

C. SAMPLE RESOLUTION OF APPLICATION FOR A CITY COUNCIL

Resolution No. _____

A RESOLUTION OF APPLICATION BY THE
CITY COUNCIL OF THE (INSERT NAME OF CITY)
REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO
INITIATE PROCEEDINGS FOR THE REORGANIZATION OF TERRITORY

RESOLVED by the City Council of the (*insert name of city*), that,

WHEREAS, the (*insert name of city*) desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, for a reorganization which would concurrently annex territory to the (*insert name of city*) and detach territory from (*insert name of agency*); and,

WHEREAS, notice of intent to adopt this resolution of application has been given, and this Council has conducted a public hearing based upon this notification; and

WHEREAS, the principal reasons for the proposed reorganization are as follows: (*State principal reasons*); and,

WHEREAS, the following agency or agencies would be affected by the proposed jurisdictional changes:

Agency

(*Insert agency name*)

Nature of Change

(*i.e., annexation, detachment*)

WHEREAS, the territory proposed to be reorganized is Inhabited/Uninhabited (*use one*), and a map and description of the boundaries of the territory are attached hereto as Exhibits A & B and by this reference incorporated herein; and,

WHEREAS, it is desired to provide that the proposed reorganization be subject to the following terms and conditions: (*List of terms and conditions or insert "None"*); and,

WHEREAS, this proposal is consistent with the adopted spheres of influence for all of the agencies which would be affected by reorganization; and,

WHEREAS, this Council certifies that: (*Insert findings pursuant to CEQA*)...

(*Insert if applicable*) **WHEREAS**, this Council has determined that this proposal meets that criteria for waiver of Conducting Authority proceedings as set forth in Government Code Section 56837(c);

NOW, THEREFORE, this Resolution of Application is hereby adopted and approved by the City Council of the (*insert name of city*), and the Local Agency Formation Commission of (*Insert*)

County is hereby requested to take proceedings of the annexation of territory as authorized and in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

PASSED AND ADOPTED this _____ day of _____, 200____, by the City Council of the (*insert name of city*), County of (*Insert*), State of California, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

(*Insert Name*), Mayor
City Council
(*Insert name of district*)

ATTEST:

(*Insert Name*)
City Clerk

B. SAMPLE RESOLUTION OF APPLICATION FOR A SPECIAL DISTRICT

Resolution No. _____

A RESOLUTION OF APPLICATION BY THE (INSERT NAME OF DISTRICT) REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO INITIATE PROCEEDINGS FOR THE REORGANIZATION OF TERRITORY

RESOLVED by the Board of Directors of the (*insert name of district*), that,

WHEREAS, the (*insert name of district*) desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, for a reorganization which would concurrently annex territory to the (*insert name of district*) and detach territory from (*insert name of agency*); and,

WHEREAS, notice of intent to adopt this resolution of application has been given, and this Board has conducted a public hearing based upon this notification; and,

WHEREAS, the principal reasons for the proposed reorganization are as follows: (*State principal reasons*); and,

WHEREAS, the following agency or agencies would be affected by the proposed jurisdictional changes:

<u>Agency</u>	<u>Nature of Change</u>
<i>(Insert agency name)</i>	<i>(i.e., annexation, detachment)</i>

WHEREAS, the territory proposed to be reorganized is Inhabited/Uninhabited (use one), and a map and description of the boundaries of the territory are attached hereto as Exhibits A & B and by this reference incorporated herein; and,

WHEREAS, it is desired to provide that the proposed reorganization be subject to the following terms and conditions: (*List of terms and conditions or insert "None"*); and,

WHEREAS, this proposal is consistent with the adopted spheres of influence for the agencies subject to this reorganization; and,

WHEREAS, this proposal is not consistent with one or more of the adopted sphere of influence for the agencies which would be affected by reorganization, therefore, it is proposed that spheres of influence be concurrently amended; and,

WHEREAS, this Board of Directors certifies that: (*Insert findings pursuant to CEQA*)...

Or...

WHEREAS, this Board desires that the Local Agency Formation Commission assume Lead Agency status responsible for compliance with the California Environmental Quality Act; and,

(Insert if applicable) **WHEREAS**, this Board has determined that this proposal meets the criteria for waiver of Conducting Authority proceedings as set forth in Government Code Section 56837(c);

NOW, THEREFORE, this Resolution of Application is hereby adopted and approved by the board of Directors of the *(insert name of district)*, and the Local Agency Formation Commission of *(Insert)* County is hereby requested to take proceedings for the annexation of territory as authorized and in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

PASSED AND ADOPTED this _____ day of _____, 200____, by the Board of Directors of the *(insert name of district)*, County of *(insert)*, State of California, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

(Insert Name), Chairman
Board of Directors
(Insert name of district)

ATTEST:

(Insert Name)
Board Clerk