

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING AN APPLICATION TO THE LOCAL AGENCY FORMATION COMMISSION FOR REORGANIZATION TO INCLUDE, ADDING ANNEXATION NO. 118 – CENTRAL/SYCAMORE CANYON TO THE CITY OF RIVERSIDE AND DETACHMENT FROM THE RIVERSIDE COUNTY WASTE RESOURCES MANAGEMENT DISTRICT.

WHEREAS, the City of Riverside desires to initiate a proposal pursuant to the Cortese-Knox-Hertzberg Local Governmental Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, for the area described as "Annexation No. 118 C Central/Sycamore Canyon, generally located northerly of Central Avenue and southwesterly of State Route 60, Interstate 215 freeway; and

WHEREAS, notice of intent to adopt this resolution of application has been given to the commission and each interested party and each subject agency at least 20 days prior to the adoption of this resolution; and

WHEREAS, the territory proposed to be annexed is uninhabited pursuant to the definition contained within Government Code section 56046, and a description of the boundaries of the territory is set forth in Exhibit AA@ attached hereto and by this reference incorporated herein; and

WHEREAS, it is the desire to provide that the proposed annexation to the City of Riverside and detachment from the Riverside County Waste Resources Management District be subject to the following terms and conditions:

a. The City of Riverside shall defend, indemnify, and hold harmless the Riverside County Local Agency Formation Commission (ALAFCO@), its agents, officers, and employees from any claim, action, or proceeding against LAFCO, its agents, officers, or employees to attach, set aside, void, or annul an approval of LAFCO concerning the reorganization to include Annexation No. 118 to the City of Riverside and concurrent detachment from the Riverside County Waste Resources Management District. LAFCO will promptly notify the City of Riverside of any such claim, action, or proceeding against LAFCO and will cooperate fully in

1 the defense. If LAFCO fails to promptly notify the City of Riverside of any such claim, action,
2 or proceeding, or fails to cooperate fully in the defense, the City of Riverside shall not,
3 thereafter, be responsible to defend, indemnify, or hold harmless LAFCO.

4 b. In accordance with Government Code Sections 56886(t) and 57330, the subject property
5 shall be subject to the levying and collection of and previously authorized charge, fee,
6 assessment or tax of the City.

7 c. In accordance with Government Code Section 56375(n), waive any automatic detachment
8 from Riverside County Service Area 152 based on the following findings:

9 i. County Service Area (CSA) 152 is a funding mechanism for the implementation of the
10 National Pollutant Discharge Elimination System (NPDES) emanating from the Federal
11 1972 Clean Water Act, and reauthorized under the Federal 1987 Clean Water Act.

12 ii. The City of Riverside annexed into CSA 152 and is included within the CSA's service
13 area.

14 iii. Detachment would deprive the area residents of services needed to ensure their
15 health, safety or welfare.

16 iv. Waiving detachment will not affect the ability of the City or County to provide
17 services; and

18 WHEREAS, the reasons for the proposed annexation are to eliminate fractured municipal
19 service boundaries for public safety and utilities departments and to facilitate comprehensive
20 development and management of the community; and

21 WHEREAS this Council certifies that the proposed project will not have a significant effect
22 on the environment based upon the findings set forth in the case record and has adopted a
23 Negative Declaration; and

24 NOW, THEREFORE, BE IT RESOLVED, FOUND AND DETERMINED by the City
25 Council of the City of Riverside, California, this Resolution of Application hereby requests the
26 Local Agency Formation Commission take proceedings for the annexation and detachment of
27 territory described in Exhibit "A" attached hereto and incorporated herein by reference,
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1 according to the terms and conditions stated above and in the manner provided by the Cortese-
2 Knox-Hertzberg Local Governmental Reorganization Act of 2000.

