



TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

210 N. Church Street, Suite B, Visalia 93291 Phone: (559) 623-0450 FAX: (559) 733-6720

LAFCO MEETING AGENDA

December 2, @ 2:00 P.M.

BOARD OF SUPERVISORS CHAMBERS
COUNTY ADMINISTRATIVE BUILDING
2800 West Burrel Avenue
Visalia CA 93291

COMMISSIONERS:
*Juliet Allen, Chair
Rudy Mendoza, V-Chair
Allen Ishida
Cameron Hamilton
Steve Worthley*

ALTERNATES:
*Dennis Mederos
Pete Vander Poel
Craig Vejvoda*

EXECUTIVE OFFICER:
Ben Giuliani

I. Call to Order

II. Approval of Minutes from November 4, 2015 (Pages 1-2)

III. Public Comment Period

At this time, members of the public may comment on any item not appearing on the agenda and that is within the scope of matters considered by the Commission. Under state law, matters presented under this item cannot be discussed or acted upon by the LAFCO Commission at this time. So that all interested parties have an opportunity to speak, any person addressing the Commission may be limited at the discretion of the chair. At all times, please use the microphone and state your name and address for the record.

IV. New Action Items

1. Election of Officers for 2016 (Pages 3-4)
[No Public Hearing].....Recommended Action: Elect Chairman and Vice-Chairman

The Commission will select a new Commission Chair and Vice-Chair. The LAFCO Commission Chair and Vice-Chair are chosen on a rotating basis (City-County-Public) in accordance with LAFCO Policy A-4. City representative Rudy Mendoza is scheduled to be selected as Chair. County representative Allen Ishida is scheduled to be selected as Vice-Chair. The new officers' terms will commence on January 1, 2016 and end on December 31, 2016.

V. Executive Officer's Report

1. 2015 LAFCO Annual Report (Pages 5-32)

Annually, LAFCO Staff prepares an overview of the current year including a series of maps and statistical tables that track city and special district annexation activity for both the preceding year as well as annexation activity over the course of LAFCO's existence. The map and table series also illustrates changes – in terms of acreage - in County prime agricultural land, land uses, government owned land, and land under Williamson Act Contract.

NOTE: Persons wishing to speak on any of the agenda items who have made a political contribution of more than \$250 to any commissioner in the last twelve months must indicate this when speaking.

2. ESA 2015-11 (Porterville) (Pages 33-34)

Pursuant to Policy C-6, the Executive Officer approved one ESA between the City of Porterville and single parcel owner for the provision of domestic water.

3. Legislative Update (No Page)

The Executive Officer will provide an update regarding the status of LAFCO related legislation.

4. GSA Formation Guidelines for Local Agencies (Pages 35- 40)

Guidelines from the Department of Water Resources for the formation of Groundwater Sustainability Agencies.

5. Upcoming Projects (No Page)

The Executive Officer will provide a summary and tentative schedule of upcoming LAFCO projects.

VI. Correspondence

1. CALAFCO Quarterly Report (Pages 41- 42)

November 2015 Report from the CALAFCO Board.

VII. Other Business

1. Commissioner Report (No Page)

2. Request from LAFCO for items to be set for future agendas

VIII. Setting Time and Place of Next Meeting

1. January 20, 2015 @ 2:00 P.M. in the Board of Supervisors Chambers in the County Administration Building.

IX. Adjournment

NOTE: Persons wishing to speak on any of the agenda items who have made a political contribution of more than \$250 to any commissioner in the last twelve months must indicate this when speaking.

TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION
Summary Minutes of the Meeting
November 4, 2015

Members Present: Allen, Ishida, Hamilton, Worthley

Members Absent: Mendoza

Alternates Present: Mederos

Alternates Absent: Vander Poel, Vejvoda

Staff Present: Giuliani, Echavarria, Blythe

Counsel Present: Tennenbaum

I. Call to Order

Chair Allen called the Tulare County Local Agency Formation Commission meeting to order at 2:00 p.m.

II. Approval of the October 15, 2015 Meeting Minutes:

Upon motion by Commissioner Hamilton and seconded by Commissioner Worthley, the Commission unanimously approved the minutes of October 15, 2015.

III. Public Comment Period

Chair Allen opened and closed the Public Comment Session at 2:01 p.m. There were no public comments.

IV. New Action Items

1. Sphere of Influence (SOI) Amendment and LAFCO Case 1519

Staff Analyst Echavarria stated the City of Porterville is proposing an SOI to accommodate proposed annexation case 15-20-P-318. SA Echavarria recommended approval of the amendment and adoption of the written statement of determinations.

Chair Allen opened and closed the public comments session at 2:06 p.m. There were no public comments.

Upon motion by Commissioner Worthley and seconded by Commissioner Ishida, the Commissioners unanimously approved the Sphere of Influence (SOI) Amendment, LAFCO Case 1519.

2. LAFCO Case #1520-P-318 City of Porterville Annexation

SA Echavarria presented the City of Porterville's request for annexation of 93.4 acres of land. SA Echavarria recommended approval of the annexation and detachment from County Service Area #1.

Chair Allen opened the public comments session at 2:13 p.m.

Carol Jett and Jennie Kaiser spoke in support of the annexation

Julie Phillips, Community Development Manager for the City of Porterville spoke on behalf of the annexation.

Chair Allen closed the public comments sessions at 2:16 p.m.

Upon motion by Commissioner Ishida and seconded by Commissioners Worthley, the commissioners unanimously approved LAFCO Case #1520-P-318 City of Porterville Annexation.

3. 2016 Proposal Deadline and Meeting Schedule

Staff Analyst Echavarria presented the 2016 LAFCO deadline and meeting schedule and proposed, due to the holidays, combining the January and February meetings.

Upon motion by Commissioner Worthley and seconded by Hamilton, the 2016 Proposal Deadline and Meeting Schedule was unanimously approved.

V. Executive Officer's Report

1. Legislative Update

None

2. Upcoming Projects

EO Giuliani stated that at the December meeting, there would be the yearly report as well as voting for the 2016 Chair and Vice-Chair.

VI. Correspondence

None

VII. Other Business

Chair Allen requested future updates regarding the Sustainable Groundwater Management Act (SGMA) and information on new legislation regarding infrastructure financing districts.

VIII. Setting Time and Place of Next Meeting

The next meeting will be December 2, 2015 at 2:00 p.m. in the Board of Supervisors Chambers in the County Administration Building.

IX. Adjournment

The meeting was adjourned at 2:37 p.m.



TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

210 N. Church St., Suite B, Visalia, CA 93291 (559) 623-0540 FAX (559) 733-6720

COMMISSIONERS:

*Juliet Allen, Chair
Rudy Mendoza, V. Chair
Allen Ishida
Cameron Hamilton
Steve Worthley*

December 2, 2015

ALTERNATES:

*Peter Vander Poel
Craig Vejvoda
Dennis A. Mederos*

TO: All LAFCO Commission Members and Alternates

FROM: Cynthia Echavarria, Staff Analyst

EXECUTIVE OFFICER:
Ben Giuliani

SUBJECT: Election of Officers for 2016

Commission Policy A-4 requires that LAFCO Chair and Vice-Chair be annually chosen on a rotating basis (City-County-Public) so that all members will have an equal opportunity to serve as an officer. City representative Rudy Mendoza is scheduled to be selected as Chair. County representative Allen Ishida is scheduled to be selected as Vice-Chair. The Commission has traditionally rotated the Chair from a City to County to Public member. The terms of office for chair and vice-chair shall be one year from January 1 to December 31.

Current Member Roster

<u>Member</u>	<u>Term Expires</u>
Steve Worthley (<i>Commissioner</i>)	May 2016
Allen Ishida (<i>Vice Chair - proposed</i>)	May 2018
Juliet Allen (<i>Commissioner</i>)	May 2018
Cameron Hamilton (<i>Commissioner</i>)	May 2016
Rudy Mendoza (<i>Chair - proposed</i>)	May 2019
<i>Pete Vander Poel (Alternate)</i>	May 2019
<i>Craig Vejvoda (Alternate)</i>	May 2017
<i>Dennis Mederos (Alternate)</i>	May 2016

BEFORE THE LOCAL AGENCY FORMATION COMMISSION
OF THE
COUNTY OF TULARE, STATE OF CALIFORNIA

In the Matter of the Appointment)
Of the Local Agency Formation) **RESOLUTION NO. 15-XX**
Commission Chair and Vice-Chair)

Upon motion of Commissioner _____ and seconded by Commissioner _____, it is ordered that Commissioner Mendoza be, and is hereby appointed Chair and Commissioner Ishida be, and is hereby appointed Vice-Chair, for a term beginning January 1, 2016 ending on December 31, 2016.

The foregoing resolution was adopted at a regular meeting held on this 2nd day of December 2015 the following vote:

AYES:

NOES:

ABSTAIN:

PRESENT:

ABSENT:

Ben Giuliani, Executive Officer

ce



TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

210 N. Church Street, Suite B, Visalia 93291 Phone: (559) 623-0450 FAX: (559) 733-6720

December 2, 2015

To: LAFCO Commissioners and Alternates

From: Cynthia Echavarria, Staff Analyst

Subject: 2015 Annual Report

COMMISSIONERS:

*Juliet Allen, Chair
Rudy Mendoza, V-Chair
Allen Ishida
Cameron Hamilton
Steve Worthley*

ALTERNATES:

*Dennis Mederos
Pete Vander Poel
Craig Vejvoda*

EXECUTIVE OFFICER:

Ben Giuliani

Local Agency Formation Commissions (LAFCOs) were established in each California county with the purpose of discouraging urban sprawl, preserving open-space and prime agricultural lands, efficiently providing governmental services to the residents of their respective counties, and encouraging the orderly formation and development of local agencies (i.e. cities and special districts) based on local conditions and circumstances. To help the Commission accomplish its propose, the Cortese-Knox-Hertzberg Local Reorganization Act of 2000 (Act) establishes procedures for local government changes of organization that are subject to commission review and approval such as annexations to a city or special district, city incorporation, district formation and consolidation of districts. A copy of the latest version of the Act can be accessed here <http://alcl.assembly.ca.gov/publications>.

A listing of Commission actions and reports, and a series of maps, graphs and tables are presented each December, which track changes within several categories under the purview of the Commission. These maps not only provide the Commission insight into future issues, challenges, and opportunities that could arise during consideration of future proposals, but they also serve as a gauge of the Commission's progress in accomplishing their purpose. The following is a summary of the materials contained in this presentation.

Action and Report Summary

Listed below is a summary of all the actions taken by the Commission and the special reports given to the Commission in 2015. The January, July and August meetings were cancelled.

FEBRUARY

Pixley Irrigation District Detachment, LAFCO Case 1509

The Commission approved a detachment initiated by the Angiola Water District of 772.6 acres of land from the Pixley Irrigation District.

City of Visalia Sphere of Influence (SOI) Update, LAFCO Case 1510

The Commission continued a Sphere of Influence update for the City of Visalia until the completion of Goshen Community Plan which may affect the location of the Goshen Urban Development Boundary (UDB) which currently overlaps the Visalia UDB.

City of Tulare Sphere of Influence (SOI) Update, LAFCO Case 1511

The Commission continued a Sphere of Influence update for the City of Tulare until the resolution of a lawsuit filed against the City's General Plan update Environmental Impact Report (EIR) [Manor vs City of Tulare (TCSC Case 258532)].

Amendment to Policy C-9 (County Islands)

The Commission amended its definition of substantially surrounded from 65% to 51%.

City of Tulare Agriculture Mitigation Policies

City staff presented information regarding their new agriculture mitigation policies as part of their recently adopted general plan update.

MARCH

Monthly Auto Allowance Annual Calculation

The Commission adopted the County of Tulare's Administrative Regulation No. 1 for the determination of auto allowances for eligible staff.

City of Visalia Agricultural Mitigation Policies

City staff presented information regarding their new agriculture mitigation policies as part of their recently adopted general plan update.

Agriculture Report

This report included information regarding farmed acreage and agricultural production over time and information regarding animal confinement facilities.

Tulare County Population Comparison

This report looked at Tulare County's population growth as compared to the eight most populous counties in California and to other counties in the San Joaquin Valley.

Tulare County Grand Jury Report

The TC Grand Jury issued a report regarding Richgrove CSD's fiscal accounting procedures.

APRIL

Groundwater Sustainability in the Kaweah Sub-Basin

Tulare Irrigation District staff discussed the role the District may play in the implementation of the 2014 Sustainable Groundwater Management Act (SGMA).

2015/16 Preliminary Budget and Work Program

The Commission adopted the preliminary budget and work program and approved the use of \$50,000 from the reserve account to help offset city/county contributions.

MAY

City of Tulare Sphere of Influence (SOI) Update, LAFCO Case 1511

The SOI update was tabled until the resolution of the lawsuit against the City's General Plan Update EIR.

Goshen Community Service District – Activation of Latent Power, LAFCO Case 1516
Goshen CSD submitted a request to activate its latent power for public recreation. An assessment district has been formed to finance the requested services by the District. The request was approved by resolution 15-006.

ESAs 2015-01, -02, -03, -04, -05 (City of Porterville)

The Executive Officer reviewed the approval of five ESAs between the City of Porterville and five property owners for the provision of domestic water to existing single-family residences.

JUNE

Amendment to Policy D-1(Conflict of Interest and Disclosure)

The Commission approved the amended policy to match the annual filing of Form 700s with the State deadline.

City of Woodlake Change of Organization, LAFCO Case 1512-W-20

The Commission approved the annexation of 46.74 acres to Woodlake and the detachment of the same area from County Service Areas (CSAs) #1 and #2.

City of Porterville Island Annexation, LAFCO Case 1513-P-314

The Commission approved the annexation of a 96.3 acre County island to the City and detachment of the same area from CSA #1.

City of Porterville Island Annexation, LAFCO Case# 1514-P-315

The Commission approved the annexation of a 123.1 acre County island to the City and detachment of the same area from CSA #1. Three parcels at the northwest corner of Gibbons and Plano were removed from the annexation.

City of Porterville Island Annexation, LAFCO Case# 1515-P-316

The Commission approved the annexation of three County islands (121.6 acres) to the City and detachment of the same area from CSA #1.

2015/2016 Final Budget and Work Program

The Commission adopted the final budget and work program, for the fiscal year 2015/16, using, \$50,000 of reserve funds to offset the contribution from the County's eight cities and Tulare County.

Response to Tulare County Grand Jury Report, "Special Districts - Audit Failures"

The Commission approved a response to the Tulare County Grand Jury.

Response to Tulare County Grand Jury Report, "Transparency - Open Meeting Law"

The Commission approved a response to the Tulare County Grand Jury.

Nomination for 2015/16 CALAFCO Board of Directors

The Commission nominated Julie Allen for reelection to the CALAFCO Board of Directors.

Designation of Voting Delegate and Alternate for the CALAFCO Business Meeting

The Commission designated Julie Allen as the voting delegate and EO Giuliani as the alternate for the CALAFCO Business Meeting.

ESAs 2015-06 (Farmersville), -07 and -08 (Porterville)

The Executive Officer reviewed the approval of three ESAs, one between the City of Farmersville and residents in the Cameron Creek Colony for the provision of domestic water to existing residential development and two between the City of Porterville and single parcel owners for the provision of domestic water to two existing single-family residences.

SEPTEMBER

City of Farmersville Change of Organization, LAFCO Case 1517-F-26

The Commission approved a change of organization to the City of Farmersville which includes the annexation of 4.67 acres of land to the City and detachment from CSA #1.

OCTOBER

City of Porterville Island Reorganization, LAFCO Case 1518-P-317

The Commission approved the annexation of a 113.16 acre County island to the City and detachment of the same area from CSA # 1.

Agriculture Report

Staff presented updated information regarding Tulare County agricultural production and a comparison of crop land between the five southern San Joaquin Valley counties.

ESA 2015-10 (Porterville)

EO Giuliani informed commission that on September 22, 2015, he had approved ESA 2015-10, for the City of Porterville, to provide municipal water services.

