

**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, April 6, 2023

1:00 PM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT  
ADMINISTRATION BUILDING BOARD HEARING ROOM  
511 EAST LAKESIDE PARKWAY  
SANTA MARIA**

Meetings, Agendas, Supplemental Materials and Minutes of the Local Agency Formation Commission are available on the internet: [www.sblafco.org](http://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 the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board of Supervisors' Conference Room, 511 East Lakeside Parkway, Santa Maria. 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](mailto:natasha@sblafco.org). Your comment will be placed into the record and distributed appropriately.

- **Read into the record at the meeting** - 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](mailto:natasha@sblafco.org). Please state in your email that you would like this "read into the record." Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations. 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/99731087877?pwd=YWRpMkRZQk9kWk9nM0EzZk9VbTFVZz09>

Telephone:

Dial-in: +1-669-900-6833

Meeting ID: 997 3108 7877

Password: 0406

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 March 2, 2023 Regular Meeting****Oath of Office**

Administer the Oath of Office to newly appointed Regular City Member Commissioner Jenelle Osborne, Terms Ending March 1, 2024

**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 February and March, 2023.
- 2) Receive and file the Fiscal Year 2022-2023 Third Quarter report.
- 3) *Continued from February 2, 2023.* Consider application LAFCO File No. 22-07 for Bailey Avenue Sphere of Influence Amendment (APNs 093-070-084, 065 (the Bailey Property) and APNs 093-111-007, -008, -009, -010, -011, & -012 (the Bodger Property), and consider EIR No. 2008081032 and addenda. Proposed Resolution is for denial of the application.

**Out of Agency Service Agreement**

- 1) Consider recommendations regarding LAFCO application file No. 23-02 for an Out-of-Agency Service Agreement for the City of Santa Maria to provide potable water service to Ray Mutual Water Company located at Betteravia Road between Rayville Lane and A Street, in unincorporated area of Santa Barbara County west of the City of Santa Maria, CA 93456 (Betteravia Road right-of-way, APNs 111-030-005, -006, - 007, -008, -009, -011, -012, -013, & 111-040-010), and consider approval of an Agreement that includes the following actions and determinations:

- a) Find that the Commission has considered the Final Mitigated Negative Declaration prepared by the City of Santa Maria as Lead Agency under the California Environmental Quality Act (CEQA), Public Resources Code Section 21000 et seq., for the Ray Water Company Consolidation Project SP2021-0008;
- b) The Commission finds the service request to be in the best interests of the affected area. The Commission finds that the new potable water service to be provided responds to an existing threat to the health or safety of the public or residents of the affected territory;
- c) The landowner shall comply with all terms and conditions set forth in the Commission's resolution of approval, including the landowners shall execute and record an agreement approved by the Executive Officer that consents to any future annexation of the territory, which agreement shall enure to and bind all successors in interest to the property; and
- d) Said Out-of-Agency Service Agreement is for potable water service only and shall remain in effect until such time as an annexation is approved by the Commission.

### **Changes of Organization**

- 1) Consider recommendations regarding LAFCO File No. 22-10 for the 3025 & 3035 Lucky Lane Annexation to the Santa Ynez Community Services District. The Commission will consider adoption of a Resolution that will take the following actions:
  - a) Find the project is exempt from the CEQA pursuant to CEQA Guidelines section 15319(b) Annexation of Individual Small Parcels for Facilities Exempt by Section 15303;
  - b) Find that the territory is uninhabited, all affected landowners have given consent to the annexation and the District has consented to waive the conducting authority proceedings;
  - 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 the conducting authority proceedings and direct the staff to complete the proceeding.

### **Business Items**

- 1) Consider recommendations regarding the Proposed Budget for Fiscal Year (FY) 2023- 2024, as follows:

- a) Review the Proposed Budget for FY 2023-2024, accept all public testimony and approve the Proposed Budget as presented;
  - b) Direct staff to distribute the approved Proposed Budget to Cities, Special Districts and the County as required by Government Code Section 56381; and
  - c) Schedule a public hearing for May 4, 2023 to consider and adopt the Final Budget.
- 2) Consider a request from the Los Olivos Community Services District to extend the time to successfully conduct a Proposition 218 assessment as required by Condition B (vii) in the Resolution 17-03 approving formation on April 13, 2017.

### **Information Items**

- 1) Receive and file a report on the CALAFCO 2023 current tracked legislation.

### **Commissioner and Staff Announcements**

- 1) Commissioner announcements and requests for future agenda items.
- 2) Executive Officer comments.

### **Adjourn to**

### **Regular Meeting on May 4, 2023.**

**County Administration Building**  
**Board of Supervisors Hearing Room,**  
**105 East Anapamu Street, Fourth Floor**  
**Santa Barbara**

*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](mailto:lafco@sblafco.org).*