

**SAN DIEGO LAFCO
MINUTES OF THE REGULAR MEETING
JUNE 2, 2003**

There being a quorum present, the meeting was convened at 9:00 a.m. by Chairwoman Dianne Jacob. Also present were: Regular Commissioners – Councilmember Patty Davis, Councilmember Donna Frye, Councilmember Jill Greer, Supervisor Bill Horn (who entered at 9:05 a.m.), Bud Pocklington, Andrew Vanderlaan and Ron Wootton; Alternate Commissioners – Harry Mathis and Councilmember Betty Rexford (who took her seat on the dais at 9:03 a.m.); LAFCO and County Staff – Executive Officer Michael Ott, Local Governmental Analyst Ingrid Hansen, GIS Consultant Pete Janemark, and LAFCO Counsel William Smith. Absent were: Alternate Commissioners – Supervisor Greg Cox and Andrew Menshek.

Item 1

**Approval of Minutes
of Meeting Held May 5, 2003**

With Commissioner Frye abstaining, on motion of Commissioner Vanderlaan, seconded by Commissioner Davis, the commissioners dispensed with reading the minutes of May 5, 2003, and approved said minutes.

Item 2

**Approval of Minutes for the LAFCO Portion of the
April 7, 2003 Special Meeting of the Local Agency
Formation Commission, Municipal Service Review
Working Group and the Special Districts Advisory Committee**

On motion of Commissioner Greer, seconded by Commissioner Davis, the commissioners dispensed with reading the minutes of the April 7, 2003 Special Meeting of the Local Agency Formation Commission, Municipal Service Review Working Group, and the Special Districts Advisory Committee and approved the LAFCO portion of said minutes.

Item 3

Executive Officer's Recommended Agenda Revisions

Michael Ott indicated there were no revisions to the agenda.

Item 4

**Re-installation of Councilmember Patty Davis
as a Regular City Member, and Installation of
Councilmember Betty Rexford as an Alternate City Member**

Thomas J. Pastuszka, Clerk of the Board of Supervisors, administered the Oath of Office to Councilmember Patty Davis as a Regular City Member, and to Councilmember Betty Rexford as an Alternate City Member on the Local Agency Formation Commission.

Councilmember Rexford took her seat on the dais at 9:03 a.m.

Item 5
Public Comment

No members of the public requested to speak.

Item 6
Proposed “Vermeulen Annexation”
to the Lakeside Sanitation District (DA03-05)

On motion of Commissioner Pocklington, seconded by Commissioner Greer, and carried unanimously by the commissioners present, the Commission took the following actions:

- (1) Found in accordance with the Executive Officer's determination, that pursuant to Section 15319(b) of the State CEQA Guidelines, the annexation is not subject to the environmental impact evaluation process because the proposal area involves annexation of individual small parcels of the minimum size for facilities exempted by Section 15303; and
- (2) Adopted the form of resolution approving this annexation for the reasons set forth in the Executive Officer's Report, waiving the Conducting Authority proceedings according to Government Code Section 56663(c), and ordering the annexation subject to the following condition:

Payment of the property owner of District annexation fees and State Board of Equalization charges.

Item 7A
Adoption of an Amendment to the Sphere of Influence for the Vallecitos Water District (SA02-35)

Item 7B
Proposed “Virginia Place Annexation” to the Vallecitos Water District (RO02-35)

Chairwoman Jacob opened the public hearing.

Michael Ott introduced Local Governmental Analyst Ingrid Hansen, who presented a brief staff report.

Responding to a question from Commissioner Wootton regarding the adjacent sewer extension, Ms. Hansen said the property located to the east was annexed approximately four months ago for development, and that the sewer line is being extended on Grand Avenue to connect to that property. Ms. Hansen indicated the four parcels on Virginia Place will be able to connect to the sewer from that line.

Responding to a comment from Commissioner Wootton that the sketch is not accurate, Ms. Hansen said the piece of property that is adjacent to the east has gone through the LAFCO process, received approval, but has not been recorded and, therefore, is not yet

effective. She said that property is in the process of being annexed into Vallecitos Water District. She said the property is not contiguous to the District.

Chairwoman Jacob asked if the adjacent property, when it is effective, would be contiguous to the property. Ms. Hansen said that it would be contiguous to the property, but would not be contiguous to the District.

Mr. Ott said that while it is desirable for territory annexing to water districts, municipal water districts and sanitation districts to be contiguous from a mapping standpoint, it is not always necessary in terms of service delivery and provisions in State Law.

In response to a question from Commissioner Wootton, Mr. Ott indicated the sphere boundary would be conterminous with the Virginia Place Annexation, and would represent a non-contiguous area. Mr. Ott said that when LAFCO staff does a comprehensive study of Vallecitos Water District's sphere of influence, these situations will be identified and it will be determined whether or not sphere adjustments would be necessary.

