

**ALAMEDA LOCAL AGENCY FORMATION COMMISSION
RESOLUTION NO. 2006-32**

**APPROVING AN UPDATE TO THE SPHERE OF INFLUENCE FOR THE
MORVA COUNTY SERVICE AREA**

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(f) requires that LAFCo review and update the adopted SOI boundaries, as necessary, not less than once 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 municipal services review of the services provided by the Morva County Service Area (CSA) and adopted written determinations as required by Government Code Section 56430 on May 11, 2006; and

WHEREAS, the CSA was formed in 1983 as a dependent district and is governed by the County Board of Supervisors; and

WHEREAS, the CSA's boundary area includes private roads in the Morva Drive and Morva Court residential areas of Cherryland, north of Hayward; and

WHEREAS, the CSA's SOI was established in 1984 and is coterminous with its bounds; and

WHEREAS, there have not been changes to the SOI since it was formed; and

WHEREAS, no change in regulation, land use or development will occur as a result of adopting an SOI which is coterminous with the CSA's current service boundary; and

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

WHEREAS, the SOI update was duly considered at a public hearing held on July 13, 2006; and

WHEREAS, the Alameda LAFCo heard and received all oral and written protests, objections and evidence that were made, presented or filed, and 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. Retain the existing coterminous SOI for the Morva CSA as generally depicted in Exhibit A attached hereto.
2. Consider the criteria set forth in Government Code Section 56425(e) and determine as follows:
 - a. *The present and planned land uses in the area, including agricultural and open-space lands* – The SOI is consistent with planned land uses in the small residential community with 13 households.
 - b. *The present and probable need for public facilities and services in the area* – Minimal growth is anticipated because the area is built out.

- c. *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* – Morva CSA streets do not meet standard widths, but do have sidewalk, curb and gutter improvements. The service provider conducts performance evaluation, productivity monitoring and benchmarking to improve service efficiency.
 - d. *The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* - Morva area residents are the community of interest.
 - e. *The existence of agricultural preserves or other important agricultural or open space land in the area which could be considered within an agency's SOI, and the effect on maintaining the physical and economic integrity of such resources in the event that such resources are within a SOI of a local governmental agency* – There are no agricultural and open space lands within CSA boundaries, so no impacts on agricultural and open space lands or Williamson Act contracts will occur.
 - f. *Nature, location, extent, functions & classes of services to be provided* - Street maintenance services on private roads in the Morva Drive and Morva Court residential areas will continue to be provided.
3. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), this SOI update which retains the CSA's SOI as coterminous with its boundaries is categorically exempt under Section 15061(b)(3) of the CEQA Guidelines.
 4. 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 July 13, 2006, at 7051 Dublin Boulevard in Dublin, California on the motion made by Commissioner Foulkes, seconded by Commissioner Kamena, and duly carried.

Ayes: 7 (Commissioners Combs, Foulkes, Steele, Miley, Lockhart, Kamena, and Sblendorio)
 Noes: 0
 Excused: 0

 /Janet Lockhart/
 Janet Lockhart, Chair, Alameda LAFCo

Approved as to Form:

