

February 3, 2011 (Agenda)

Local Agency Formation Commission  
105 East Anapamu Street  
Santa Barbara CA 93101

## **Policy Regarding Time Limits for Processing Applications**

Dear Members of the Commission:

### Recommendation

It is recommended the Commission receive and file the enclosed letter and this report.

### Discussion

In October 2010 the Commission considered whether the City of Goleta application to detach land from the Goleta West Sanitary District had “lapsed” due to the passage of time.

The Commission determined the application had not lapsed and set a hearing for December 2. In November the City rescinded its resolution initiating the detachment, effectively withdrawing the application and the proposed detachment is no longer a pending proposal.

During the discussion in October it was noted some LAFCOs have adopted policies that govern when an application is considered “lapsed” or abandoned. The staff agreed to present a policy to the Commission for its consideration and we are planning to do that at the March 3 meeting.

No Commission action is needed at this time other than to receive and file this report.

Sincerely,



BOB BRAITMAN  
Executive Officer

cc: Steven A. Amerikaner, Esq., Brownstein/Hyatt/Farber/Schreck

Brownstein | Hyatt  
Farber | Schreck

January 19, 2011

Steven A. Amerikaner  
Attorney at Law  
805.882.1407 tel  
805.965.4333 fax  
SAmerikaner@bhfs.com

**E-MAIL (LAFCO@SBLAFCO.ORG)**

Chair Janet Wolf and Commissioners  
Santa Barbara Local Agency Formation Commission  
105 E. Anapamu Street  
Santa Barbara, CA 93101

RE: February 3, 2011 Meeting: City of Goleta Detachment Proposal

Dear Chair Wolf and Commissioners:

This letter is submitted on behalf of the Goleta West Sanitary District. The agenda for your February 3 meeting includes Item #8 entitled "City of Goleta Detachment from the Goleta West Sanitary District – Confirmation of withdrawal of the application by the City of Goleta."

The City submitted the first documents related to this detachment application in early February 2009, nearly two years ago. It submitted additional documents in late July 2010.

In previous communications with the LAFCO Board, the District urged LAFCO to make a determination that the City's application had lapsed due to the unexplained and unjustified passage of time. In response, the LAFCO Executive Officer pointed out that the Santa Barbara LAFCO does not have a policy imposing time limits on reorganization applications, but that such a policy could be considered by the LAFCO board at any time.

The District respectfully requests that the LAFCO Commissioners direct the Executive Officer to prepare and present at LAFCO's March 2011 meeting a proposed LAFCO policy that places a time limit on reorganization applications similar to the policy used by Ventura LAFCO and other jurisdictions.

Sincerely,



Steven A. Amerikaner

cc Robert Braitman, Executive Officer  
Board of Directors, Goleta West Sanitary District  
Mark Nation, General Manager, Goleta West Sanitary District

SB 570098 v1:006888.0070