NOVEMBER

City of Porterville SOI Amendment, LAFCO Case 1519

The Commission approved a 4.47 acre SOI amendment to accommodate the annexation in case 1520-P-318.

City of Porterville Annexation, LAFCO Case 1520-P-318

The Commission approved an annexation of 93.4 acres of land and detachment of the same area from County Service Area #1.

City of Porterville

Listed below is a summary table of the City's annexations in 2015.

Porterville Annexations – 2015

Case	People	Units	Acres	Islands	Road Miles
1513-P-314	588	155	96.3	1	1.4
1514-P-315	471	148	123.1	1	2.5
1515-P-316	871	281	121.6	3	1.9
1518-P-317	513	162	114.9	1	1.8
1520-P-318	295	86	94.5	0	2.0
TOTAL	2,738	832	550.4	6	9.5

LAFCO Activity Overview

Figure 1

During the calendar year 2015, Tulare County LAFCO approved 7 city annexations, 1 district detachment, 1 SOI amendment, 1 latent power activation and 11 ESAs. Figure 1 shows the locations of the annexations and detachments.

Tables 1 (Cities) and Table 2 (Special Districts) correspond to Figure 1. The tables summarize city and special district growth in terms of total acreage and square mileage over the period 1/1/1980 to 1/1/2016. Cities and special districts that annexed or detached territory into their jurisdictional boundaries during 2015 are highlighted in blue, while cities and districts that simply extended services to an area outside of their jurisdictional boundaries through an Extraterritorial Service Agreement (ESA) are highlighted in green.

Note: Only districts that provide an urban level of service appear on Table 2. Growth of these districts, in terms of acreage and square mileage, is a dependable indicator of pressure on open space and agricultural land as well as demand for urban services and space. There were 11 extraterritorial service agreements approved in 2015. Ten of which were extended by the City of Porterville.

The County's four most populated cities experienced the largest total acreage increase and highest square mileage growth rate from 1/1/1980 to 1/1/2015. The special districts listed have experienced little growth over the last 35 years. Ten special districts: Kern-Tulare Irrigation District, Earlimart PUD, Ivanhoe PUD, Poplar PUD, Ivanhoe Irrigation District, Lindmore Irrigation District, Pixley Irrigation District, Lower Tule River Irrigation District, Stone Corral ID and Orosi PUD have annexed or detached territory. One district, Alpaugh CSD has been formed and one district, Tulare County Waterworks District #1 has been dissolved over the last 5 years. Generally, Tulare County special districts lack the financial resources and adequate infrastructure to support additional growth of any type. Table 2 indicates that districts containing the most populated unincorporated communities within their jurisdictional boundaries have experienced the largest gain in total acreage and largest percentage increase in square mileage area; however, most of that growth occurred from 1980 to 2000.

Table 3 also corresponds to Figure 1. The table provides the total amount of acreage annexed each year and further divides the total into developed acres, undeveloped acres and road right-of-way (ROW) in terms of acres. The total amount of proposals considered by the Commission each year is also provided, as well as annexation proposals 300 ac in size or larger. In 2015 no single annexations occurred that were 300 ac or larger. Although, the City of Porterville annexed a total of 447.96 acres of which 354.56 acres were in county islands. Annexation 1512-W-20 includes 061-070-035 a 14.9 portion of the abandoned Visalia Railroad right-of-way.

Figures 2-10 (City Maps)

Individual maps of the County's (8) incorporated cities.

Figure 11 (Prime Agricultural Soils)

This map shows the five classes of soils identified by the USDA Soil Survey of Tulare County and their location throughout the County. Class 1 and 2 are identified as prime agricultural soils, all other classes are considered non-prime. Visalia and Tulare, the county's fastest growing cities in terms of total acreage annexed, are predominately surrounded by Class 1 and 2 soils. This indicates that a large portion of prime agricultural land will inevitably be converted to urban uses.

In order to curb the loss of prime agricultural land, the Commission could explore the possibility of preparing an agricultural mitigation policy similar to that of other LAFCO's in the State.

Table 4 – This table corresponds to Figure 11. The table shows the loss of prime agricultural soils from 1/1/1980 to 1/1/2015, both in terms of total acreage and percentage of square mileage. The table also contains a pie chart illustrating the proportion each soil class represents of all soil within Tulare County.

Figure 12 (Williamson Act Land)

In order for land to be considered prime agricultural land, it must meet one of five requirements listed under GC 56064; a USDA 1 or 2 soil classification is listed as a requirement. While land under Williamson Act contract isn't specifically defined as prime under Code, it can be an indicator of the presence of other qualifications for prime land. Also, the locations of contracts with notices of non-renewal may indicate future growth pressure in the area.

Figure 13 (Lands Owned by Government Entities)

This map identifies lands owned by the federal, state, county, city, district (all types of districts including special districts and school districts) governments. The map also includes land under trust for the purpose of open-space conservancy.

Figure 14 (Dairy Land)

Dairy land would qualify as prime under the economic qualifications outlined in GC 56064 (e). The location of dairy land may also show restrictions to future city/district growth.

Table 5 – For each of the last seven years (2008-2015), this table shows total acreage annexed each year, the amount of acres pre-zoned residential, commercial, industrial, and institutional, and the percentage of the total acres annexed each land-use category represents.

Residential

As the figures indicate, at the height of the housing bubble in 2006 annexations intended to accommodate residential development accounted for almost 75% of all acres annexed. In 2015 no annexation occurred in this category for the sole purpose of residential development. Five annexations occurred in the City of Porterville, of which four were island annexation all substantially developed and one was a developed area that included two county subdivisions. All applications were initiated to provide water service to the existing residents within the annexation area no residential development was proposed in the near future.

Commercial

Commercial annexations saw modest spikes in 2007 (47% of total). Total commercial acres annexed between 2007 and 2015 were minimal with 77% of total commercial acreage annexed in 2007. In 2015 no annexations occurred in this category.

Industrial

2007 and 2011 experienced spikes in industrial annexations; however, these were the result of a single annexation in each year. In 2015 no annexations occurred in this category.

Institutional

This type of use includes sites slated for the development of parks, accommodation of city municipal service facilities, road improvements or construction, etc. Annexation rates for this type of use remained steady between 2006 and 2010. In 2015 no annexations occurred in this category.

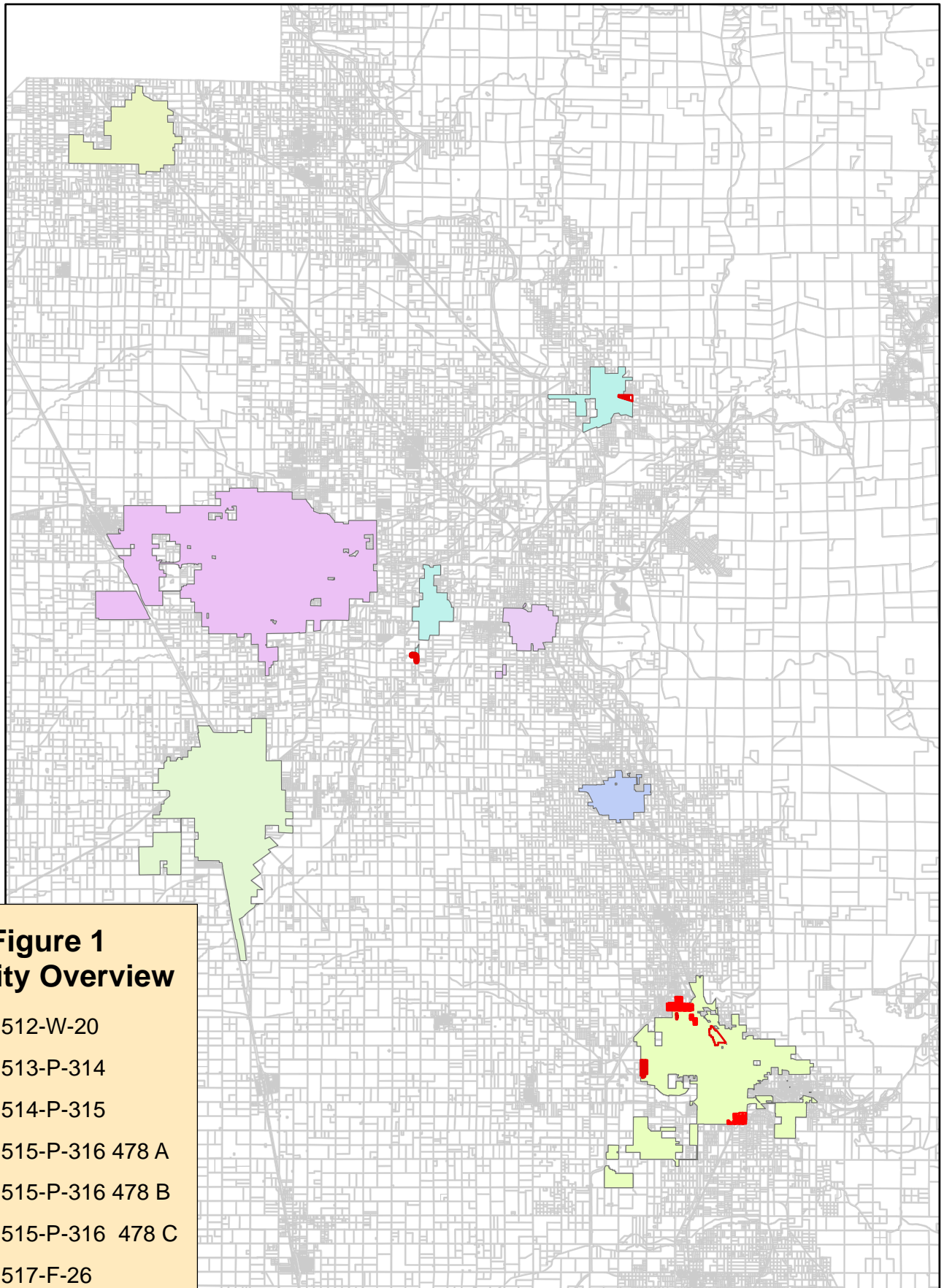
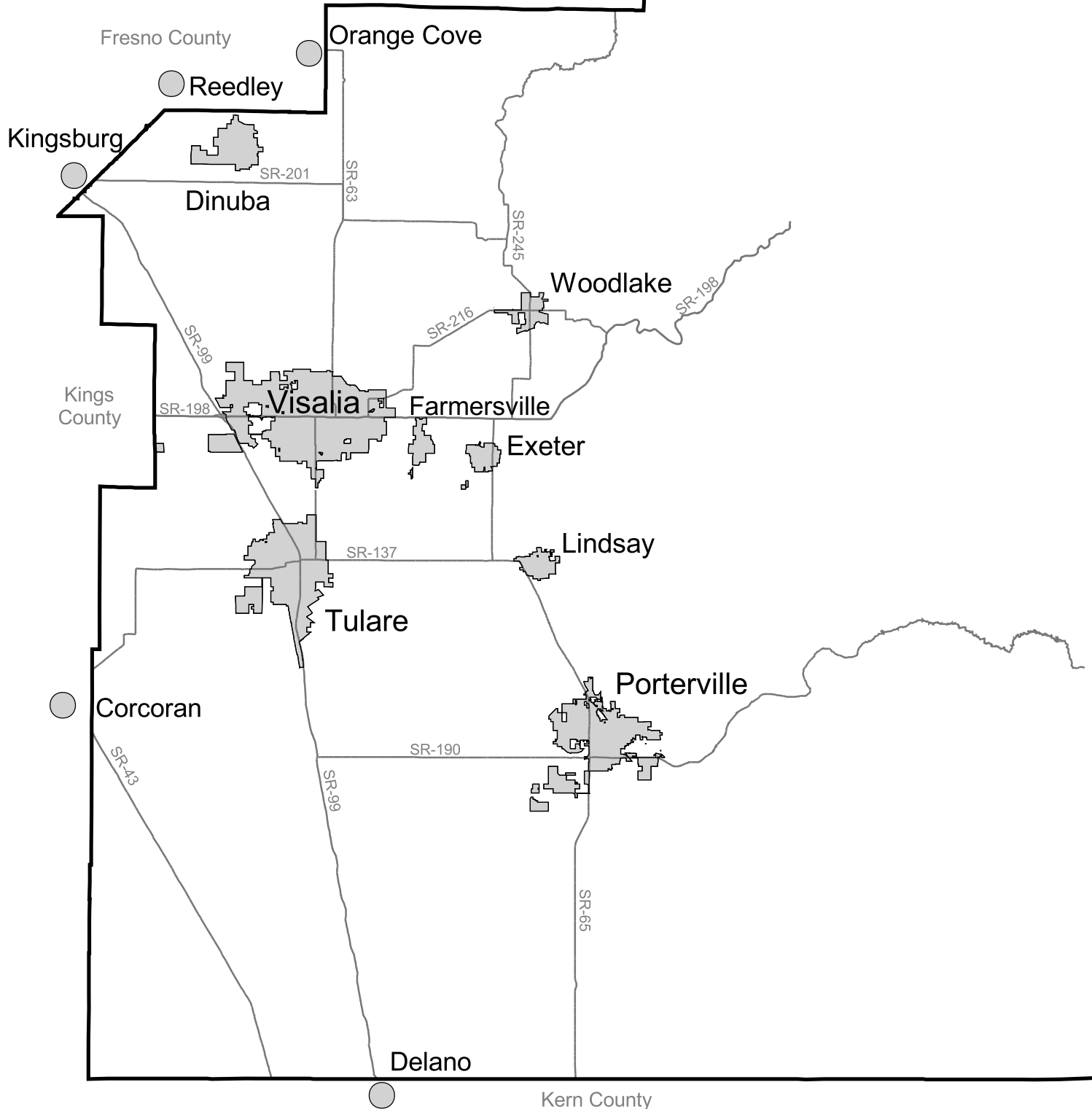


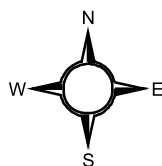
Figure 1
Activity Overview

- 1512-W-20
- 1513-P-314
- 1514-P-315
- 1515-P-316 478 A
- 1515-P-316 478 B
- 1515-P-316 478 C
- 1517-F-26
- 1518-P-317 475
- 1520-P-318