Commissioner Wootton said it is reasonable to assume that a sphere boundary should include areas to which services are extended. Commissioner Wootton said that in the future, especially during service reviews and sphere studies, these situations should be identified by staff.

With no members of the public wishing to speak in support or opposition of this item, on motion of Commissioner Pocklington, seconded by Commissioner Davis, and carried unanimously by the commissioners present, the Commission closed the public hearing, and took the following actions:

- (1) Found in accordance with the Executive Officer's determination, that pursuant to Section 15319(a) of the State CEQA Guidelines, this minor sphere amendment and annexation are not subject to the environmental impact evaluation process because the proposal area contains existing structures and is developed to the density allowed by the current zoning, and the extension of utility services to the existing facilities would have a capacity to serve only the existing facilities;
- (2) Amended the sphere of influence for the Vallecitos Water District to include the territory shown on the attached map, and adopt the written Statement of Determinations as proposed in Exhibit A; and
- (3) Adopted the form of resolution approving the minor sphere amendment and annexation for the reasons set forth in the Executive Officer's Report, waiving the Conducting Authority proceedings according to Government Code Section 56663(c), and ordering the annexation, subject to the following terms and conditions:
 - a) Payment of an annexation fee to the District of \$5,545.75;
 - b) Payment of the State Board of Equalization fee;

- c) Annexation into Sewer Improvement Districts 1, 2, 6 & "A" for sewer service only;
- d) No connection to any sewer mains will be allowed until completion of the annexation, approval from LAFCO, payment of annexation fees and payment of all current fees and charges, and acceptance of all sewer facilities required for the project; and
- e) Grant the Vallecitos Water District a minimum 20-foot drivable easement for sewer main extension.

Item 8A

Adoption of an Amendment to the Sphere of Influence for the City of La Mesa (SA03-13)

Item 8B

**Proposed "Rhea Reorganization"
(City of La Mesa) (RO03-13)**

Mr. Ott explained that staff is recommending that these two items be continued to the July 7, 2003 meeting because, at the time the agenda was printed, engineering plans from the City of La Mesa and the property owner, and fiscal information regarding the impact of detachment on the agencies losing territory was not available.

With no members of the public wishing to speak in support or opposition of this item, on motion of Commissioner Davis, seconded by Commissioner Greer, and carried unanimously by the commissioners present, the Commission took the following action:

Continued the public hearing to the July 7, 2003 LAFCO meeting.

Item 9

**Proposed "Cressy Reorganization"
(Vallecitos Water District) (RO03-06)**

This was an information item and no action was required.

Item 10

Website Presentation

Michael Ott presented a brief history of the website, and introduced Pete Janemark, LAFCO's GIS and IT Administrator, who gave a PowerPoint presentation on the improvements and new features that have brought LAFCO's website up-to-date. Mr. Janemark explained that the domain name for LAFCO's website has been changed from sdlafco.com to sdlafco.org.

Commissioner Wootton said that he is continually impressed and very appreciative of the amount of information that is available on the San Diego LAFCO website.

Chairwoman Jacob thanked Mr. Janemark for the excellent presentation and the great job in bringing LAFCO's website up-to-date.

This was an information item and no action was required.

Item 11
2003-04 Legislative Report

Mr. Ott presented the staff report and indicated that with the exception of AB 1268 (Wiggins) – Growth Zones, and AB 1425 (Pacheco) – Newhall County Water District, no changes have been recommended to previously adopted commission positions. Mr. Ott discussed AB 1268 – recommending a “watch” position, and AB 1425 – recommending a position in opposition to this bill. Mr. Ott also discussed AB 1385 (Haynes) – County Water Authority Detachment – indicating Assemblyman Haynes has decided to convert this bill to a two-year effort, and in response to San Diego LAFCO's concerns regarding the detachment provisions in the bill, the section was amended.

Commissioner Wootton explained that the CALAFCO Board has reviewed AB 192, however, the Assembly Local Government consultants and the Senate Local Government consultants have indicated that they had different opinions of the existing law, which is that the 300-acre limitation does not apply to an individual annexation but applies cumulatively. Commissioner Wootton said that AB 520 – Santa Cruz County Effective Dates – was heard by the Assembly Local Government Committee and was passed with amendments in an attempt to resolve LAFCO's concerns dealing with multiple dates of approval of annexations.

On motion of Commissioner Frye, seconded by Commissioner Vanderlaan, and carried unanimously by the commissioners present, the Commission took the following actions:

- (1) Maintained the positions noted for previously considered bills in June legislative report.
- (2) Adopted a “Watch” position for AB 1268.
- (3) Adopted an “Oppose” position for AB 1425.

There being no further business to come before the Commission, the meeting adjourned at 9:36 a.m. to the July 7, 2003 meeting, in Rooms 302-303, County Administration Center.

JAN BRYSON
Executive Assistant