

**ALAMEDA LOCAL AGENCY FORMATION COMMISSION  
RESOLUTION NO. 2006-07**

**APPROVING AN UPDATE TO THE SPHERE OF INFLUENCE FOR THE  
ORO LOMA SANITARY DISTRICT**

**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 Oro Loma Sanitary District and adopted written determinations as required by Government Code Section 56430 on November 10, 2005; and

**WHEREAS**, the District provides wastewater collection, treatment, and disposal, and refuse collection and recycling service by contract with Waste Management of Alameda County, Inc. in San Lorenzo, Fairview, the southern portion of the City of San Leandro, and northern areas in the City of Hayward. The District provides sewage treatment services to Castro Valley Sanitary District; and

**WHEREAS**, the District's SOI was established in 1983 and includes portions of the cities of San Leandro and Hayward and the unincorporated areas of San Lorenzo, Cherryland, Ashland and Fairview; and

**WHEREAS**, the Oro Loma Sanitary District's SOI is not coterminous with its boundary; and

**WHEREAS**, Within the OLSD SOI, there is an area within the Hayward city limits (including the Skywest Golf Course, portions of the Hayward municipal airport, several industrial properties on Hesperian Boulevard, and Kennedy Park) that lies within Hayward but outside the OLSD bounds; and

**WHEREAS**, most of this area is already in the City of Hayward's boundary and served by Hayward or will be served by Hayward following development, and

**WHEREAS**, it would be appropriate to remove this area from the District's SOI; and

**WHEREAS**, no change in regulation, land use or development will occur as a result of reducing the District'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 regarding the location of this SOI map;

**WHEREAS**, the SOI was duly considered at a public hearing held on January 12, 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. Update and reduce the SOI for the Oro Loma Sanitary District as generally depicted in Exhibit A attached hereto.
2. Adopt the following SOI policies:
  - Policy Recommendation #1: LAFCo to evaluate during the next MSR cycle SOI issues pertaining to land west of USD's boundary that extend into marshlands and the Bay and will unlikely need service.
3. 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* – City and County policies support the provision of adequate wastewater and refuse collection services. The recommended SOI is consistent with the growth policies of existing land use authorities. A reduction this SOI will not adversely affect agricultural or open space land or be growth inducing. No change to the present or planned uses will result from adoption of this SOI.
  - b. *The present and probable need for public facilities and services in the area* – Services are currently being provided and need to be continued. No changes in public facilities or services provided by the District will result from this SOI update.
  - c. *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* – With regard to wastewater treatment, capacity is inadequate. Treatment capacity restoration is scheduled for completion in 2007. A relatively high sewer overflow rate indicates collection system capacity and integrity may be inadequate. Sewer blockage response times and inspection practices are adequate. The District conducts performance evaluation and planning efforts. With regard to solid waste, a private waste hauler has the capacity to serve the area and serves a number of other jurisdictions in the County. The unincorporated area as a whole meets the required 50% diversion rate for solid waste. Solid waste services appear to be adequate. Adoption of the SOI update will not affect the present capacity of public facilities and adequacy of public services or the services provided by the District.
  - 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* - The District was formed to provide wastewater and refuse collection services in San Lorenzo, Fairview, the southern portion of the City of San Leandro, and northern areas in the City of Hayward. The District provides sewage treatment services to Castro Valley Sanitary District. The SOI update will not affect the existence of any social or economic communities of interest in the area that are relevant to the District.
  - 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* – Wastewater and refuse collection services are needed in all areas, and are already being provided. The SOI update will not adversely affect agricultural or open space land or be growth inducing. No Williamson Act contracts will be adversely affected.

f. *Nature, location, extent, functions & classes of services to be provided* - The District provides wastewater collection, treatment and disposal, refuse collection and recycling services to San Lorenzo, Cherryland, Fairview, the southern portion of the City of San Leandro, and northern areas in the City of Hayward and treatment services to the CVSD territory and to the Floresta Gardens neighborhood in San Leandro.

4. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), this SOI update which reduces the District's SOI is categorically exempt under Section 15061(b)(3) of the CEQA Guidelines.
5. Direct staff to file a Notice of Exemption as lead agency under Section 15062 of the CEQA Guidelines.

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This Resolution was approved and adopted by the Alameda Local Agency Formation Commission at a regular meeting held on January 12, 2006, at 7051 Dublin Boulevard in Dublin, California on the motion made by Commissioner Foulkes, seconded by Commissioner Hosterman, and duly carried.

Ayes: 6 (Commissioners Butler, Crowle, Foulkes, Hosterman, Lockhart and Miley)  
Noes: 0  
Excused: 3 (Commissioners Combs, Kamena and Steele)

/Robert Butler/

Robert Butler, 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.

