Service Review of Wastewater Services Provided by the San Andreas Sanitary District and Adopting Written Determinations Thereon

WHEREAS, California Government Code Section 56425 requires that the Local Agency Formation Commission (“LAFCO”) adopt and periodically review Sphere of Influence Plans for all agencies in its jurisdiction; and,

WHEREAS, California Government Code Section 56430 requires that LAFCO conduct a review of the municipal services provided by and within an agency prior to updating or adopting its Sphere of Influence Plan; and,

WHEREAS, the Sphere of Influence Plan is the primary planning tool for LAFCO and defines the probable physical boundaries and service area of a local agency as determined by LAFCO; and,

WHEREAS, the Commission adopted guidelines for conducting Municipal Service Reviews (MSRs) included in its Policies, Standards and Procedures adopted on August 17, 2009, which applies to this MSR for wastewater services provided by the San Andreas Sanitary District; and,

WHEREAS, at the time and in the manner provided by law, the Executive Officer gave notice of the date, time, and place of a public hearing by the Commission for the MSR, including approval of the report and adoption of the written determinations contained therein; and,

WHEREAS, the Commission hereby determines that the Service Review for wastewater services provided by the San Andreas Sanitary District and written determinations contained therein will provide information for updating the Sphere of Influence for the San Andreas Sanitary District, and is otherwise consistent with the purposes and responsibility of the Commission for planning the logical and orderly development and coordination of local governmental agencies so as to advantageously provide for the present and future needs of the county and its communities;

WHEREAS, the Commission has heard all interested parties desiring to be heard and has considered the report by the Executive Officer and all other relevant evidence and information presented at said hearing;

NOW, THEREFORE, the Calaveras Local Agency Formation Commission hereby resolves, orders and determines the following:

- 1) The Municipal Service Review for services provided by the San Andreas Sanitary District, attached hereto as Exhibit A, is approved and the written determinations presented in the Municipal Service Review report are hereby adopted.
- 2) LAFCO staff is further ordered to forward copies of this resolution containing the adopted Municipal Service Review to the San Andreas Sanitary District.

The foregoing resolution was duly passed by the Calaveras Local Agency Formation Commission at a regular meeting held on September 20, 2021 by the following roll call vote:

Ayes:

Noes:

Abstain:

Absent:

Signed and approved by me after its passage this 20th day of September 2021.

Merita Callaway, Chair
Calaveras LAFCO

Attest:

John Benoit, Executive Officer
CALAVERAS LOCAL AGENCY FORMATION COMMISSION

Resolution No. 2021-0007

CALAVERAS LOCAL AGENCY FORMATION COMMISSION

A Resolution Making Determinations and Approving A Sphere of Influence Update for the San Andreas Sanitary District

WHEREAS, Government Code Section 56425 requires each Local Agency Formation Commission to adopt and periodically review and update a sphere of influence for each local governmental agency within its jurisdiction; and

WHEREAS, the Calaveras Local Agency Formation Commission, in compliance with the aforementioned requirement, is providing a “plan for the probable physical boundaries and service area” for the San Andreas Sanitary District; and

WHEREAS, the Commission has set the hearing date of September 20, 2021 for the update of the sphere of influence for the San Andreas Sanitary District and has noticed this hearing at the times and as otherwise prescribed by Government Code Section 56150, *et seq.*; and

WHEREAS, the Commission has heard and adopted a Municipal Services Review of services provided by the San Andreas Sanitary District in accordance with Gov. Code section 56430; and

WHEREAS, the Commission has reviewed and considered the proposed Sphere of Influence update report including the proposed Sphere of Influence Update Map which is attached hereto and incorporated herein; and

WHEREAS, Calaveras LAFCO prepared a notice of exemption for such action since the sphere of influence reflects no change in the territory currently being served by the district; and

WHEREAS, the Commission has considered those factors determined by it to be relevant to this sphere of influence update, including, but not limited to, those factors specified in Government Code Section 56425, *et seq.*, and has heard from interested parties and considered requests for amendment and/or revision of the proposed updated sphere boundary, if any;

NOW, THEREFORE, BE IT RESOLVED that the Calaveras Local Agency Formation Commission does hereby find and determine as follows:

1. That the proposed sphere of influence update with respect to the San Andreas Sanitary District complies with the provisions of Government Code Section 56000, *et seq.*
2. That no significant protests have been received regarding the establishment of this Sphere of Influence update.
3. The San Andreas Sanitary District is authorized to provide wastewater treatment and collection services.
4. That, pursuant to Government Code Section 56425, the Commission makes and adopts those determinations set forth in the Sphere of Influence Study are attached hereto and incorporated herein as set forth in *Attachment A*.

5. That pursuant to the California Environmental Quality Act, the Commission adopts a Notice of Exemption (*Attachment B*) under Class 20 since the proposed project involves a sphere of influence update where the Sphere of Influence of the San Andreas Sanitary District will not change as a result of this update.
6. That the Sphere of Influence Update Report, Executive Officer's Report, and Sphere Map for the San Andreas Sanitary District are hereby adopted and approved as set forth in *Exhibit "A"*.

PASSED AND ADOPTED at a regular meeting of the Calaveras Local Agency Formation Commission, State of California, on the 20th day of September 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Merita Callaway, Chair Calaveras Local Agency
Formation Commission

Attest:

John Benoit, Executive Officer, Calaveras LAFCO

NOTICE OF EXEMPTION

Exhibit B

TO: County Clerk
County of Calaveras
San Andreas, CA

FROM: Calaveras LAFCO
P.O. Box 2694
Granite Bay, CA 95746

PROJECT TITLE: Sphere of Influence Update: *San Andreas Sanitary District*

PROJECT LOCATION: San Andreas in Calaveras County

DESCRIPTION OF PROJECT:

The proposed project involves the determination of a Sphere of Influence Update for the San Andreas Sanitary District with the same sphere as currently exists.

NAME OF PUBLIC AGENCY APPROVING PROJECT:

Calaveras Local Agency Formation Commission

NAME OF PERSON OR AGENCY CARRYING OUT THE PROJECT:

Calaveras Local Agency Formation Commission

EXEMPT STATUS:

Class 20 Categorical Exemption, "Changes in Organization of Local Agencies," CEQA Guidelines Section 15320, Changes in Organization of Local Agencies and 15061b (3) General Rule Exemption.

REASONS WHY THIS PROJECT IS EXEMPT:

This action is Exempt from the California Environmental Quality Act pursuant to Section 15320 of the CEQA Guidelines (Class 20) as the Sphere of Influence Update would not result in any change in services and 15061 b (3) whereby this activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Since this Sphere of Influence Update is only affirming an existing function into an existing Sphere of Influence, there is no possibility that this action may have a significant effect on the environment since the services are already provided and no conditions have changed nor could be changed as a result of affirming the existing Sphere of Influence. There are no unusual circumstances regarding affirming the existing Sphere of Influence for the San Andreas Sanitary District

CONTACT PERSON:
John Benoit
LAFCO Executive Officer

TELEPHONE NUMBER:
(707) 592-7528

By: _____

Date: September 20, 2021