By: 
 Brian Washington, LAFCo Legal Counsel

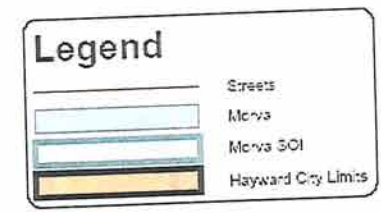
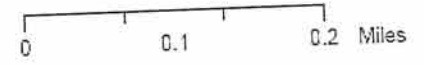
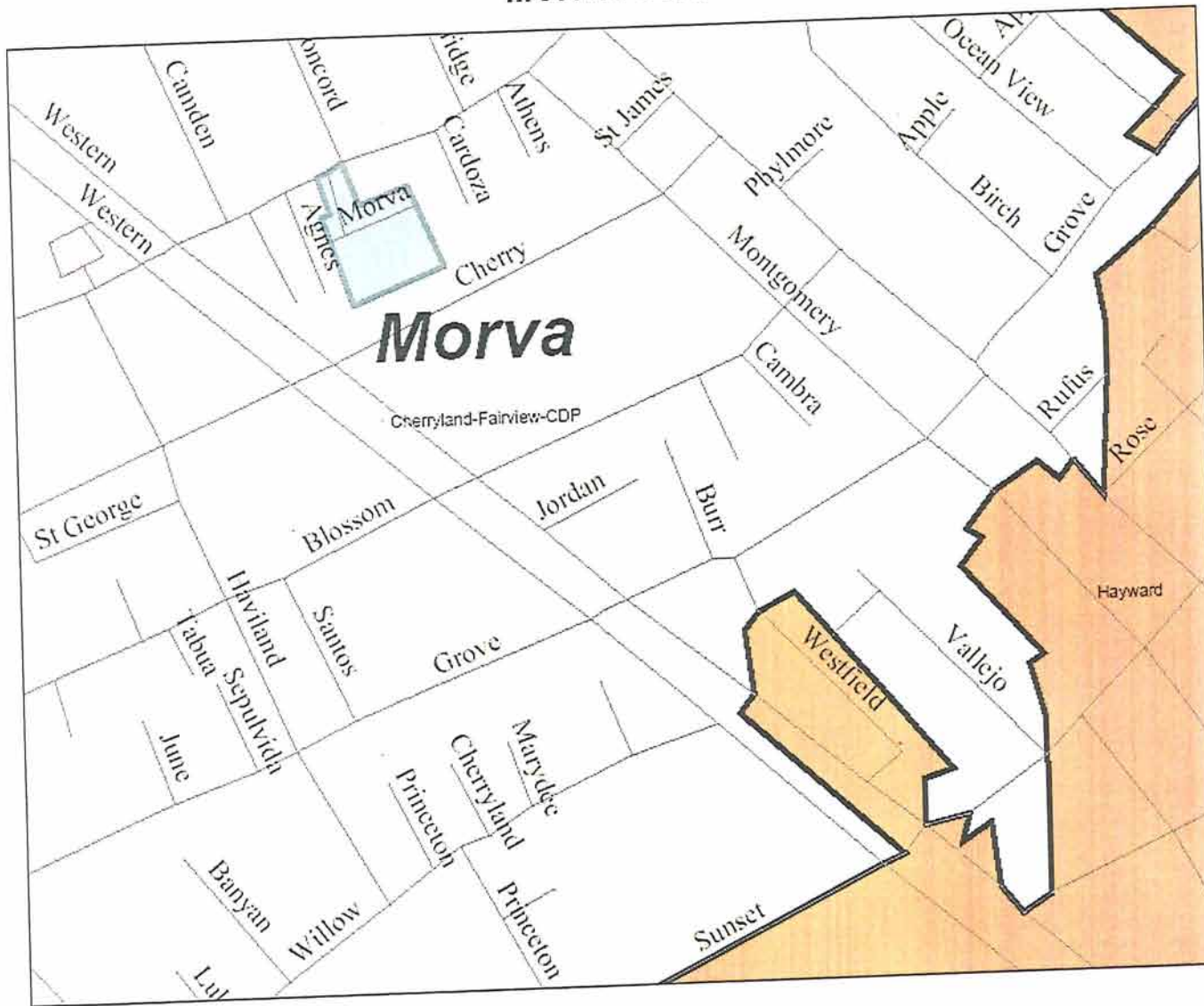
CERTIFICATION: I hereby certify that the foregoing is a correct copy of a resolution adopted by the Alameda Local Agency Formation Commission, Oakland, California.

Attest: 
 Crystal Hishida Graff, LAFCo Executive Officer

Date: July 27, 2006

Exhibit A

MORVA CSA



Alameda County Reference Map

