

**SAN BENITO COUNTY
LOCAL AGENCY FORMATION COMMISSION**



Regular meeting ~~ January 22, 2009 5:15 p.m.

Board of Supervisors Chambers; 481 4th St; Hollister, CA 95023

Agenda

1. **Call to Order** ~~ Pledge of Allegiance
Noting of Commissioners and staff present

2. **Opportunity for Public Comment**

Notice to the Public: this open forum period is provided to allow members of the public an opportunity to address the LOCAL AGENCY FORMATION COMMISSION on general issues of LAFCo responsibility: setting Municipal and Special District boundaries, preservation of agricultural land, and prevention of leap-frog development. It is not intended for comments on items on the current agenda, any pending items, or items that have been continued to a future public hearing date.

3. **Election of Commission Officers** ~~ 2009

4. **Report from City Selection Committee**

5. **Consent agenda:**

(These items will be considered as a whole without discussion. One motion enacts the recommendations designated in the staff report. There will be no separate discussion for these items unless requested by a member of the Commission, Staff or the public prior to the meeting.)

- a) Notice of Posting ~~ Meeting January 22, 2009
- b) Minutes: October 23, 2008
- c) Approval of the Agenda
- d) Legal Notices <Free Lance, December 23, 2008>

6. **Accept resignation of José Alvarez, Public Member; Declaration of Vacancy of Public Member position;** direct staff to advertise/notice vacancy

7. **Presentation of Certificates of Appreciation and active Participation to Jose Alvarez, Jaime DeLaCruz and Pauline Valdivia**

8. **Items Requiring Commission Action** ~~ **Public hearings**

- a) **Annexation to CSA #43 for Extended Police and Fire Protection;** Owner: Barbara Nichols; Location: 342 Cowden Road; Hollister; APN: 21-11-51; 11.26 acres; ZONING: Agricultural Productive (AP); Environmental Assessment: Mitigated Negative Declaration (MS-1169-05)

- b) **Annexation to CSA #43 for Extended Police and Fire Protection;** Jennifer Galindo; Location: 1440 Anzar Road, San Juan Bautista; APN: 11-200-016; 11 acres; ZONING: (Rural (R)); Environmental Assessment: Mitigated Negative Declaration (MS 1143-03)

c) **Annexation to CSA #43** for Extended Police and Fire Protection; Owner: Thomas Hain; Location: 608 Bolado, Road, Tres Pinos; APN: 22-25-05; 53.6 acres; ZONING: Agricultural Productive (AP); Environmental Assessment: Mitigated Negative Declaration (MS 1214-07)

d) **Service Outside Jurisdictional Boundary** Request: Extended service provision (water) outside Hollister jurisdictional boundary. Owner: Steve and Diana Garcia; Location: 3331 San Juan Hollister Road; Hollister, CA 95023; APN: 018-011-036; Parcel to be considered: 6.0 acres; ZONING: Agricultural productive (AP); Environmental Assessment: Exempt Government Code Section 56133 (amended), (a) (c).

9. Adopt 2009 Meeting dates ~~ calendar

Other Commission business

10. Announcements/unfinished business/upcoming items

March, 2009 preliminary budget; direction to staff for inclusion of items

11. Adjourn to February 26, 2009 meeting

***NOTICE:** The following policies shall govern the conduct of all LAFCo meetings:*

All LAFCo proceedings are tape-recorded.

Individuals wishing to address the LAFCo on a particular item should fill out a speaker card and present it to the Clerk. This will assist the Chair in hearing your comments at the appropriate time. When the Chair invites you to address the Commission, please state your name and address at the beginning of your remarks. Speakers will be recognized to offer presentations in the following order:

Those supporting the application

Those opposing the application

Other interested parties

SPEAKER CARD

IN ACCORDANCE WITH GOVERNMENT CODE 54953.3, IT IS NOT A REQUIREMENT TO FILL OUT A SPEAKER CARD IN ORDER TO SPEAK TO THE LAFCo COMMISSION. HOWEVER, it is very helpful to the Commissioners if you would fill out the Speaker Card that is available on the counter in the meeting room. Please fill out the card and return it to the Clerk. As your name is called by the Chairperson, please walk to the podium and speak directly into the microphone. Clearly state your name and address and proceed to comment on the agenda item. Please limit your remarks to three (3) minutes.

NOTICE: AMERICANS WITH DISABILITY ACT (ADA)

San Benito County LAFCo complies with the Americans with Disability Act (ADA) and will provide reasonable accommodation to individuals with disabilities to ensure equal access to all facilities, programs and services offered by LAFCo. If assistance is needed regarding any item appearing on the LAFCo agenda, please contact the Office of the LAFCo Executive Director at 3224 Southside Road, Hollister or call 831-630-0745 to request accommodation.

NOTICE

NOTICE IS GIVEN pursuant to Government Code Section 65009, that any challenge of any of the above agenda items in court, may be limited to raising only those issues raised by you or on your behalf at the Public Hearing described in this notice, or in written correspondence delivered to the LAFCo at, or prior to, the Public Hearing on these matters.

***NOTE:** A copy of this Agenda is published on the County's Web site by the Friday preceding each Commission meeting and may be viewed at www.san-benito.ca.us/agendas. All proposed agenda items with supportive documents are available for viewing at the San Benito County Administration Building, 481 Fourth Street, Hollister, CA between the hours of 8:00 a.m. & 5:00 p.m., Monday through Friday (except holidays.) This is the same packet that the LAFCo Commissioners review and discuss at the Commission meeting.*