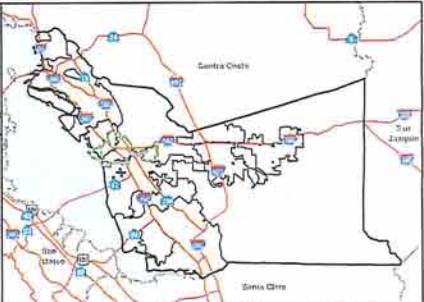
Attest:   
Crystal Hishida Graff, LAFCo Executive Officer

Date: 2/3/06



**Oro Loma Sanitary District (OLSD)  
SOI Update**

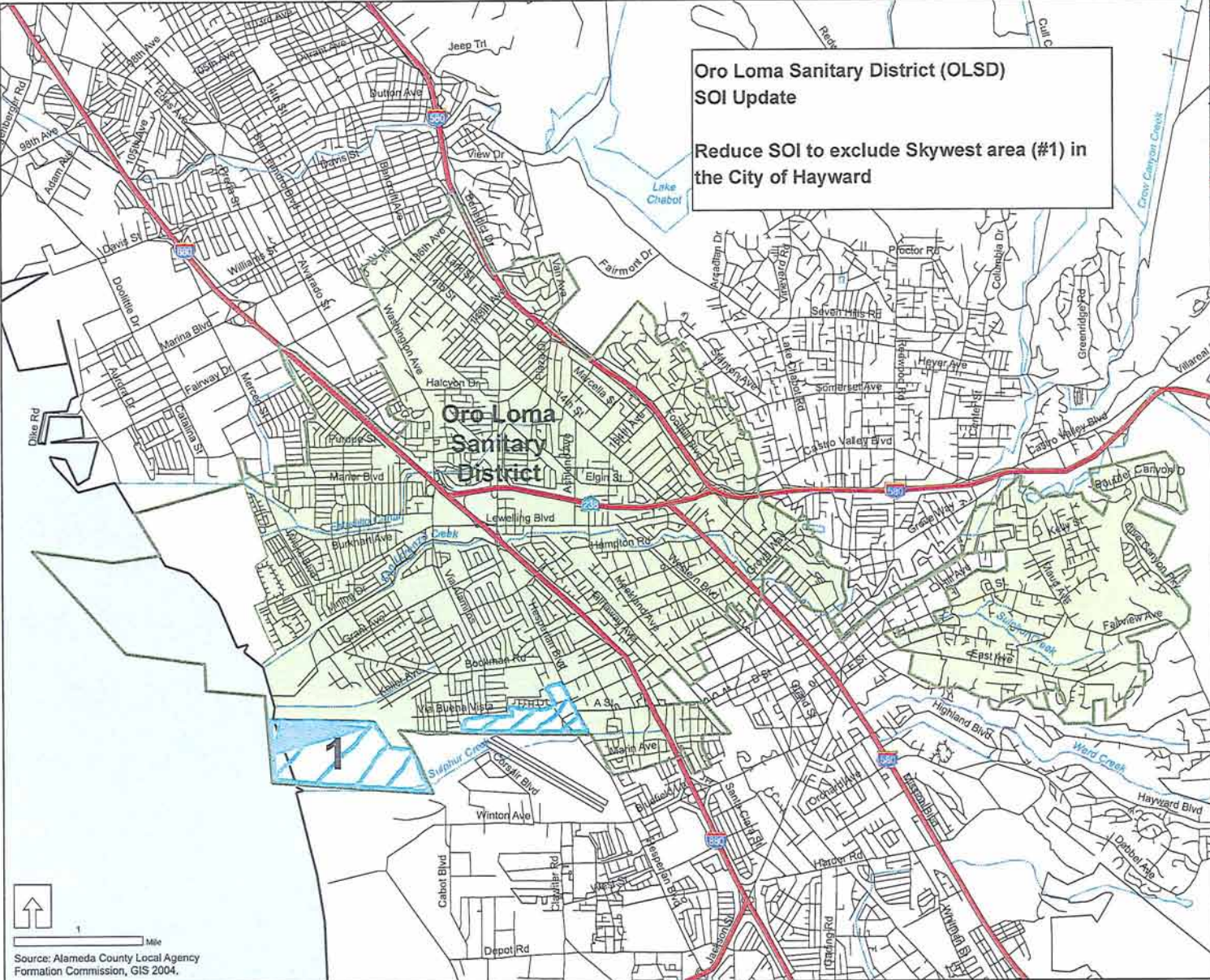
**Reduce SOI to exclude Skywest area (#1) in  
the City of Hayward**



Alameda County Reference Map

**Legend**

- Alameda County Flood Control and Water Conservation
- Incorporated Cities
- Oro Loma Service District (OLSD)
- OLSD Sphere of Influence
- Unincorporated Areas
- Hydrology
- Freeways



Source: Alameda County Local Agency Formation Commission, GIS 2004.

**Oro Loma Service District  
and Sphere of Influence  
Alameda County  
MUNICIPAL SERVICE REVIEW**