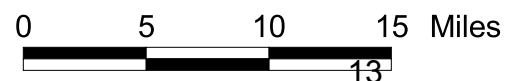
Tulare County Incorporated Cities



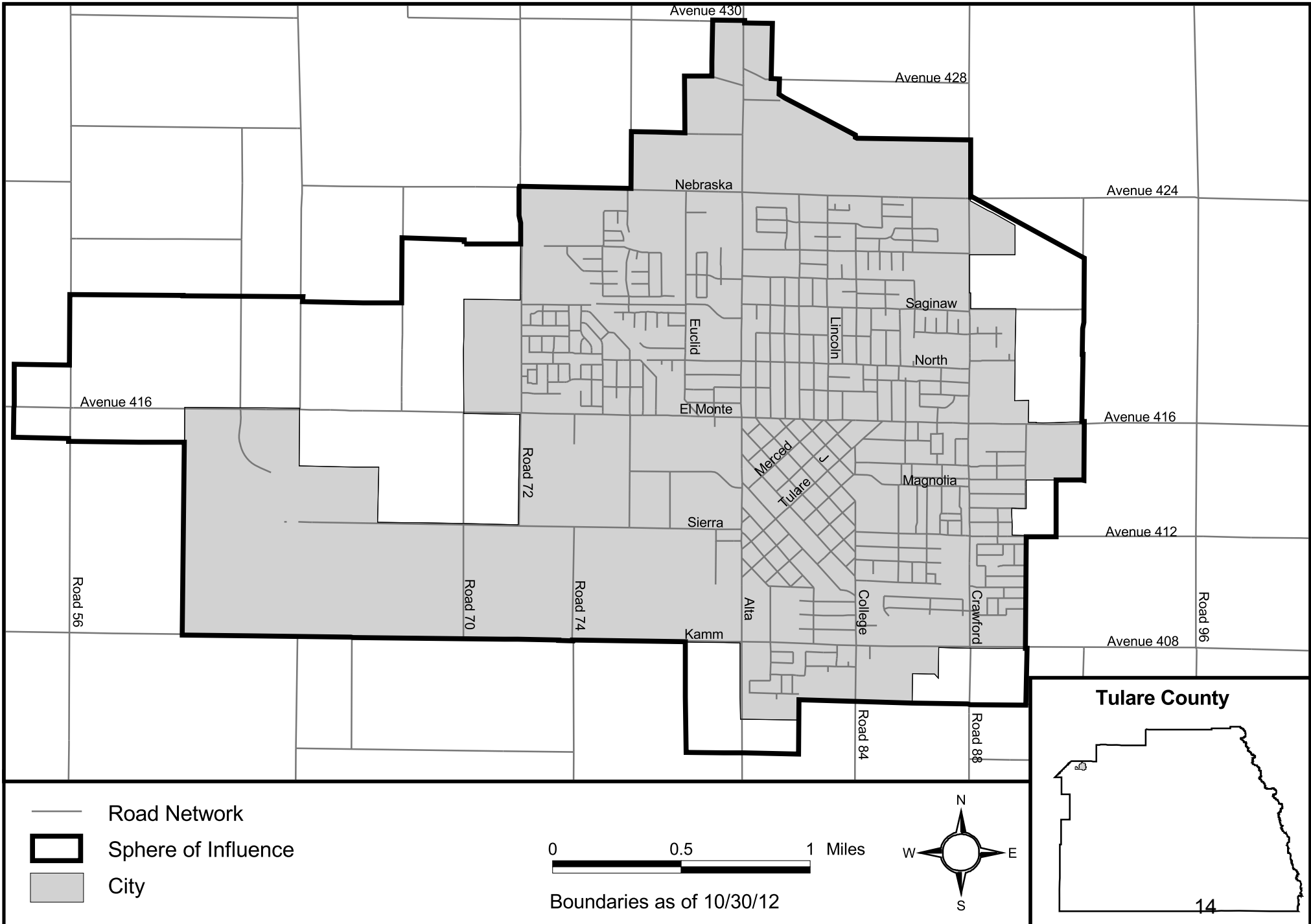
- State Highways
- Tulare County
- Cities in Tulare County
- Cities bordering Tulare County



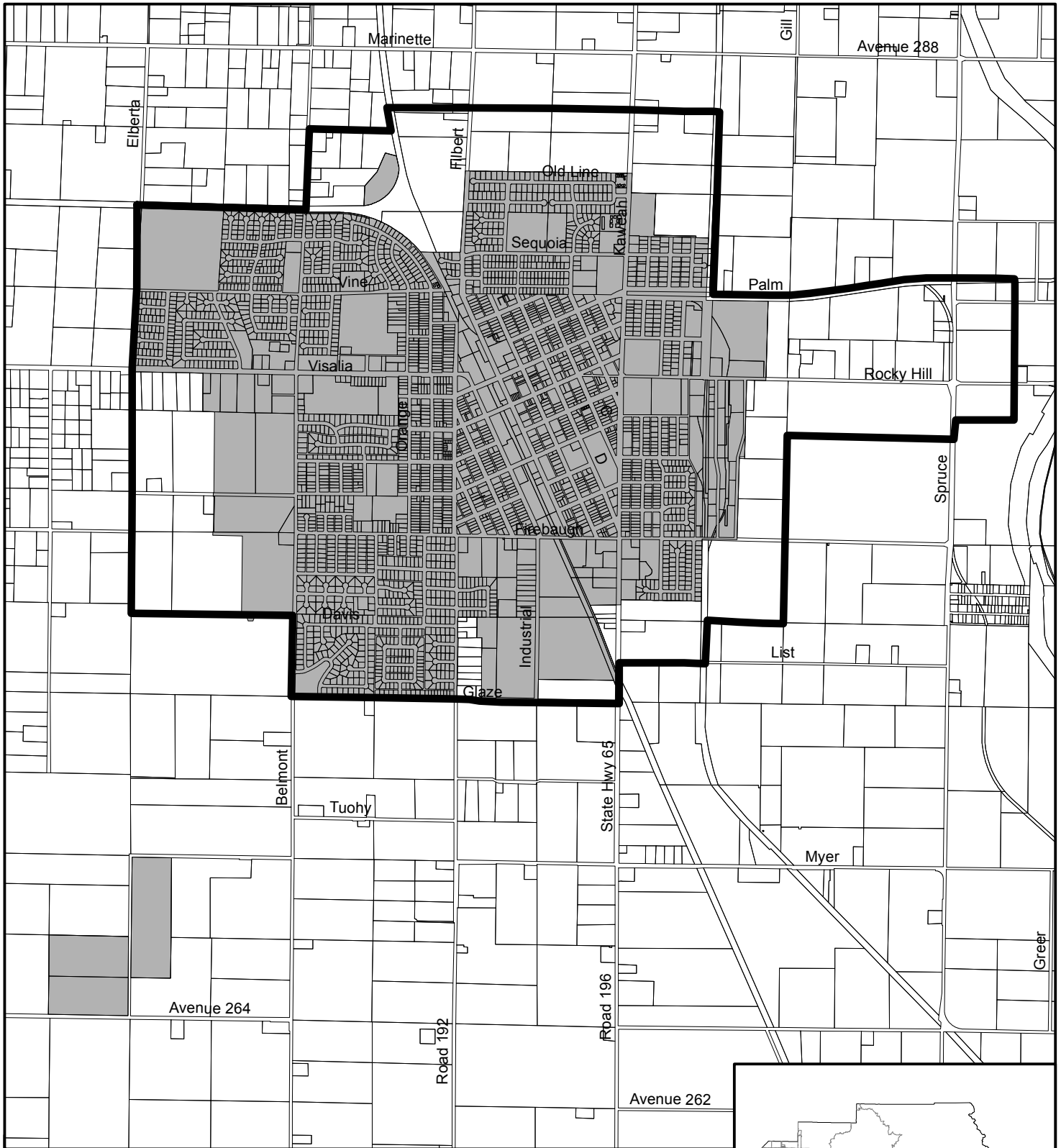
Boundaries as of 9/30/12




City of Dinuba



City of Exeter



Boundaries as of 6/30/12

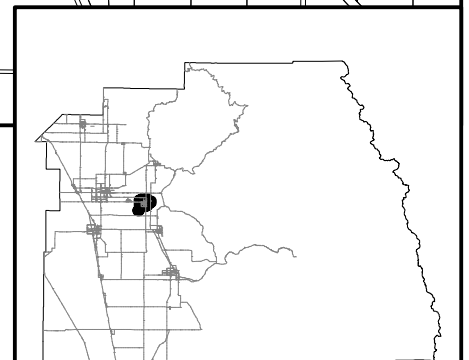
 Sphere of Influence

 City

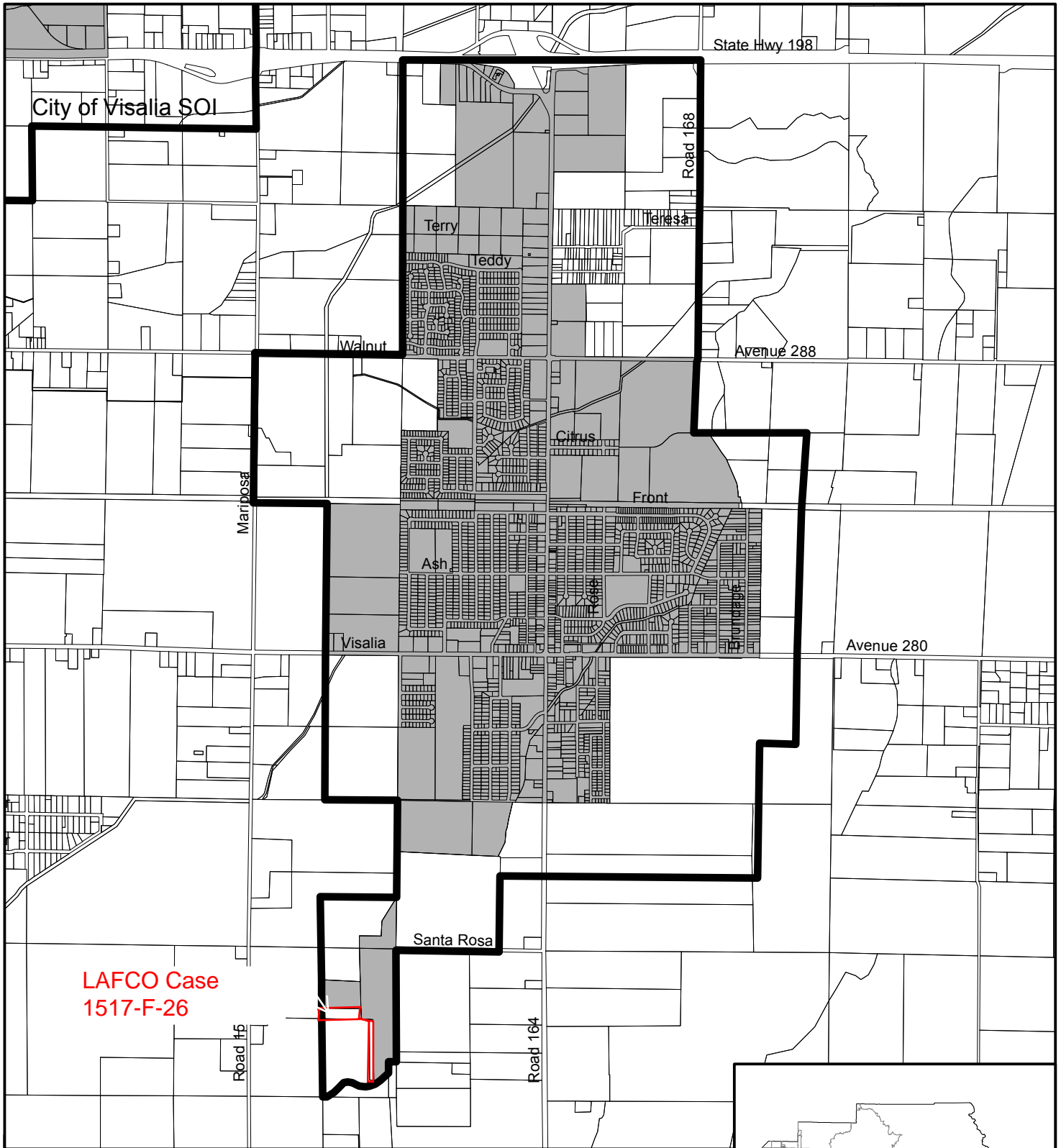
 Parcels






0 1,500 3,000
Feet



City of Farmersville

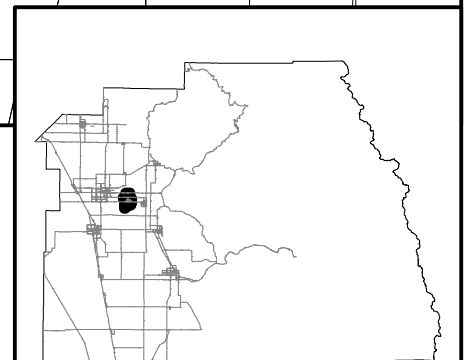


Boundaries as of **1/1/2016**

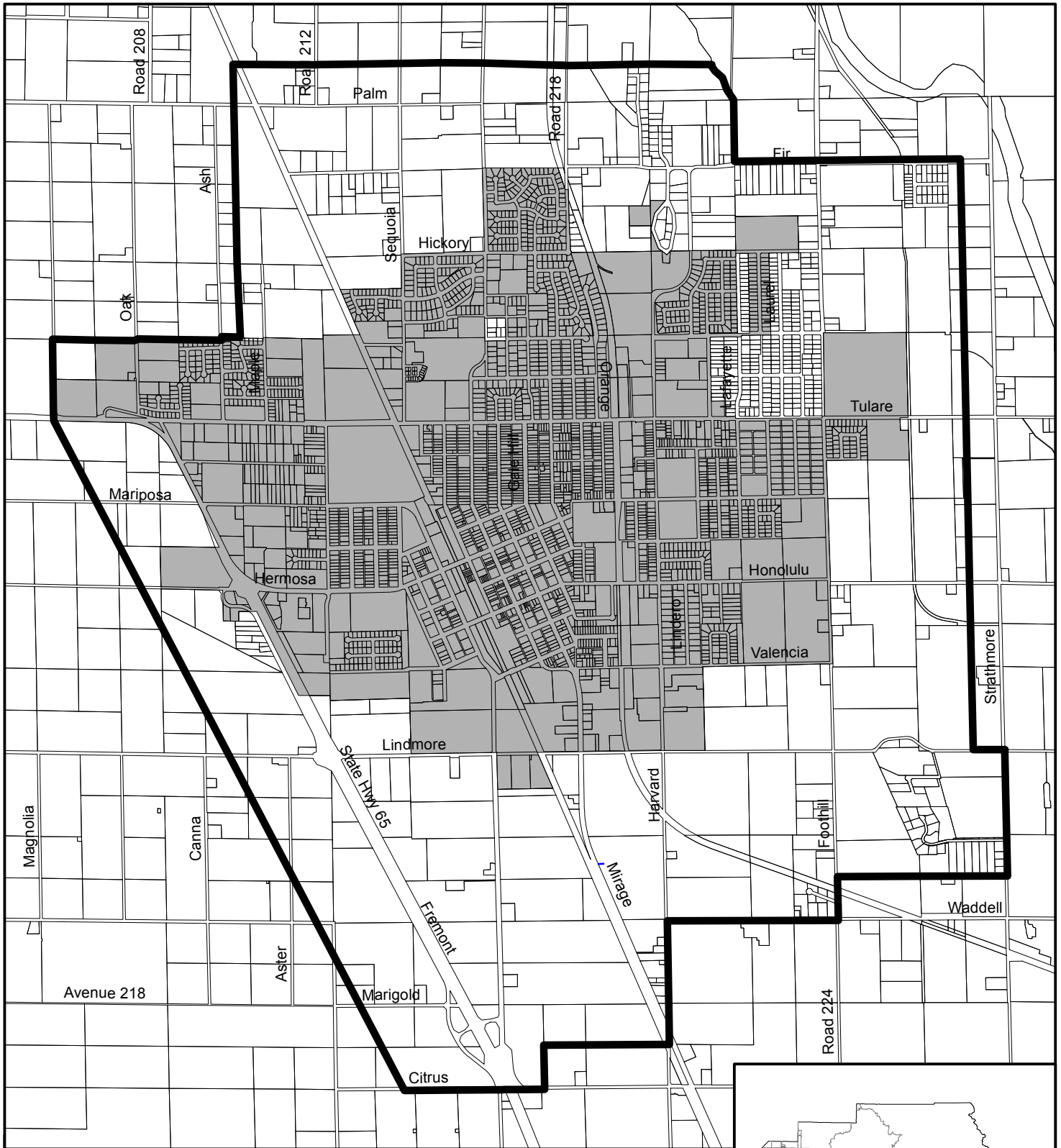
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-  City
-  Parcels






