

**Santa Barbara
Local Agency Formation Commission**

Santa Barbara



Commissioner Cynthia Allen, Alternate

Commissioner Jay Freeman

Commissioner Craig Geyer

Commissioner Joan Hartmann

Commissioner James Kyriaco, Alternate

Commissioner Bob Nelson, Alternate

Commissioner Jenelle Osborne

Commissioner Alice Patino

Commissioner Jim Richardson, Alternate

Commissioner Shane Stark

Commissioner Das Williams

Agenda

Thursday, May 4, 2023

1:00 PM

**COUNTY ADMINISTRATION BUILDING BOARD OF
SUPERVISORS HEARING ROOM, FOURTH FLOOR 105 EAST
ANAPAMU STREET, SANTA BARBARA**

Meetings, Agendas, Supplemental Materials and Minutes of the Local Agency Formation Commission are available on the internet: www.sblafco.org

IMPORTANT NOTICE REGARDING PUBLIC PARTICIPATION

Remote Participation: Members of the public and Commissioners may participate in person or by using the remote video testimony system located at 1) the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara; 2) at the Betteravia Government Center, Board of Supervisors' Conference Room, 511 East Lakeside Parkway, Santa Maria; or 3) 999 W. Main Street Suite 100, Boise, Idaho 83702. Persons may address the Commission on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda.

Remote participation by members of the Commission may be allowed under AB 2449, Government Code section 56953 (f) through (k), when applicable.

The following alternative methods of participation are available to the public:

1. You may observe the live stream of LAFCO meetings in the following ways:

- Televised on local cable channel 20;
- Online at: <http://www.countyofsb.org/ceo/csbtv/livestream.sbc>; and
- YouTube at: <https://www.youtube.com/user/CSBTV20>

2. If you wish to make a general public comment or to comment on a specific agenda item, the following methods are available:

- **Distribution to the Commission** - Submit your comment via email prior to 5 p.m. on the day prior to the Commission meeting. Please submit your comment to the Commission Analyst/Clerk at: natasha@sblafco.org. Your comment will be placed into the record and distributed appropriately.
- **Public Comment Submittal** - Submit your comment via email prior to 5 p.m. on the day prior to the Commission meeting, limited to 250 words or less, to the Commission Analyst/Clerk at: natasha@sblafco.org. Comments timely received on an agenda item will be placed into the record and distributed accordingly.
- **Zoom** - Individuals wishing to participate and provide public comment during the Commission meeting may join by webinar or telephone, as follows:

Webinar:

<https://zoom.us/j/97524628252?pwd=Z1g2dXNLaJYSEE3MEhoK1BzOHEzZz09>

Telephone:

Dial-in: +1 669-444-9171

Meeting ID: 975 2462 8252

Password: 0504

Members of the public wishing to be called on for public comment should click on the "Raise Hand" button on Zoom or *9 on your touchtone phone when the item they wish to speak on has begun. When the chair calls for public comment, the clerk will announce you and will unmute your microphone at the appropriate time.

1:00 P.M. Call to Order and Roll Call**Pledge of Allegiance****Approval of Minutes of the April 6, 2023 Regular Meeting****Public Comment Period**

Persons desiring to address the Commission must complete and deliver to the Commission Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. This is an opportunity for members of the public to speak on items that are not on the agenda.

Consent Calendar

All matters listed hereunder constitute a Consent Agenda and will be acted upon by a single roll call vote of the Commission. Matters listed on the Consent Calendar will be read only on the request of a member of the Commission or the public, in which event the matter shall be removed from the Consent Calendar and considered as a separate item. Members of the public may speak on any item listed on the Consent Calendar.

- 1) Receive and file a report on Disbursements for March and April, 2023.

Out of Agency Service Agreement

- 1) Consider recommendations regarding LAFCO application file No. 23-01 for the 4 Sunrise Hill Lane Out-of-Agency Service Agreement for the City of Santa Barbara to provide potable water and sewer service to an undeveloped residential parcel (APN 128-093-013). The Commission will consider approval of a Resolution that includes the following actions and determinations:
 - a) CEQA determination. Pursuant to California Environmental Quality Act (CEQA) find the project categorically exempt per CEQA Guidelines Section 15303(d); Section 15303(a) new construction of a single-family residence or second dwelling in a residential zone; Section 15320 change in organization of local agencies; and Section 15061(b)(3) the “common sense” exemption;
 - b) The Commission finds the service request to be in the best interests of the affected area;
 - c) The landowner and City shall comply with all terms and conditions set forth in the Commission’s resolution of approval, including landowner shall execute and record an agreement approved by the Executive Officer that consents to any future annexation of the territory to the City, which agreement shall inure to and bind all successors in interest to the property; and

- d) Said Out-of-Agency Service Agreement is for water and sewer service only and shall remain in effect until such time as an annexation is approved by the Commission.

