

**ALAMEDA LOCAL AGENCY FORMATION COMMISSION
RESOLUTION NO. 2018-14**

REAFFIRM THE EXISTING SPHERE OF INFLUENCE FOR THE CITY OF SAN LEANDRO

WHEREAS, Government Code Section 56425 et seq. requires the Local Agency Formation Commission (LAFCo) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code Section 56425(g) requires that LAFCo review and update the adopted SOI boundaries, as necessary, every five years; and

WHEREAS, Government Code Section 56430 requires that a municipal services review be conducted prior to or in conjunction with a SOI update; and

WHEREAS, LAFCo conducted a Cities Municipal Services Review of the services provided by the 14 cities in Alameda County and adopted written determinations as required by Government Code Section 56430 on January 11, 2018; and

WHEREAS, the update of the City of San Leandro's sphere of influence is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) which states that an activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. The sphere update is further exempt from CEQA pursuant to Section 15378(b)(5) which states that organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment are not considered projects under CEQA; and

WHEREAS, the City of San Leandro provides animal control, law enforcement, library, lighting, parks and recreation, planning and building, streets, and broadband. Other services, such as fire protection and emergency response and solid waste, are provided under contract with other service providers; and

WHEREAS, the City of San Leandro incorporated in 1872, and lies in the western portion of Alameda County, bordered by Oakland to the north and unincorporated areas to the east and south; and

WHEREAS, San Leandro's SOI was established by LAFCo in 1978 and the SOI was amended in subsequent years; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the City's SOI; and

WHEREAS, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission; and

WHEREAS, the SOI update was duly considered at a public hearing held on January 11, 2018; and

WHEREAS, at the public hearing all persons present were given an opportunity to appear and be heard with respect to any matter pertaining to said action.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Alameda LAFCo hereby:

1. Finds this SOI update is categorically exempt under Section 15061(b)(3) and Section 15378(b)(5) of the CEQA Guidelines.

2. Reaffirms the existing SOI for the City of San Leandro as generally depicted in Exhibit A attached hereto.
3. Adopts the following SOI policy:
 - Policy Recommendation #1: LAFCo shall encourage the City of San Leandro and the County to verify Ashland’s status as a DUC and include an analysis of water, wastewater, storm water drainage, and structural fire protection needs or deficiencies and potential financing mechanisms if warranted.
4. Considered the criteria set forth in Government Code Section 56425(e) and determines as follows:

Criteria	Determination
<i>The present and planned land uses (including agricultural and open-space lands)</i>	The City of San Leandro plans for a variety of urban uses within its boundary, representing a continuation of the current mix of uses, including residential, commercial, industrial, mixed use, public/open space. Present and planned land uses are adequate for existing residents as well as future growth, as demonstrated in the General Plan (2002).
<i>The present and probable need for public facilities and services</i>	There are no anticipated changes in the type of public services and facilities required within the SOI for the City of San Leandro. The level of demand for these services and facilities, however, will increase commensurate with anticipated population growth over the next five years.
<i>The present and probably future capacity of public facilities and services</i>	The present capacity of public facilities in the City of San Leandro appears adequate. The City of San Leandro anticipates it will continue to have adequate capacity during the next five years.
<i>The existence of any social or economic communities of interest if the commission determines that they are relevant to the agency</i>	All communities of interest within the City’s municipal boundary are included within the SOI. Alameda LAFCo has not identified specific social or economic communities of interest relevant to the City of San Leandro.
<i>For an update of an SOI of a city or special district that provides public facilities or services related to sewers, municipal and industrial water, or structural fire protection, that occurs pursuant to subdivision (g) on or after July 1, 2012, the present and probable need for those public facilities and services of any disadvantaged unincorporated communities within the existing sphere of influence</i>	The City of San Leandro does not provide water structural fire protection facilities and services within its SOI. Those facilities and services are provided under contract with East Bay Municipal Utility District and Alameda County, respectively. The City does provide sewage conveyance services. The unincorporated community of Ashland, which is within the SOI for the City of San Leandro, meets the criteria to be considered a DUC; however, properties in Ashland receive water services from the East Bay Municipal Utility District, sewer services from the Oro Loma Sanitary District, and fire protection services from the Alameda County Fire Department. There are no other DUCs within or contiguous to the SOI for the City.

5. Direct staff to file a Notice of Exemption as lead agency under Section 15062 of the CEQA Guidelines.

This Resolution was approved and adopted by the Alameda Local Agency Formation Commission at a regular meeting held on January 11, 2018 at the Dublin San Ramon Services District, 7051 Dublin Boulevard in Dublin, California on the motion made by Commissioner Sblendorio, seconded by Commissioner Miley, and duly carried.

Ayes: 7 (Haggerty, Johnson, Marchand, Miley, Sblendorio, Thorne, Wieskamp)

Noes: 0

Abstain: 0

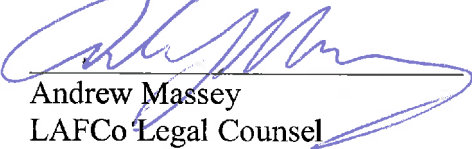
Absent: 0



Ayn Wieskamp, Chair
Alameda Local Agency Formation Commission

Approved as to Form:

By:



Andrew Massey
LAFCo Legal Counsel

CERTIFICATION: I hereby certify that the foregoing is a correct copy of a resolution adopted by the Alameda Local Agency Formation Commission, Alameda County, Oakland, California.

Attest:



Mona Palacios, LAFCo Executive Officer

Date: 1/12/2018