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City of Lindsay

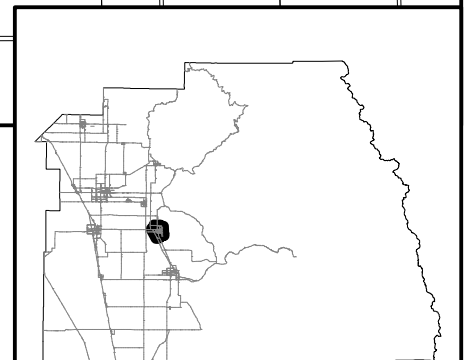


Boundaries as of 6/30/12

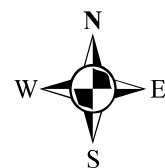
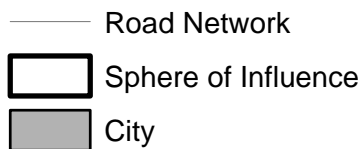
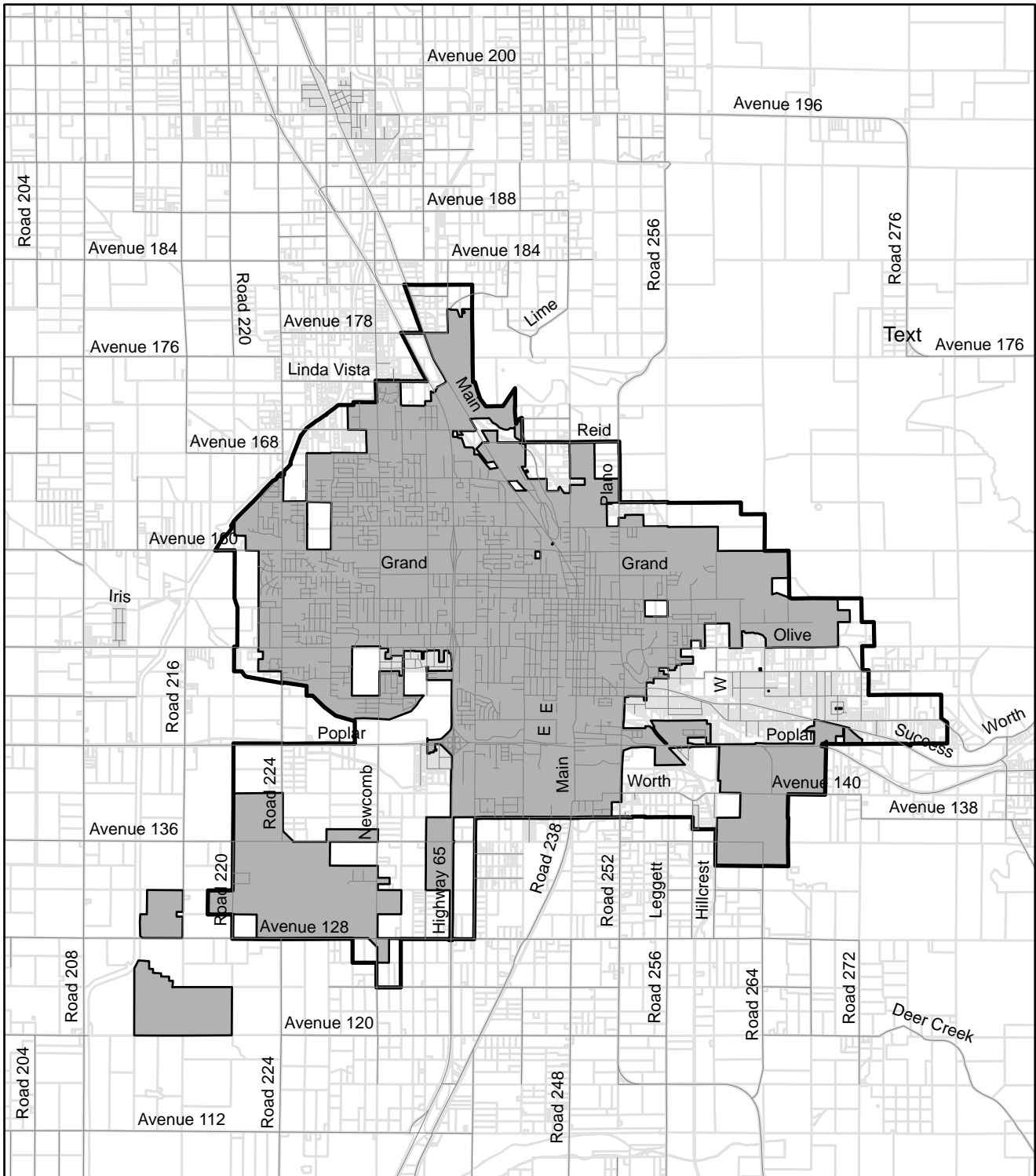
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-  City
-  Parcels



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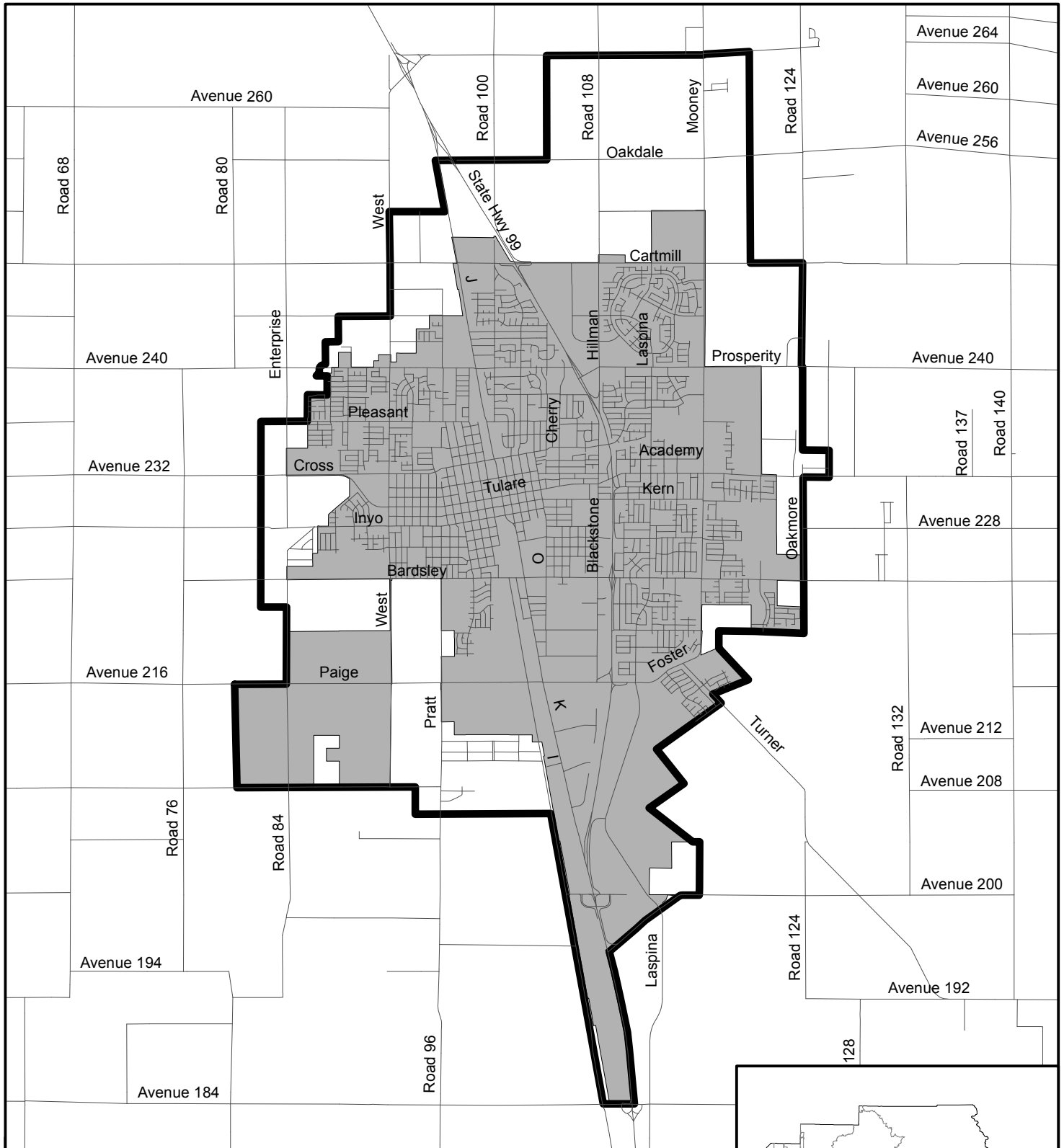


City of Porterville



1 0.5 0 1 2 3
Boundaries as of 1/1/2016 Miles

City of Tulare



Boundaries as of 6/30/12



City



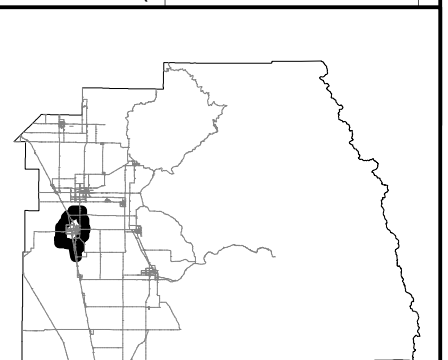
Sphere of Influence



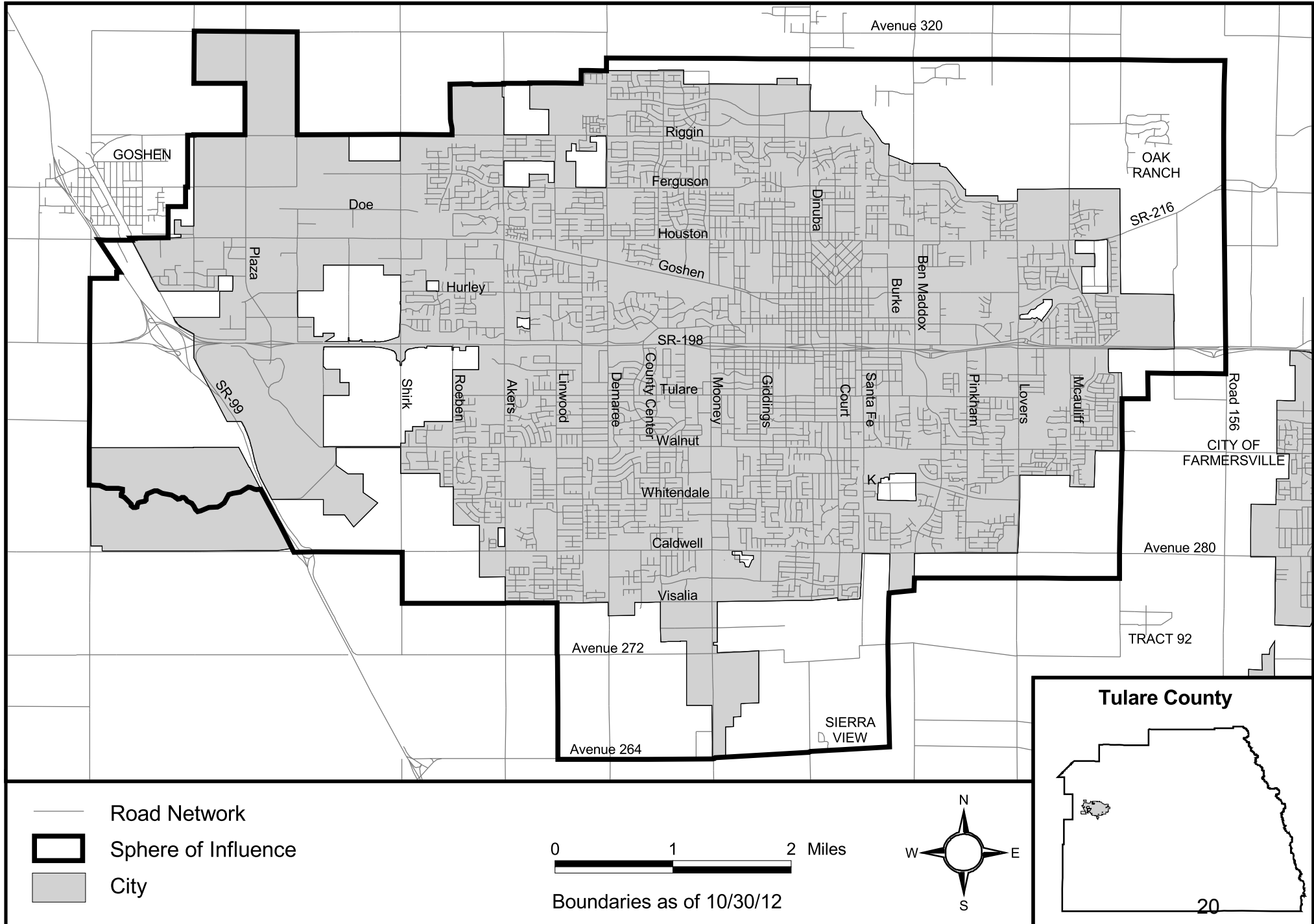
Streets



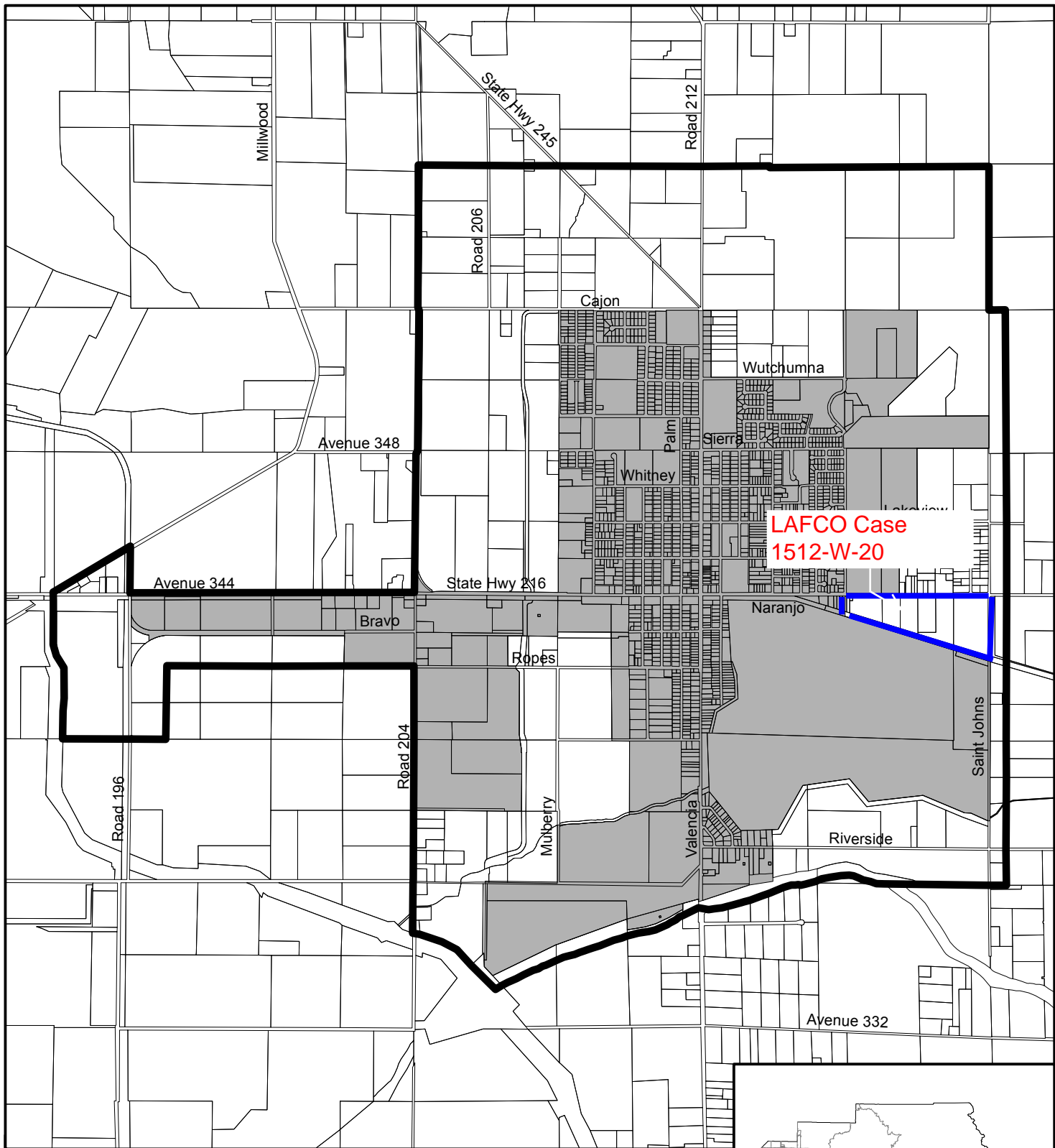
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Feet






