

SACRAMENTO LOCAL AGENCY FORMATION COMMISSION

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January 17, 2002

TO: Sacramento Local Agency Formation Commission

FROM: Peter Brundage, Executive Officer

RE: **CONDUCTING AUTHORITY PROCEEDING:
NORTHRIDGE WATER DISTRICT/ ARCADE WATER DISTRICT
CONSOLIDATION (07-01) [CEQA: Exempt]**

On December 5, 2001, your Commission approved the Exemption as adequate and complete for this project according to the California Environmental Quality Act and adopted Resolution No. 1236, "Resolution Making Determinations for the Approval of the Consolidation of Northridge Water District and Arcade Water District."

According to Government Code Section 57077, your Commission is required to hold a protest hearing on the Northridge/Arcade Consolidation proposal. In addition to the 21 days prior notice published in the Daily Recorder, attached please find a copy of the notice of this public hearing published in The Sacramento Bee, Neighborhood Section, (two editions), Arden/Carmichael and North Edition, on January 10, 2002.

According to Government Code Section 57081, consolidation or reorganization of districts into a single agency; similar resolutions, without election, the purpose of the Conducting Authority proceeding is to make a finding regarding the value of written protests filed and not withdrawn, and take one of the following actions:

- (1) Terminate proceedings if a majority protest exists in accordance with Section 57078.
- (2) 57081. Order the consolidation or reorganization without an election, except as ... provided in subdivision (b).

- (b) An election shall only be held if the commission finds either of the following:
 - (1) In the case of inhabited territory, that a petition requesting that the proposal be submitted to confirmation by the voters has been signed by either of the following:
 - (A) At least 25 percent of the number of landowners within the territory subject to the consolidation or reorganization who own at least 25 percent of the assessed value of land within the territory.
 - (B) At least 25 percent of the voters entitled to vote as a result of residing within, or owning land within, the territory.
 - (c) The petition shall be filed with the commission prior to the conclusion of the protest hearing.

The territory within the Arcade Water District and the Northridge Water District contains 78,105 registered voters. A registered voter protest petition would need to be signed by 19,527 signatures (25% of 78,105) in order to force an election on the matter.

RECOMMENDATION

1. Open the public hearing; receive testimony and any written protest filed.
2. Determine the value of written protests filed and not withdrawn. If this determination cannot be made, continue hearing until determination can be ascertained by either the Sacramento County Registrar of Voters or Assessor.
3. If protest is insufficient to require an election, adopt Resolution No. 1237 ordering the Consolidation of the Northridge and the Arcade Water Districts.

Maf
Attachments

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