3 ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk this
4 _____ day of _____, 2015.
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7 _____
8 WILLIAM R. BAILEY, III
Mayor of the City of Riverside

9 Attest:

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11 _____
12 COLLEEN J. NICOL
City Clerk of the City of Riverside
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1 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
2 foregoing resolution was duly and regularly adopted at a meeting of the City Council on the
3 day of _____, 2015, by the following vote, to wit:

4 Ayes:

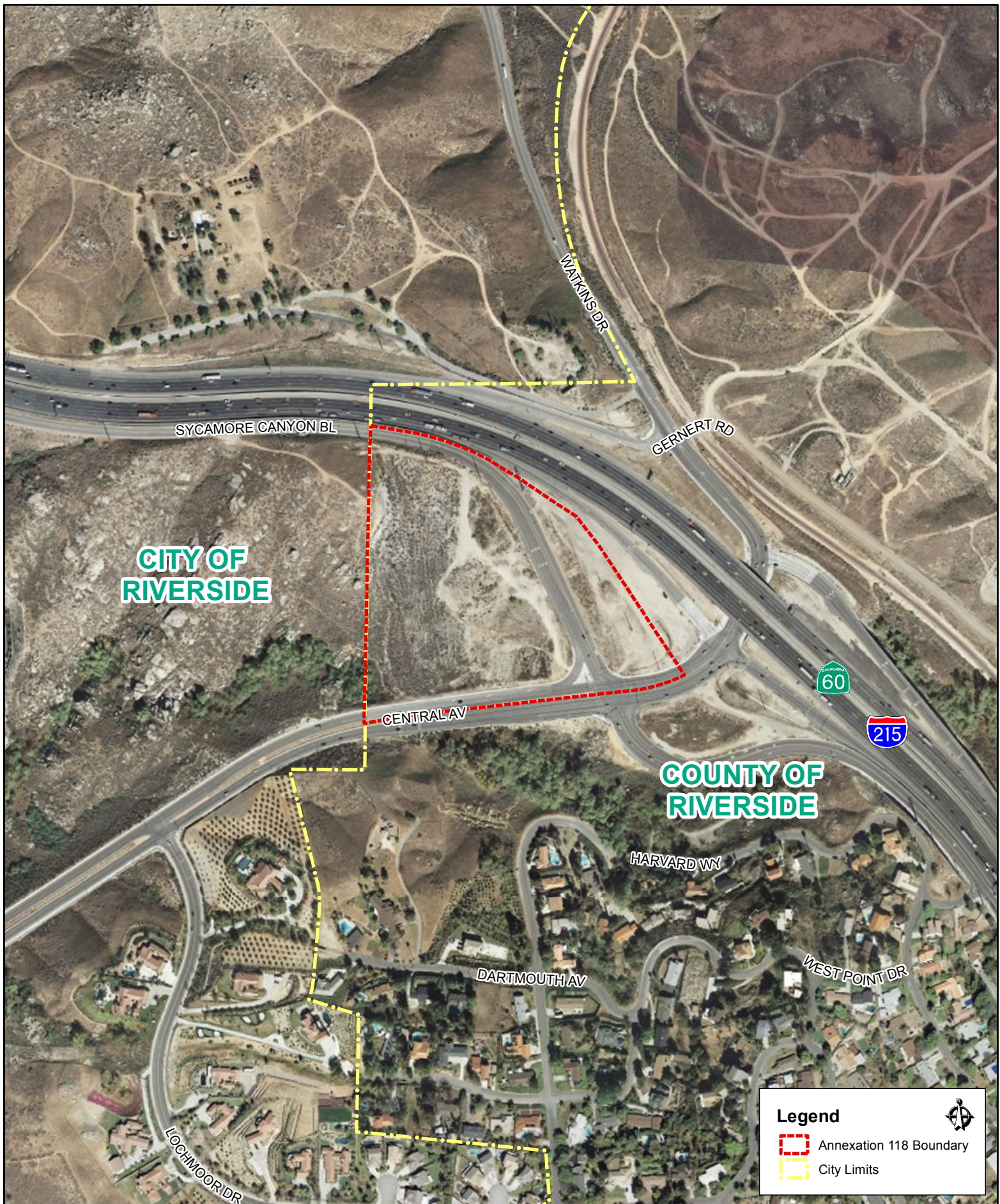
5 Noes:

6 Absent:

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9 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the
10 City of Riverside, California, this ____ day of _____, 2015.

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12 _____
13 COLLEEN J. NICOL
14 City Clerk of the City of Riverside
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P14-0246 (Annexation 118 - Central Sycamore Canyon)
Exhibit A - Proposed Annexation Boundary