City of Visalia



City of Woodlake

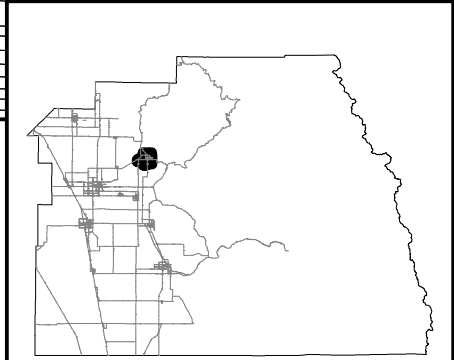


Boundaries as of 6/30/12

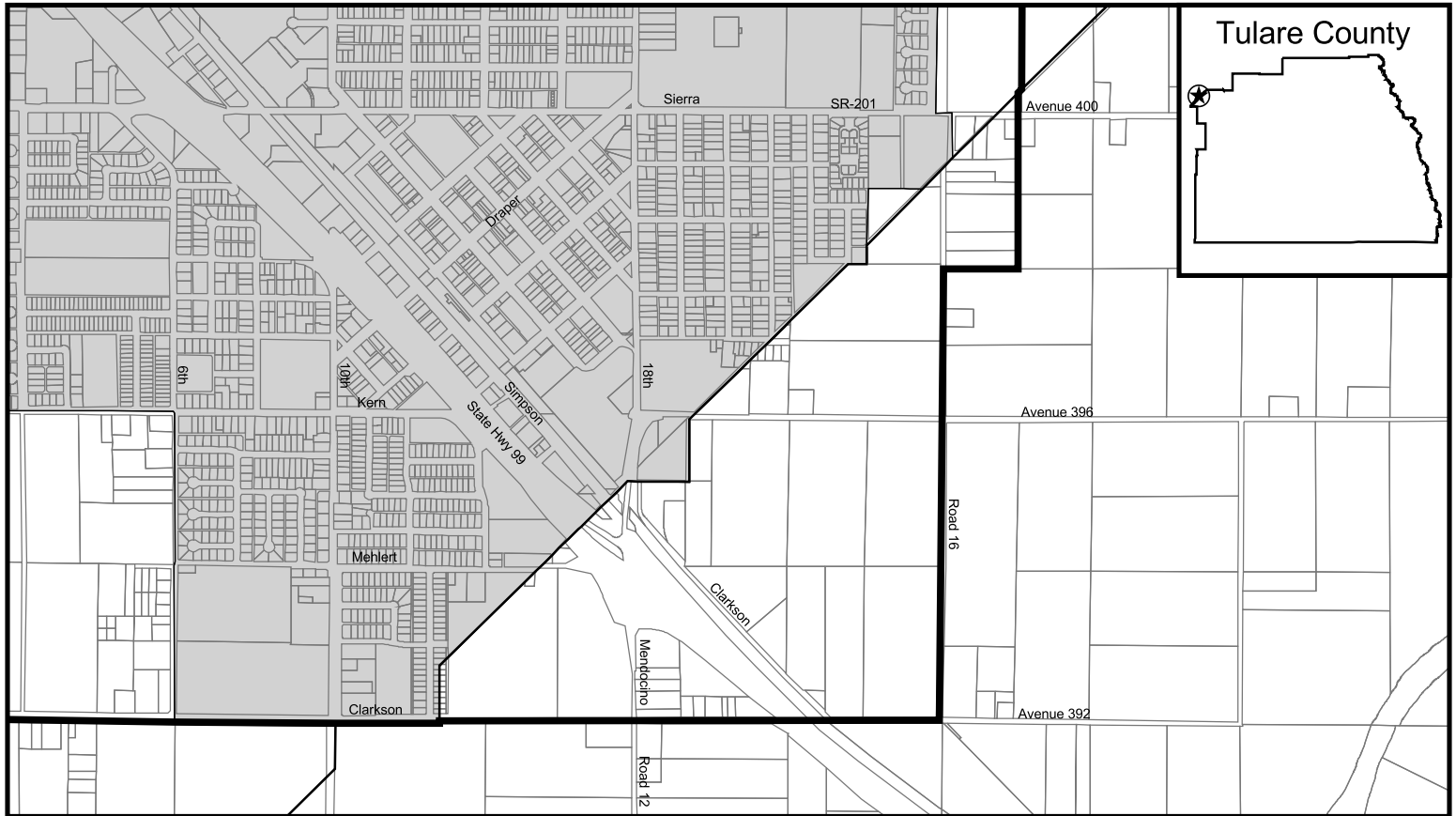
-  Sphere of Influence
-  City
-  Parcels



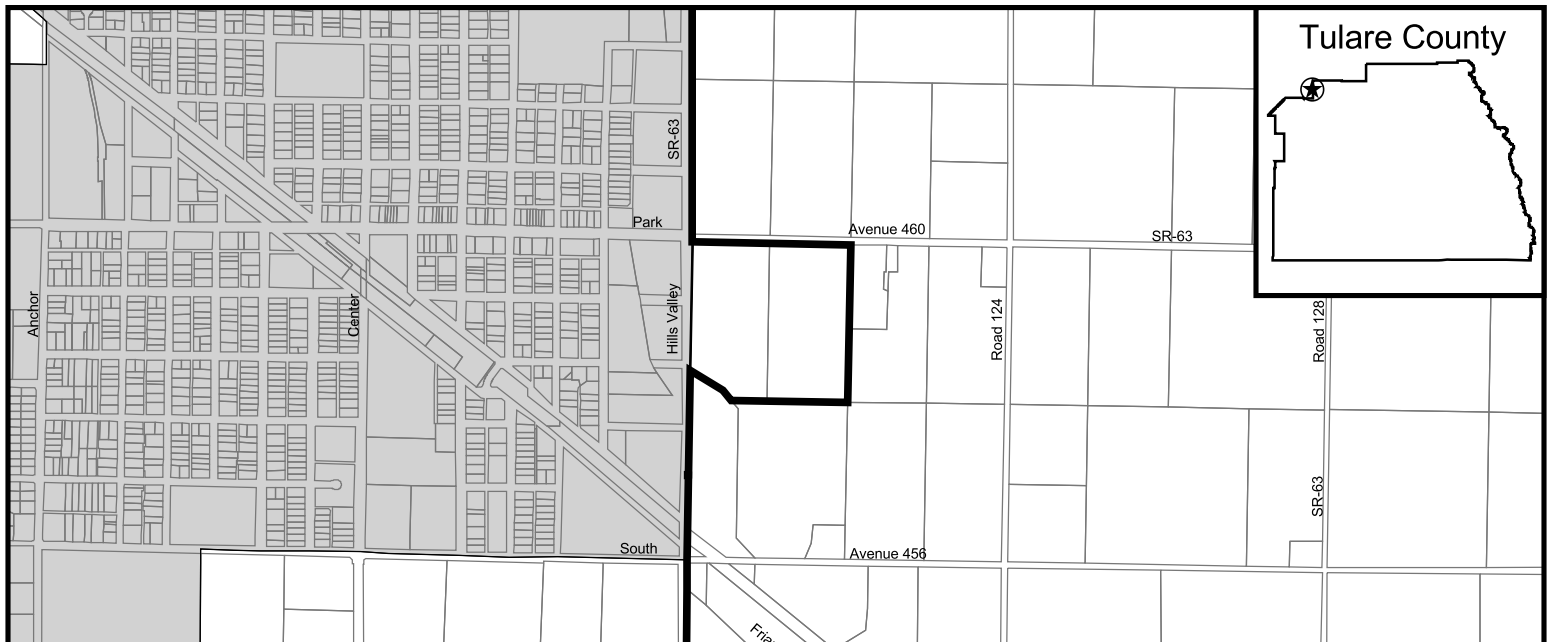
0 1,500 3,000
Feet



City of Kingsburg



City of Orange Cove



-  Parcels
-  Sphere of Influence
-  County
-  City

0 0.25 0.5 Miles

Boundaries as of 10/30/12

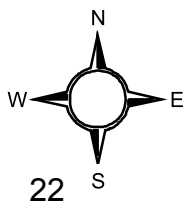


Table 1 - City Area Increase 1980 to 2015

	1/1/1980 Acres	1/1/2015 Acres	Annexed Acres	1/1/1980 Sq. Miles	1/1/2015 Sq. Miles	Annexed Sq. Miles	% Increase
Dinuba	1,429.4	3,719.3	2,289.9	2.2	5.8	3.6	160.2
Exeter	1,168.2	1,568.0	399.8	1.8	2.4	0.6	34.2
Farmersville	935.5	1,360.5	425.0	1.5	2.1	0.7	45.4
Lindsay	1,370.5	1,737.8	367.3	2.1	2.7	0.6	26.8
Porterville	6,429.9	11,398.1	4,968.2	10.0	17.8	7.8	77.3
Tulare	7,106.4	13,222.0	6,115.6	11.1	20.7	9.6	86.1
Visalia	13,253.4	23,575.7	10,322.3	20.7	36.8	16.1	77.9
Woodlake	925.0	1,817.6	892.6	1.4	2.8	1.4	96.5
CITY TOTAL	32,618.2	58,399.0	25,780.8	51.0	91.2	40.3	79.0

Porterville had 10 ESAs in 2015

Farmersville had one ESA in 2015

Table 2 - Urban District Area Increase 1980 to 2015

	1/1/1980 Acres	1/1/2015 Acres	Annexed Acres	1/1/1980 Sq. Miles	1/1/2015 Sq. Miles	Annexed Sq. Miles	% Increase
Allensworth CSD	783.1	783.1	0.0	1.2	1.2	0.0	0.0
AV/SC CSD	985.3	985.3	0.0	1.5	1.5	0.0	0.0
Cutler PUD	581.5	665.1	83.6	0.9	1.0	0.1	14.4
Ducor CSD	263.3	263.3	0.0	0.4	0.4	0.0	0.0
Earlimart PUD	816.8	972.4	155.5	1.3	1.5	0.2	19.0
East Orosi CSD	52.9	52.9	0.0	0.1	0.1	0.0	0.0
Goshen CSD	514.5	1,144.8	630.3	0.8	1.8	1.0	122.5
Ivanhoe PUD	594.8	626.9	32.1	0.9	1.0	0.1	5.4
Lemon Cove SD	21.3	24.0	2.8	0.0	0.0	0.0	13.0
London CSD	189.7	189.7	0.0	0.3	0.3	0.0	0.0
Orosi PUD*	717.0	887.7	170.7	1.1	1.4	0.3	23.8
Patterson Tract CSD	77.9	77.9	0.0	0.1	0.1	0.0	0.0
Pixley PUD	633.7	888.9	255.2	1.0	1.4	0.4	40.3
Ponderosa CSD	251.6	251.6	0.0	0.4	0.4	0.0	0.0
Poplar CSD	215.1	418.1	203.0	0.3	0.7	0.3	94.4
Porter Vista PUD	1,742.8	1,742.8	0.0	2.7	2.7	0.0	0.0
Richgrove CSD	263.4	361.9	98.5	0.4	0.6	0.2	37.4
Springville PUD	303.7	308.8	5.1	0.5	0.5	0.0	1.7
Strathmore PUD	398.0	417.6	19.7	0.6	0.7	0.0	4.9
Sultana CSD	317.3	317.3	0.0	0.5	0.5	0.0	0.0
Terra Bella SMD	165.1	169.6	4.6	0.3	0.3	0.0	2.8
Teviston CSD	191.5	191.5	0.0	0.3	0.3	0.0	0.0
Three Rivers CSD	5,253.4	5,253.4	0.0	8.2	8.2	0.0	0.0
Tipton CSD	673.0	683.3	10.3	1.1	1.1	0.0	1.5
Tract 92 CSD	73.4	73.4	0.0	0.1	0.1	0.0	0.0
Woodville PUD	319.2	336.3	17.0	0.5	0.5	0.0	5.3
DISTRICT TOTAL	16,399.2	18,087.8	1,688.5	25.6	28.3	2.6	10.3

Table 3 - / City/Urban District Annexations Per Year

Year	Total	Undeveloped	Developed	ROW	Projects	Annexations of over 300 acres:
1980	971.41	577.11	296.20	98.11	30	
1981	1,024.37	952.35	16.03	55.99	16	736ac to Tulare for Farm Show and surrounding area
1982	723.59	295.12	413.75	14.72	13	380ac to Woodlake for Bravo Lake
1983	114.50	68.49	27.88	18.13	6	
1984	56.85	47.56	2.21	7.08	9	
1985	94.92	94.92	0.00	0.00	8	
1986	787.14	578.43	157.42	51.30	17	337ac to Visalia for Green Acres Airport and surrounding area
1987	789.94	676.74	66.51	46.68	22	
1988	514.89	408.69	36.40	69.79	15	
1989	1,397.36	1,219.34	76.61	101.42	24	
1990	1,666.24	927.22	647.25	91.77	25	622ac to Tulare (Lagomarsino) and 323ac to Visalia (industrial uses)
1991	997.20	897.60	18.99	80.61	24	
1992	1,806.90	1,708.49	12.18	86.23	29	
1993	643.94	510.00	92.97	40.97	14	
1994	570.06	490.56	46.98	32.52	9	
1995	1,022.06	946.69	5.07	70.31	21	432ac to Goshen CSD for primarily industrial uses
1996	393.09	331.75	14.70	46.65	9	
1997	491.72	467.22	8.23	16.27	14	
1998	363.31	326.23	1.49	35.59	11	
1999	314.13	293.70	1.53	18.89	7	
2000	102.99	0.00	99.93	3.06	6	
2001	819.22	764.18	1.45	53.59	5	702ac to Visalia for Shannon Ranch
2002	1,368.78	1,292.33	27.50	48.95	11	472ac to Visalia (IOH/Luisi) and 384ac to Dinuba (northwest residential)
2003	1,390.80	1,361.98	4.80	24.02	16	935ac to Visalia for wastewater irrigation
2004	1,448.00	1,362.61	34.30	51.09	22	
2005	2,680.64	1,726.33	756.22	198.10	43	
2006	2,042.20	1,293.00	560.00	189.00	33	534 to Dinuba for reclamation/golf course
2007	1,682.72	851.42	831.30	1.80	20	707 to P-ville city uses and 460 to Visalia for Industrial Park Expansion
2008	139.54	63.23	76.31		3	
2009	236.52	63.96	172.83		5	
2010	1,104.52	513.52	28.96	13.00	9	461 Tulare South I Street Annexation
2011	113.89	40.00	73.89	0.00	2	
2012	38.46	38.46	0.00	0.00	1	
2013	10.50	10.50	0.00	0.00	1	
2014	219.00	135.00	84.00	0.00	4	
2015	606.01	42.14	561.87	16.90	7	Porterville 4 island annexations totaling 455.90 acres
TOTAL	28,747.40	20,533.66	4,239.79	1,467.51	466	

Annexation Acreage per Year (Cities, CSDs, PUDs, SMDs)