Changes of Organization

- 1) Consider Resolution that will approve LAFCO application 22-08 for annexation of a 5.83-acre property located at the southwest corner of Highway 101 and Clark Avenue intersection (portion of “Key Site 2,” Assessor’s Tract Map 14,824), to the North County Lighting District and County Service Area 5 (Park and Open Space Services) and will take the following actions:
 - a) Find that the Commission has reviewed and considered Environmental Impact Report (EIR) No. 95-EIR-01 prepared and certified by the CEQA lead agency County of Santa Barbara on November 19, 2019, and Addendum, for the Orcutt Gateway Retail Commercial Center project. The Addendum and EIR are available at LAFCO’s Santa Barbara office and at www.sblafco.org;
 - b) Approve the reorganization proposal, known as the portion of Key Site 2, TM 14,824 Reorganization: Annexation to the North County Lighting District and Annexation to County Service Area No. 5, as stated in the proposed Resolution;
 - c) Find the subject territory is uninhabited, all affected landowners have given written consent and the annexing agency has given written consent to the waiver of conducting authority proceedings; and
 - d) Waive conducting authority proceedings, direct staff to file the CEQA Notice of Determination and complete the proceedings.

Business Items

- 1) Consider recommendations regarding the Final Budget for Fiscal Year (FY) 2023- 2024, and consider adoption of a Resolution that takes the following actions:
 - a) Review the Final Budget for FY 2023-2024, accept all public testimony and approve the Budget with any final changes and adjustments made by the Commission;
 - b) Pursuant to Government Code Section 56381(a), find that the Final Budget is adequate for the Commission to fulfill the purpose and programs of Chapter 3 (“Powers”) of Part 2 of the Cortese Knox Hertzberg Act;
 - c) Direct staff to distribute the Final Budget to the County, Cities, and Special Districts as required by Government Code Section 56381; and
 - d) Notify the County Auditor to proceed pursuant to Government Code Section 56381(b) with apportionment of LAFCO costs among the County, Cities, and Special Districts.

- 2) Consider the adoption of a municipal service and sphere of influence review for the 33 agencies that provide water, wastewater, recycled water, and stormwater services in Santa Barbara County. Adoption of a Resolution includes the following actions:
 - a) Find, that the action is exempt from (CEQA) as “information collection” under Section 15306 of the State CEQA Guidelines and based on the determination that this action does not have the potential for causing a significant effect on the environment (Section 15061(b)(3)). Find that Sections 15301, 15319, and 15320 of the State CEQA Guidelines are applicable;
 - b) Determine, pursuant to Government Code Section 56425, that LAFCO is required to develop and determine a sphere of influence for the 33 affected agencies, and review and update, as necessary;
 - c) Determine, pursuant to Government Code Section 56430, that LAFCO is required to conduct a municipal service review before, or in conjunction with an action to establish or update a sphere of influence; and
 - d) Adopt a Resolution approving the 2022 Countywide Water, Wastewater, Recycled Water, and Stormwater Services and Sphere Review with the following terms and conditions:
 - i) Affirming the currently adopted Spheres of Influence of the Cuyama Basin Water District, San Antonio Basin Water District, Santa Maria Valley Water Conservation District, Santa Ynez River Water Conservation District, Santa Ynez River Water Conservation District Improvement District No. 1, Santa Barbara County Water Agency, Santa Barbara County Flood Control & Water Conservation, County Service Area 12 (Mission Canyon Sewer District), Casmalia Community Services District, Los Olivos Community Services District, and Vandenberg Village Community Services District, as shown on Exhibits G, J, K, L, M, N, O, P, Q, R, S and;
 - ii) Amending the Spheres of Influence of the Carpinteria Sanitary District, Goleta Sanitary District, Laguna County Sanitation District, Montecito Sanitary District, Summerland Sanitary District, Goleta Water District, Montecito Water District, and Carpinteria Valley Water District, as shown on Exhibit A, B, C, D, E, F, H, & I.
- 3) Consider issuing a Request for Proposal (RFP) – Financial Audit of Fiscal Year 2022-23. RFP to be issued on May 8, 2023, responses due June 9, 2023.

Information Items

- 1) Receive and file a status report on Municipal Service Review Program.
- 2) Receive and file an update from CALAFCO and provide direction regarding CALAFCO Brown Act Survey.

Commissioner and Staff Announcements

- 1) Commissioner announcements and requests for future agenda items.
 - a) AG/Urban Interface Policy and establishment of an Ad Hoc Committee.
- 2) Executive Officer comments.

Adjourn to**Regular Meeting on June 1, 2023.**

Joseph Centeno Betteravia Government Administration Building
Board Hearing Room
511 East Lakeside Parkway
Santa Maria

Materials Submitted After Distribution of Packet - Materials related to an item on this agenda submitted after distribution of the agenda packet will be available on the Commission website at: <http://www.sblafco.org/>, subject to the ability to post the documents prior to the meeting.

Notice of Disability Accommodations - Persons with a disability who require any disability-related modification or accommodation, in order to participate in the meeting are asked to contact the LAFCO office at least three (3) days prior to the meeting by telephone at 805-568-2240 or by email at lafco@sblafco.org.