—◆— Total land —■— Undeveloped

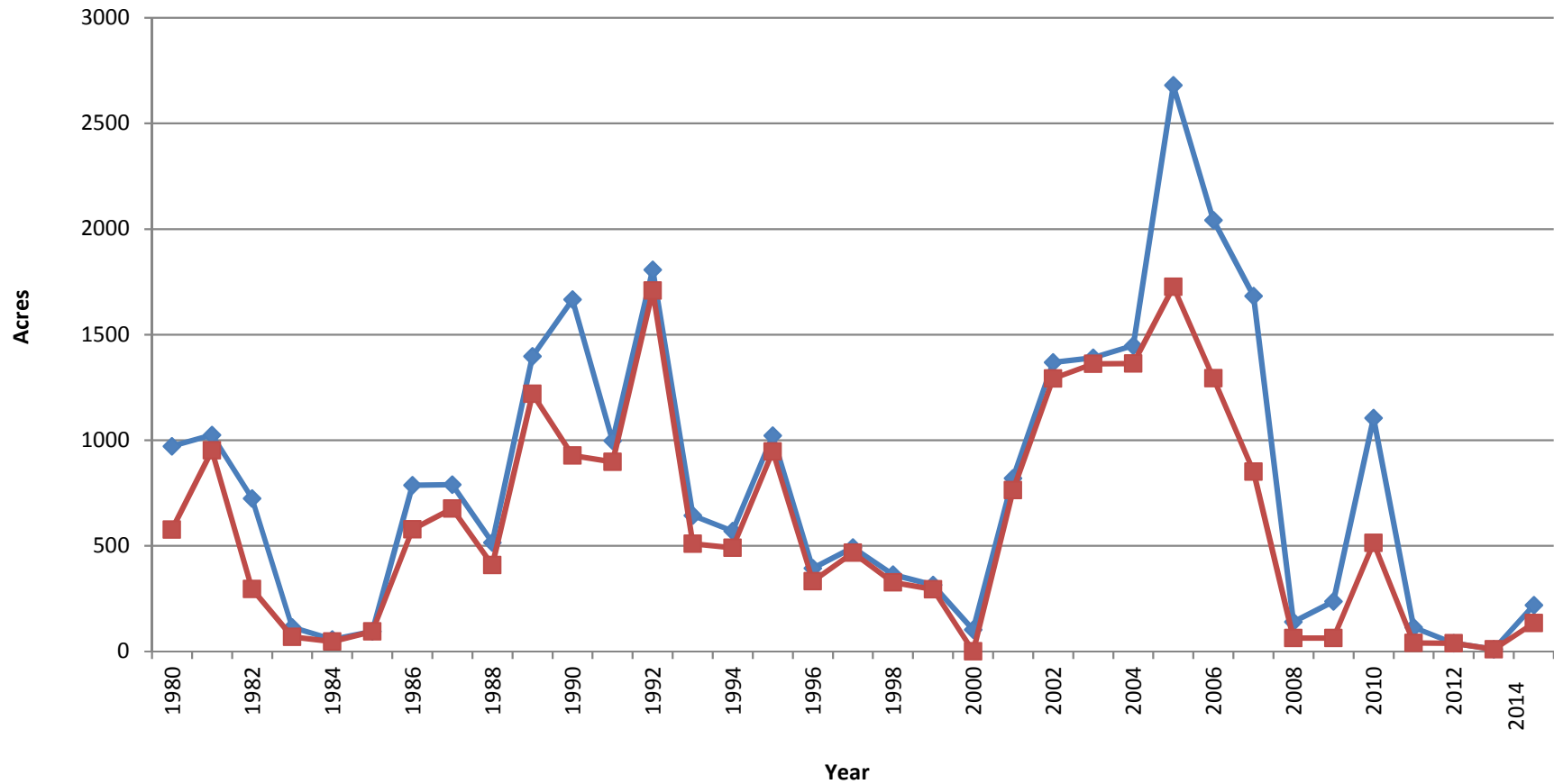


Table 4 - Annexations per Soil Type (USDA classifications) 1980 to 2015

	1/1/1980 Acres	1/1/2013 Acres	Annexed Acres	1/1/1980 Sq. Miles	1/1/2015 Sq. Miles	Annexed Sq. Miles	% Decrease
Class I	392,000.6	373,156.6	18,844.0	612.5	583.1	29.4	4.8
Class II	115,157.4	112,334.8	2,822.6	179.9	175.5	4.4	2.5
Non-Prime	596,052.7	591,875.2	4,177.5	931.3	924.8	6.5	0.7
Other	1,946,963.9	1,945,194.7	1,769.2	3,042.1	3,039.4	2.8	0.1
Cities/Districts	49,017.4	76,486.8	26,596.5	76.6	119.5	41.6	(46.3)

Notes:

*The acreage and square mileage figures for soil types exclude areas inside City, PUD, CSD and SMD boundaries.

*Other smaller developed areas within the County are not taken into account.

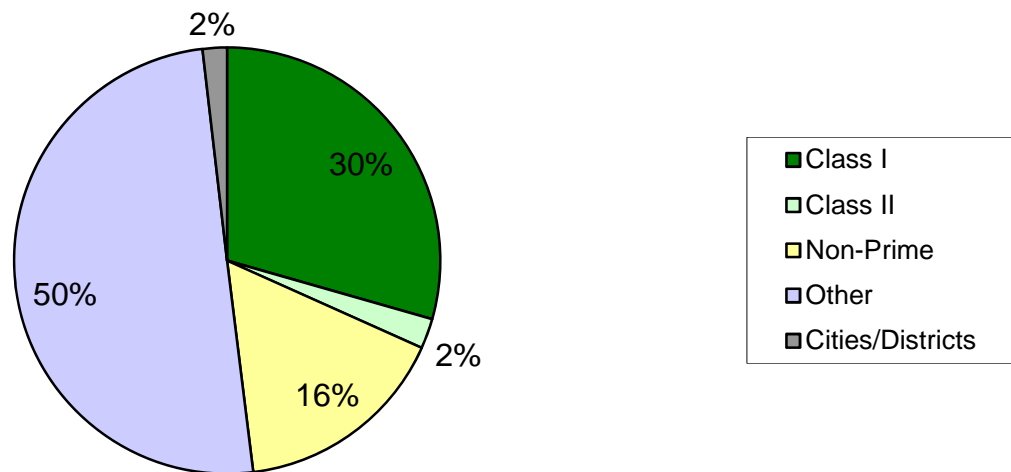
*Undeveloped versus developed annexations are not taken into account.

*While classified as Non-Prime by the USDA, much of the areas covered by these soils would qualify as Prime for LAFCO purposes (GC Section 56064).

*'Other' includes exposed rock, rocky soils and water. Mostly consisting of the foothill and mountain areas.

*'Cities/Districts' include districts that are subject to urban development - CSDs, PUDs, SMDs

Tulare County - USDA Soil Type



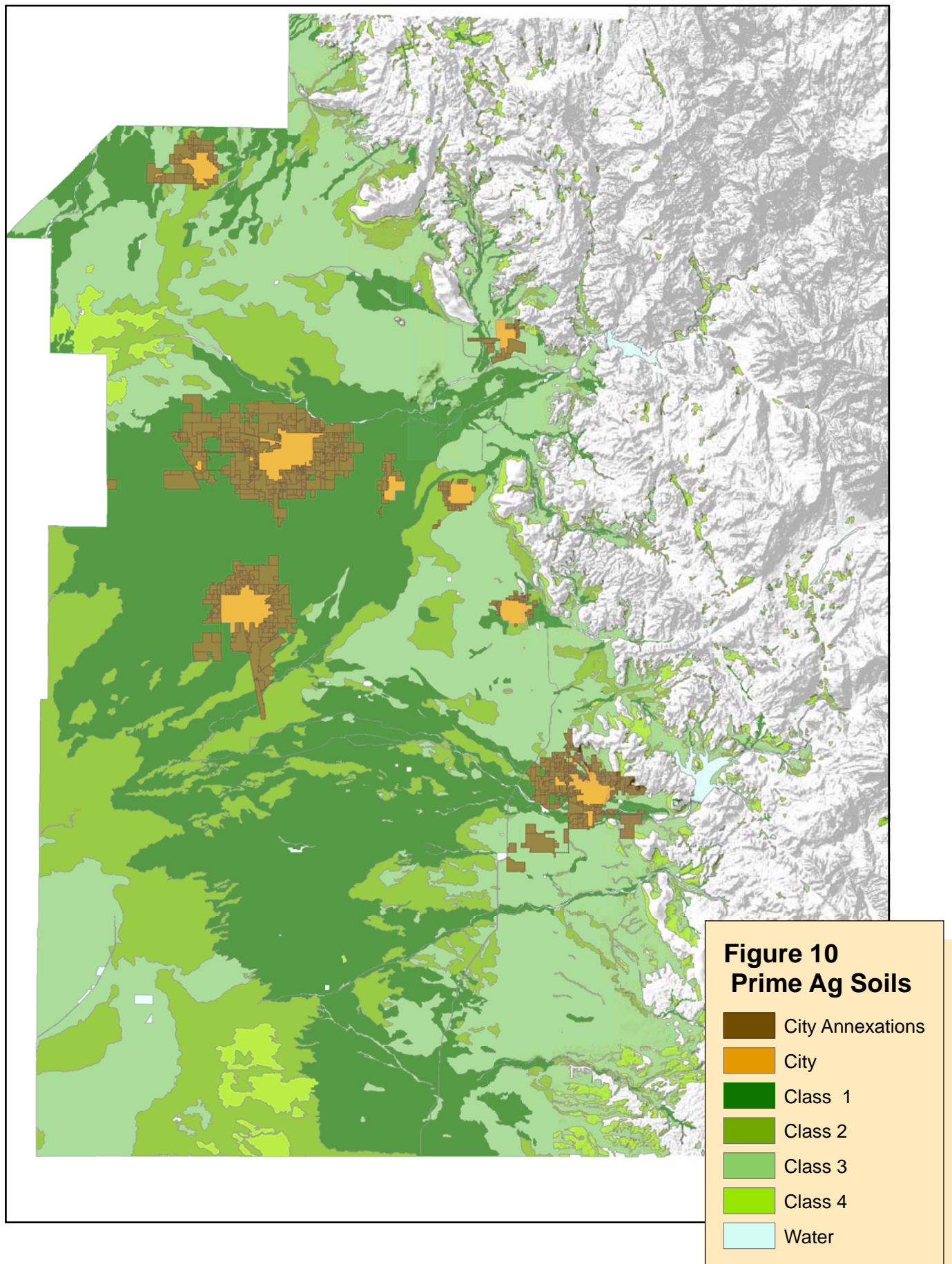
Government & Conservancy Owned Land

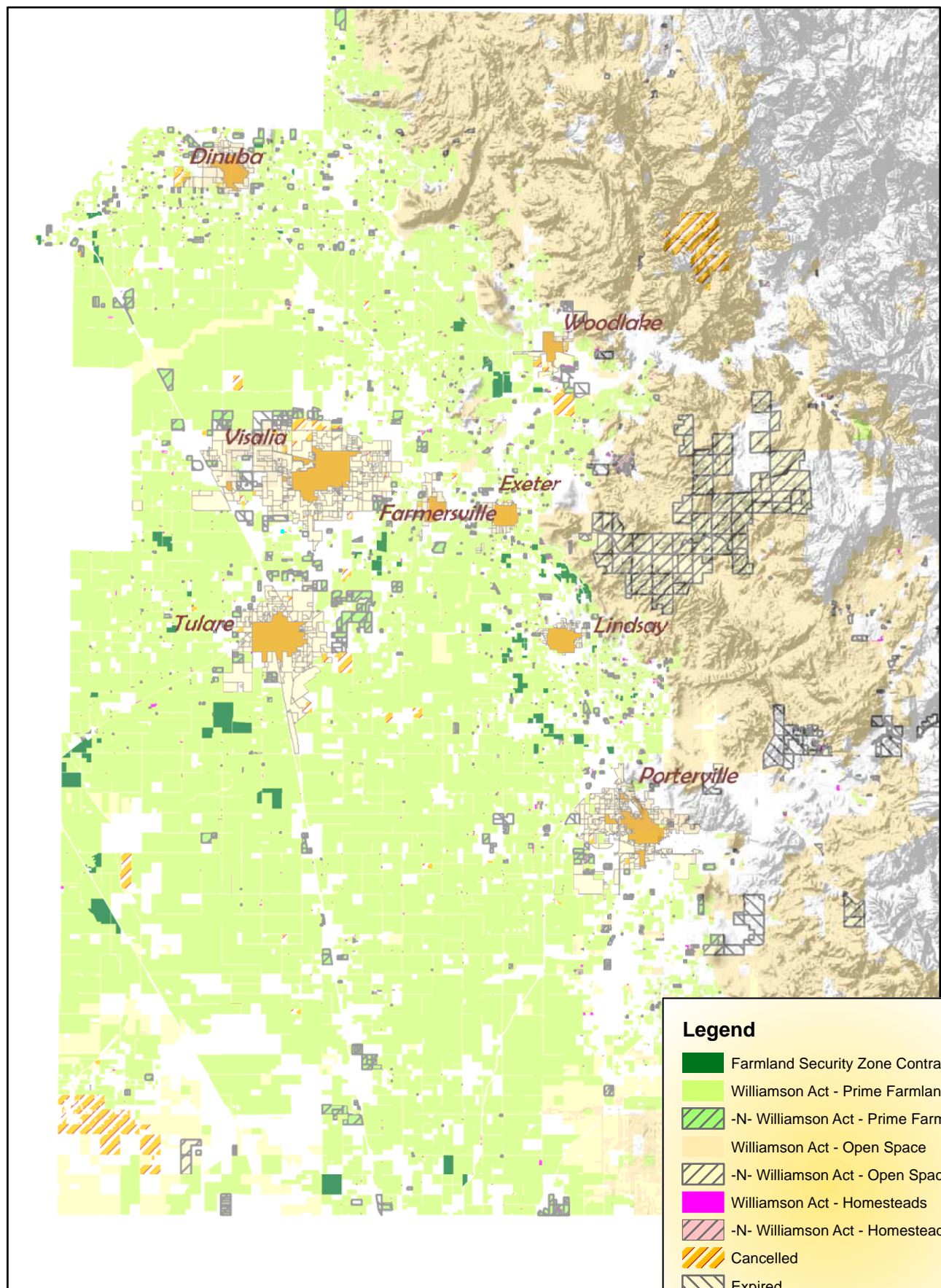
	Acres	Sq. Miles	% of County
Federal	1,573,312	2,458.3	50.77
State	16,576	25.9	0.53
County	5,248	8.2	0.17
City	9,024	14.1	0.29
Districts	22,336	34.9	0.72
Conservancy	2,240	3.5	0.07
Private	1,470,456	2,297.6	47.45
		4,842.5	100.00

Table 5

By Year

Year	Total Acres	Residential Ac.	% of Total	Commercial Ac.	% of Total	Industrial Ac.	% of Total	Institutional Ac.	% of Total
2006	2042.2	1483.6	0.7	52.4	0.0	0.0		505.3	0.2
2007	1682.7	452.9	0.3	398.0	0.2	771.0	0.5	368.0	0.2
2008	139.5	26.5	0.2	66.5	0.5	36.5	0.3	10.0	0.1
2009	1084.0	20.0	0.0	0.0	0.8	79.7	0.1	160.0	0.1
2010	1906.5	22.5	0.0	0.0	0.0	491.0	0.3	480.1	0.3
2011	113.9	0.3	0.0	0.0	0.0	113.6	1.0	0.0	0.0
2012	38.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
2013	10.5	0.0	0.0	10.5	1.0	0.0	0.0	0.0	0.0
2014	93.0	93.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0
2015	606.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0





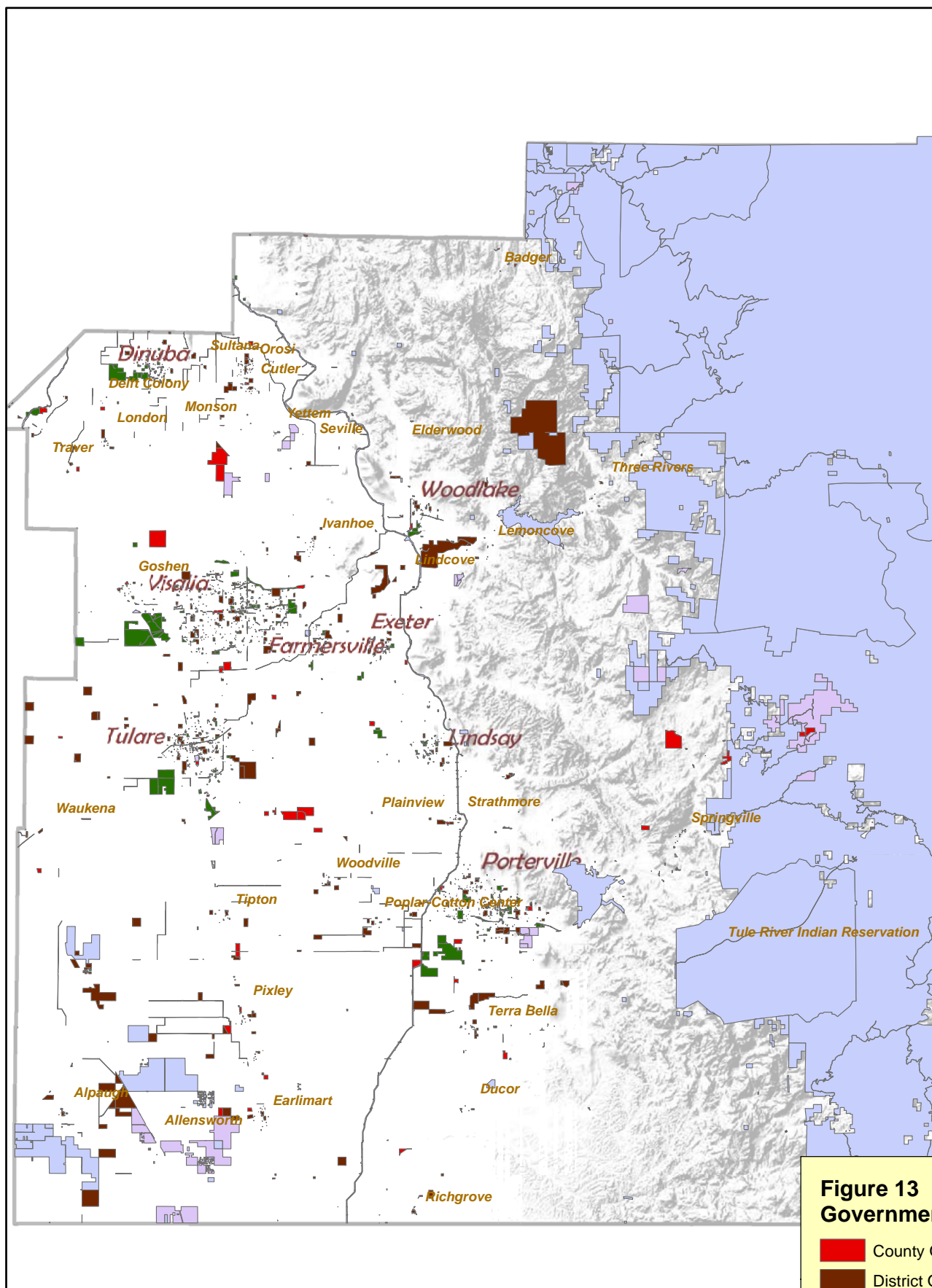
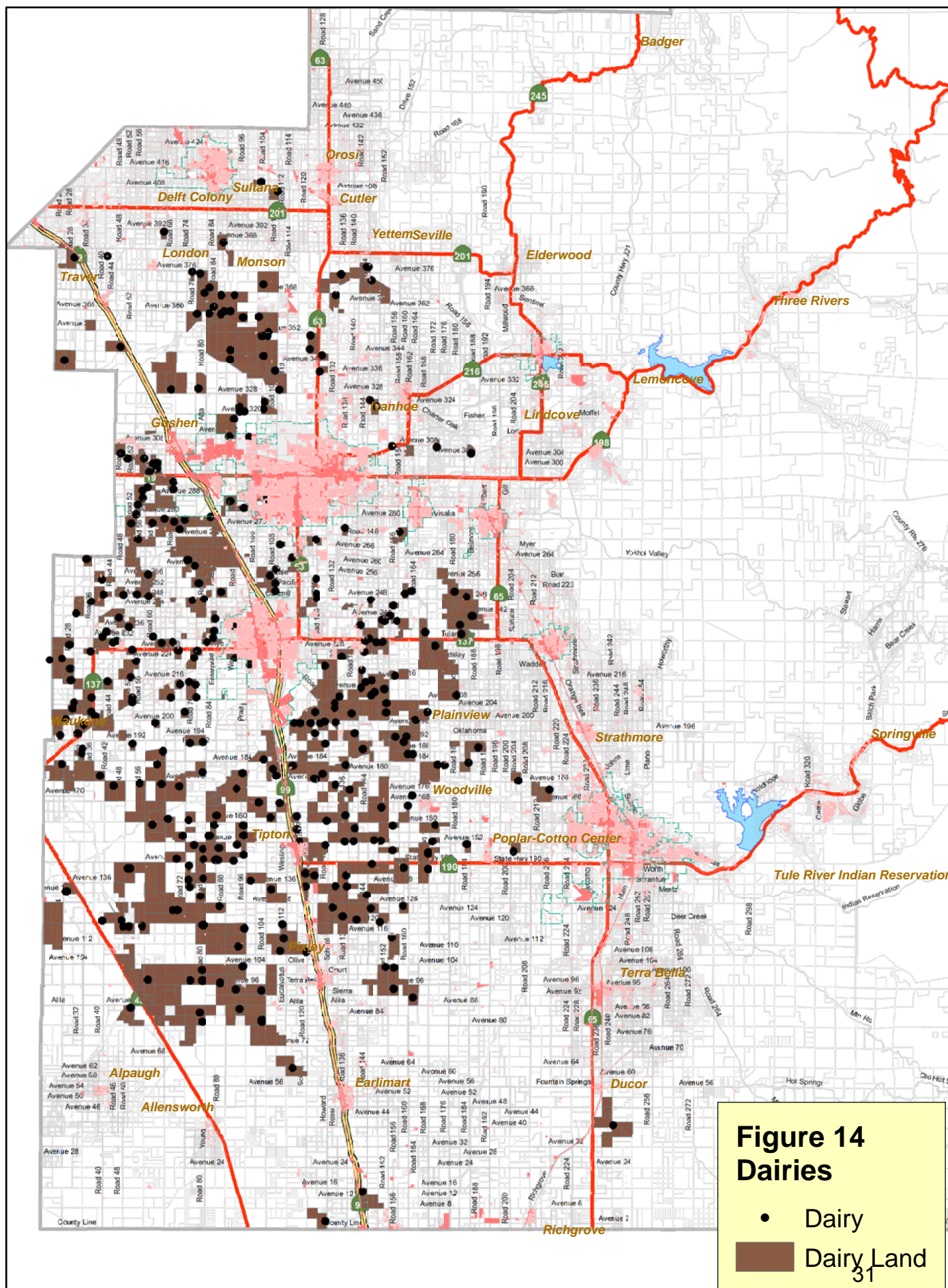


Figure 13
Government Land

- County Owned
- District Owned
- City Owned
- State Owned
- Federal Owned



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TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

210 N. Church St., Suite B, Visalia, CA 93291 Phone: (559) 623-0450 FAX: (559) 733-6720

COMMISSIONERS:
Juliet Allen, Chair
Rudy Mendoza, V-Chair
Allen Ishida
Cameron Hamilton
Steve Worthley

ALTERNATES:
Pete Vander Poel
Dennis Mederos
Craig Vejvoda

EXECUTIVE OFFICER:
Ben Giuliani

November 18, 2015

City of Porterville
291 N Main St
Porterville, CA 93257

Re: Extraterritorial Service Agreement No. 2015-11 (City of Porterville/Ayon)

This is to inform you that your request for an Extraterritorial Service Agreement, submitted to the Tulare County Local Agency Formation Commission (LAFCO) on November 16th, 2015, (ESA No. 2015-11), is hereby approved by the Executive Officer. Approval of this agreement is in accordance with Government Code Section 56133 and Tulare County LAFCO Resolution 94-07. The agreement permits the City of Porterville to provide municipal water service for existing development at 240 S Baxley Street (APN 263-070-022).

Should you have any questions, please contact me at 623-0450 or bgiuliani@tularecog.org.

Sincerely,

Benjamin Giuliani, Executive Officer
Tulare County LAFCO

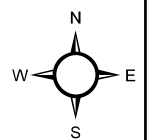
Cc: Irene Ayon

City of Porterville ESA 2015-11



Legend

- SOI
- Parcels
- Porterville
- ★ ESA



0 750 1,500 Feet



ACTIONS FOR LOCAL AGENCIES TO FOLLOW WHEN DECIDING TO BECOME OR FORM A GROUNDWATER SUSTAINABILITY AGENCY (GSA)

INTRODUCTION

The 2014 Sustainable Groundwater Management Act (SGMA) established a framework of priorities and requirements to help local agencies sustainably manage groundwater within a basin or subbasin. SGMA provides a basic minimum standard for outreach and notification regarding the formation of a groundwater sustainability agency (GSA). The information in this document highlights the requirements that must be followed pursuant to California Water Code (Water Code) Section 10723 *et seq.* in order to become or form a GSA. This document incorporates the amendments made to SGMA by Senate Bill (SB) 13 in September 2015.

Pursuant to Water Code Section 10723(a), any local agency or combination of local agencies overlying a groundwater basin or subbasin may decide to become a GSA for that basin or subbasin. A GSA is formed by using either a joint powers agreement (JPA), a memorandum of agreement (MOA), or other legal agreement, and the Department of Water Resources (DWR or department) must be notified after the GSA has been formed. The definitions for GSA and local agency, as defined in Water Code Section 10721, are as follows:

“Groundwater sustainability agency” means one or more local agencies that implement the provisions of this part [Part 2.74]. For purposes of imposing fees pursuant to Chapter 8 (commencing with [Water Code] Section 10730) or taking action to enforce a groundwater sustainability plan, “groundwater sustainability agency” also means each local agency comprising the groundwater sustainability agency if the plan authorizes separate agency action.

“Local agency” means a local public agency that has water supply, water management, or land use responsibilities within a groundwater basin.

SUMMARY OF INFORMATION REQUIRED TO BE SUBMITTED TO DWR

A local agency is required to submit the following information to DWR in order to complete the GSA formation notification requirements of Water Code Section 10723.8(a). A notice of GSA formation will not be determined to be complete unless all information is submitted.

- Information that clearly shows the GSA formation notification was submitted to DWR within 30 days of the decision to become or form a GSA.
- A map and narrative indicating (1) the local agency’s service area boundaries, (2) the boundaries of the basin or portion of the basin the agency intends to manage, and (3) the other agencies managing or proposing to manage groundwater within the basin. *Please include a hard-copy map and GIS shape files.*
- A copy of the resolution forming the new agency.
- A copy of any new bylaws, ordinances, or new authorities developed by the local agency.
- A list of the interested parties developed pursuant to Water Code Section 10723.2 and a detailed explanation how the GSA will consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing GSPs.

A representative of the local agency deciding to become a GSA, or a designated representative from the group of local agencies forming a GSA, shall include a statement in the notification to DWR that all applicable information in Water Code Section 10723.8(a) has been provided in the notification.

GSA FORMATION NOTIFICATION GUIDELINES FOR LOCAL AGENCIES

While not specifically required by Water Code Section 10723.8(a), the local agency submitting the GSA formation notification may wish to include a copy of the Government Code Section 6066 notice, as well as evidence or a statement demonstrating that a public hearing in accordance with Water Code Section 10723(b) was held in the county or counties overlying the basin.

GSA INFORMATION FOR LOCAL AGENCIES

The GSA formation notification requirements are located in Division 6 of the Water Code, Part 2.74, Chapter 4, Section 10723 *et seq.* The language in this document reflects the amendments made to SGMA by SB 13 which becomes law on January 1, 2016. DWR will review pre-SB 13 notifications for completeness and will retroactively address any GSA overlap and local agency service area issues pursuant to the process outlined in **Attachment A**.

The following Internet links provide the relevant SGMA legislation text:

- Summary of SGMA Legislation Text:
http://www.opr.ca.gov/docs/2014_Sustainable_Groundwater_Management_Legislation_092914.pdf
- Senate Bill 13 Text:
http://leginfo.legislature.ca.gov/faces/billCompareClient.xhtml?bill_id=201520160SB13

The Water Code mandates that all local agencies are required to notify DWR within 30 days of deciding to become or form a GSA and submit in that notification specific information. The “exclusive” local agencies listed in Water Code Section 10723(c)(1), which are agencies created by statute to manage groundwater within their statutory boundaries, must also follow the notification requirements before they become GSAs.

Additional information related to a local agency’s decision to form a GSA is welcomed and will help demonstrate to DWR, the State Water Resources Control Board (SWRCB), and other local agencies that a proposed GSA has the long-term technical, managerial, and financial capabilities to sustainably manage basin-wide groundwater resources and prepare a groundwater sustainability plan (GSP) or coordinated GSP for an entire groundwater basin.

Pursuant to Water Code Section 10723.8(b), DWR shall post all complete notices it receives on its Internet Web site within 15 days of receipt. The list of GSA notifications received by DWR, an interactive map of the proposed GSA areas, and other helpful interactive planning maps are located on DWR’s Sustainable Groundwater Management Web site at the following Internet links:

- GSA Formation Table: http://www.water.ca.gov/groundwater/sgm/gsa_table.cfm.
- GSA Interactive Map: http://water.ca.gov/groundwater/sgm/gsa_map.cfm.
- Water Management Planning Tool: <http://water.ca.gov/groundwater/boundaries.cfm>
- Basin Boundaries Assessment Tool: <http://water.ca.gov/groundwater/sgm/bbat.cfm>

FORMING A GSA AND LOCAL AGENCY NOTIFICATION REQUIREMENTS

The following information summarizes the GSA formation and public notification steps identified in SGMA. Relevant Water Code sections are included.

Step 1: Decision to Form a GSA

The first step in the GSA formation process is public notification that a local agency is either (1) deciding to become a GSA or (2) deciding to form a GSA together with other local agencies. Water Code Section 10723(b) requires that a local agency or group of local agencies hold a public hearing in the county or counties overlying the groundwater basin. The relevant Water Code sections are included below.

GSA FORMATION NOTIFICATION GUIDELINES FOR LOCAL AGENCIES

WATER CODE SECTION 10723

- (a) *Except as provided in subdivision (c), any local agency or combination of local agencies overlying a groundwater basin may decide to become a groundwater sustainability agency for that basin.*
- (b) *Before deciding to become a groundwater sustainability agency, and after publication of notice pursuant to Section 6066 of the Government Code, the local agency or agencies shall hold a public hearing in the county or counties overlying the basin.*
- (c) *[Includes list of 15 “exclusive” local agencies – these agencies do not become a GSA until they submit a notification of GSA formation to DWR].*

GOVERNMENT CODE SECTION 6066

Publication of notice pursuant to this section shall be once a week for two successive weeks. Two publications in a newspaper published once a week or oftener, with at least five days intervening between the respective publication dates not counting such publication dates, are sufficient. The period of notice commences upon the first day of publication and terminates at the end of the fourteenth day, including therein the first day.

Step 2: Consideration of Interests of Beneficial Uses and Users of Groundwater

Water Code Section 10723.2 requires GSAs to consider the interests of all beneficial uses and users of groundwater. Additional sections of the Water Code require that this information be submitted as part of the GSA formation notification to DWR by a local agency(s). The relevant Water Code sections are included below.

WATER CODE SECTION 10723.2

The groundwater sustainability agency shall consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing groundwater sustainability plans. These interests include, but are not limited to all of the following:

- (a) *Holders of overlying groundwater rights, including:*
 - (1) *Agricultural users.*
 - (2) *Domestic Well owners.*
- (b) *Municipal well operators.*
- (c) *Public water systems.*
- (d) *Local land use planning agencies.*
- (e) *Environmental users of groundwater.*
- (f) *Surface water users, if there is a hydrologic connection between surface and groundwater bodies.*
- (g) *The federal government, including, but not limited to, the military and managers of federal lands.*
- (h) *California Native American Tribes.*
- (i) *Disadvantaged communities, including, but not limited to, those served by private domestic wells or small community water systems.*
- (j) *Entities listed in Section 10927 that are monitoring and reporting groundwater elevations in all or a part of a groundwater basin managed by the groundwater sustainability agency.*

GSAs are encouraged to engage additional stakeholders in order to develop the necessary relationships and expertise needed to develop and implement GSPs. Pursuant to Water Code Section 10727.8, “*The groundwater sustainability agency shall encourage the active involvement of diverse social, cultural, and economic elements of the population within the groundwater basin prior to and during the development and implementation of the groundwater sustainability plan.*”

Step 3: Submittal of GSA Formation Information to DWR

A local agency or group of local agencies must notify DWR and document the process it chose to take in deciding to become or form a GSA. The GSA formation notification requirements are described in Water Code Section 10723.8(a). The requirement for DWR to post complete GSA notifications is included in the Water Code references below. DWR will not post notifications on its Internet Web site that are determined to be incomplete.

WATER CODE SECTION 10723.8

- (a) *Within 30 days of deciding to become or form a groundwater sustainability agency, the local agency or combination of local agencies shall inform the department of its decision and its intent to undertake sustainable groundwater management. The notification shall include the following information, as applicable:*
 - (1) *The service area boundaries, the boundaries of the basin or portion of the basin the agency intends to manage pursuant to this part, and the other agencies managing or proposing to manage groundwater within the basin.*
 - (2) *A copy of the resolution forming the new agency.*
 - (3) *A copy of any new bylaws, ordinances, or new authorities adopted by the local agency.*
 - (4) *A list of interested parties developed pursuant to Section 10723.2 and an explanation of how their interests will be considered in the development and operation of the groundwater sustainability agency and the development and implementation of the agency's sustainability plan.*
- (b) *The department shall post all complete notices received under this section on its Internet Web site within 15 days of receipt.*

GSA TIMELINE – OVERLAPPING AREAS AND SERVICE AREAS WITHIN A BASIN

The deadline for GSA formation in high- and medium-priority groundwater basins and subbasins is June 30, 2017. A local agency that decides to become a GSA within its service area, or a group of local agencies that decides to form a GSA within their combined service areas, does not effectively become a GSA unless the provisions of Water Code 10723.8(c) and (d) are also met – these provisions address overlapping GSAs and management within a service area. If multiple local agencies form separate GSAs in a basin or subbasin within a 90-day period, and if any of those proposed GSAs result in an overlap in the areas proposed to be managed, then none of the local agencies will become the GSA unless the overlap is resolved, which could require making a material change to the existing notification(s). The relevant Water Code sections are included below.

WATER CODE SECTION 10723.8

- (c) *The decision to become a groundwater sustainability agency shall take effect 90 days after the department posts notice under subdivision (b) if no other local agency submits a notification under subdivision (a) of its intent to undertake groundwater management in all or a portion of the same area. If another notification is filed within the 90-day period, the decision shall not take effect unless the other notification is withdrawn or modified to eliminate any overlap in the areas proposed to be managed. The local agencies shall seek to reach agreement to allow prompt designation of a groundwater sustainability agency. If agreement is reached involving a material change from the information in the posted notice, a new notification shall be submitted under subdivision (a) and the department shall post notice under subdivision (b).*
- (d) *Except as provided in subdivisions (e) and (f), after the decision to be a groundwater sustainability agency takes effect, the groundwater sustainability agency shall be presumed to be the exclusive groundwater sustainability agency within the area of the basin within the service area of the local agency that the local agency is managing as described in the notice.*

CONDITIONS FOR DETERMINING A GSA NOTIFICATION INCOMPLETE

A GSA formation notification will be determined to be incomplete if (1) the local agency does not certify the notification as complete and (2) the provisions of Water Code Section 10723.8 are not clearly addressed. An incomplete notification will not be posted on DWR's Internet Web site and DWR staff will inform local agencies of the reason(s) for not posting. Local agencies will be given the opportunity to provide additional information.

Examples of what could deem a GSA notification to be incomplete include, but are not limited to, the following:

- Informing DWR of the decision to become a GSA more than 30 days after the decision was made in accordance with the required public hearing process.
- An incomplete map or insufficient information that clearly defines the local agency's service area boundaries with respect to the area of the basin or subbasin proposed to be managed as a GSA.
- No copy of a resolution or legal agreement forming the new agency.
- No copy of any new bylaws, ordinances, or new authorities adopted, if applicable.
- An incomplete list of interested parties developed pursuant to Water Code Section 10723.2.
- Submitting a GSA formation notification for a basin or portion of a basin where a local agency is already presumed to be the GSA.
- Deciding to become or form a GSA for an area that is outside the service area boundary of the local agency(s) forming the GSA.
- Forming a GSA outside the boundaries of a basin or subbasin defined in DWR's Bulletin 118.

Questions related to GSA notifications can be directed to DWR by contacting Mark Nordberg at Mark.Nordberg@water.ca.gov or calling 916-651-9673. Information is also located on DWR's GSA webpage at: <http://water.ca.gov/groundwater/sgm/gsa.cfm>.

Please e-mail your GSA formation notification and GIS shape files, and/or send via postal mail a hardcopy, to the following DWR staff:

Mark Nordberg, GSA Project Manager
Sustainable Groundwater Management Program
California Department of Water Resources
901 P Street, Room 213-B
P.O. Box 942836
Sacramento, CA 94236

DWR Region Office Groundwater Contact
<http://water.ca.gov/groundwater/gwinfo/contacts.cfm>
Bill Ehorn, Northern Region
Bill Brewster, North Central Region
Dane Mathis, South Central Region
Tim Ross, Southern Region



ATTACHMENT A

PROCESS FOR REVIEWING COMPLETE GSA NOTIFICATIONS – ADDRESSING OVERLAPPING GSAS AND SERVICE AREA BOUNDARIES

Note: The amendments to SGMA provided by Senate Bill 13 will be retroactively applied to GSA formation notifications already submitted to DWR.

1. DWR receives a GSA formation notification (notification) from a local agency(s).
2. DWR reviews the notification for completeness.
 - a. If incomplete, the local agency(s) is contacted and the notification is not posted. DWR informs the local agency(s) of the reason(s) for being determined incomplete.
 - b. If complete, the notification is posted on DWR's GSA Formation Table within 15 days.
3. Complete GSA notifications are posted with (1) the posting date and (2) a date that indicates the posting-date-plus-90-calendar-days. This is the active 90-day period.
 - a. The GSA area submitted with the notification is included on DWR's GSA Interactive Map after DWR Region Office staff determines the suitability of the GIS shape files. The area included as a shape file must match the area depicted in the notification.
4. If no other local agency(s) submits a notification within the 90-day period in all or a portion of the same basin area, the local agency(s) that submitted the notification will become the "presumed" GSA for the area claimed within the service area of the local agency(s).
 - a. Status as "presumed" GSA will be indicated on the GSA Formation Table and the area claimed by the GSA will be distinctly colored on the GSA Interactive Map.
 - b. If any other local agency(s) submits a notification for all or a portion of an area managed by a "presumed" GSA, DWR will determine that notification to be incomplete and will contact that local agency(s).
5. If another local agency(s) submits a complete notification within an active 90-day period, and that notification results in an overlap in all or a portion of the same area of an existing notification, then:
 - a. The notification will be included on the GSA Formation Table with a posting date.
 - b. The column with the posting-date-plus-90-days date for all affected notifications will be replaced with "overlap" to indicate a GSA formation overlap.
 - c. The GIS shape files on the GSA Interactive Map for all affected notifications will be labeled with a color that clearly indicates GSA formation overlap.
6. All local agencies that are affected by overlapping notifications will remain in overlap status until the conditions stated in Water Code Section 10723.8(c) are met.
 - a. "Presumed" designation of a GSA will not proceed unless conflicting notifications are withdrawn or modified to eliminate any overlap in the areas proposed to be managed.
7. If agreement is reached involving a material change from the information in the posted notice, a new notification shall be submitted in accordance with Water Code Section 10723.8(a) and the notification will be reviewed and posted by DWR as described in this process.
 - a. A material change includes, but is not limited to: a GSA boundary revision; a change of local agencies forming the GSA; or a consolidation of local agencies or proposed GSAs through a JPA or MOA or other legal agreement.
8. If overlapping GSA formation notifications exist in a basin after June 30, 2017, then that basin is subject to probationary status by the SWRCB per Water Code Section 10735.2. In addition, the groundwater extraction reporting requirements in Water Code Section 5202 *et seq.* apply to the portions of that basin where local agencies have not been determined "presumed" GSAs.

News from the Board of Directors

CALAFCO QUARTERLY

November 2015



CALAFCO Board 2016 Committees

At their November 13 meeting, the CALAFCO Board appointed members to the 2016 standing committees as follows:

Legislative Committee

Jim Curatalo (South)
Shiva Frentzen (Central)
William Kirby (At-Large)
John Leopold (Coastal)
Mike McGill (At-Large)
Ricky Samayoa (North)

Nominations Committee

Bill Connelly
James Curatalo (Chair)
John Marchand
Anita Paque

Awards Committee

Cheryl Brothers
Larry Duncan (Chair)
Michael Kelley
William Kirby
John Leopold

Gay Jones (a) (Central)
Michael Kelley (a) (South)
Anita Paque (a) (At-Large)
Sblend Sblendorio (a) (Coastal)
Josh Susman (a) (North)

2016 Annual Conference

Gay Jones
Gerard McCallum
Sblend Sblendorio (Chair)
Josh Susman

Conferences and Workshops Update

2015 ANNUAL CONFERENCE A SUCCESS



A final Conference report was provided to the Board on November 13. Participant evaluations rated the overall experience a 5.2 out of 6.0, and there was an evaluation return rate of approximately 38%, which is the highest ever received. Financially, the Conference was successful in that revenues slightly exceeded budget and expenses were lower than budgeted. Overall, it appears a net profit of approximately 34% was earned, which exceeds the Association's policy of 15%. This year, \$18,738 was received in Conference Sponsorships.

Total attendance was 252 registrants with 11 guests and 17 guest speakers, for a total of 280. CALAFCO wishes to once again thank our Conference host, **Sacramento LAFCo**, and program committee chair **David Church**, along with everyone who helped to plan and execute this year's Annual Conference. All Conference materials are posted on the CALAFCO website.

2016 STAFF WORKSHOP

Plans are underway for the 2016 Staff Workshop. Our host this year is **Los Angeles LAFCo** and we will be at the Hilton Universal City. The Workshop is set for March 30 - April 1. The theme is **JEOPARDY: What is the Evolving Role of LAFCo?** A special Mobile Workshop panel and tour is planned at Universal Studios to learn about the NBC Universal Evolution Plan, Alt. No. 10: No Residential Alternative, and the program planning committee and host LAFCo are planning a fun

surprise for our luncheon and dinner entertainment! Look for program and registration details coming soon.

2016 ANNUAL CONFERENCE

The program planning committee is being formed to begin planning the program for the next Annual Conference. The dates are **October 26 - 28, 2016**. We will be hosted by the **Santa Barbara LAFCo** and will be at the Fess Parker DoubleTree by Hilton. Planning for this conference will get underway shortly.

CALAFCO U Update

The final CALAFCO U for 2015 was held in Sacramento on November 9. The topic was **Implementing SB 88 - Water System Consolidations: What Does It Mean For LAFCo?** Panelists included staff from the State Water Resources Control Board (SWRCB) and the Governor's Office of Planning and Research (OPR). After hearing about the functions of the SWRCB, an overview of SB 88 and how the SWRCB plans to implement the legislation, attendees had an opportunity, in small group discussions, to provide the panel feedback on potential issues, how we see LAFCo involved in the implementation, and what would be needed in order to make that work. This information is being collated and will be presented back to the SWRCB and OPR, and used by CALAFCO to work on clean-up legislation this coming year. There were a total of 34 people in attendance. Initial evaluation results indicate the session was very well received.

CALAFCO Board Actions

The Board met on November 13 and took the following administrative actions:



- ◆ Made Board Committee appointments as noted above;
- ◆ Received and filed the 1st Quarter financial reports indicating the Association continues to be in strong fiscal health;
- ◆ Renewed the contract of CALAFCO's Administrator Jeni Tickler for another three years;
- ◆ Renewed the Executive Director's contract for three years, and approved the change in compensation to account for an average of 32/hrs. week as part of that contract renewal (as previously approved by the Board and reported to the membership);
- ◆ Adopted a revised FY 2015-16 budget based on all of the Board's organizational changes made at their July 31 meeting;
- ◆ Approved the recommended 2016 Legislative Committee staff appointments;
- ◆ Reviewed the Association's current Legislative Policies, which resulted in no recommendations for potential changes; and



- Received the request for consideration of a CALAFCO Code of Ethics Policy, and supported the idea of a subcommittee creating a draft policy for the Board's review and consideration at their February 2016 meeting.

CALAFCO Legislative Update

2016 will be the second year of the two-year legislative cycle. The Legislative Committee (Committee) held its first meeting via conference call November 6 with the first in-person meeting set for December 11 in Sacramento. While the legislature is currently out of session, there is a lot of work going on behind the scenes.



During the legislative recess, CALAFCO's work with OPR and the SWRCB continues. OPR has been holding a series of land use and water workshops along with rural communities workshops, planning six across the state over the past two months or so. While attendance to these workshops is by OPR invitation only, CALAFCO has ensured at least one LAFCo has been present at each one.

CALAFCO conducted a two-part series of LAFCO 101 in the Capitol for legislative staff the first two weeks of November. While attendance was lower than anticipated, those that did attend took away an enlightened understanding of LAFCo authority.

During their November meeting, the Board took a great deal of time deliberating the Legislative Committee's feedback of potential legislative priorities for 2016 during their November 13 meeting. The outcome of those deliberations was a general consensus of the priorities for 2016 which will be reported back to the Legislative Committee during their December 11 meeting. Those priorities include maintaining a focus on potential legislation to strengthen the relations between LAFCOs and JPAs, limiting the number of items that are contained within the 2016 annual Omnibus bill, and focusing efforts in participating in (but not sponsoring) legislation to clean up SB 88. The Board further restated their intention to sponsor legislation on amending Protest Provisions, with the focus as a priority for the 2017-2018 legislative session (rather than in 2016). The Board acknowledged other priorities are not able to be considered at this time due to CALAFCO's resource limitations.

A full detailed legislative tracking report can be found on the CALAFCO website in the Members Only section.



CALAFCO Associate Members' Corner

This section highlights our Associate Members. The information below is provided to CALAFCO by the Associate member upon joining the Association. All Associate member information can be found in the CALAFCO Member Directory.



Earlier this year CALAFCO highlighted three of our Gold Associate Members. In this edition we highlight the rest of our current Gold Associate Members.



Meyers Nave

Meyers Nave is a law firm dedicated to providing California's public agencies both general counsel and specialized services in matters involving land use, annexations, incorporations, labor and employment, Brown Act, telecommunications, eminent domain and other critical areas. **Meyers Nave** has been a Gold Associate Member since February 2006. Learn more about **Meyers Nave** at www.meyersnave.com.



Project Resource Specialists

Project Resource Specialists provides management and legislative support to all levels of local government including LAFCo for Municipal Service reviews, agency organization and project management support. Beginning as a Silver Associate Member in May 2007, they became a Gold Associate Member in July 2014. Learn more about Project Resource Specialists by emailing them at ehrlichprs@gmail.com.



CALAFCO wishes to thank all of our Associate Members for your support and partnership. We look forward to continuing to highlight our Associate Members in each Quarterly Report.

Mark Your Calendars For These Upcoming CALAFCO Events

- CALAFCO Legislative Committee meeting, December 11, 2015, Sacramento
- CALAFCO Legislative Committee meeting, January 22, 2016, San Diego
- CALAFCO Board of Directors meeting, February 5, 2016, Irvine

Look for a 2016 calendar of events coming in December.

