

**2015
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Staff

Kate McKenna, AICP
Executive Officer

132 W. Gabilan Street, #102
Salinas, CA 93901

P. O. Box 1369
Salinas, CA 93902

Voice: 831-754-5838
Fax: 831-754-5831

www.monterey.lafco.ca.gov

AGENDA

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

Conducting Authority (“Protest”) Proceedings Delegated to Executive Officer, as Authorized by the Commission

Monday, October 26, 2015
4:00 p.m.

Board of Supervisors Chambers
Monterey County Government Center
168 West Alisal Street, First Floor
Salinas, California

On behalf of the Commission, the Executive Officer welcomes you to this meeting. The meeting has been noticed according to the Brown Act, and an Agenda and Report will be available on our website at least 72 hours before the meeting.

Call to Order

Pledge of Allegiance

Public Comments

Anyone may make comments concerning items not already on the agenda.

Public Hearing

1. Conducting Authority (“Protest”) Proceedings to consider any written protests regarding an approved annexation (LAFCO File No. 13-05) to the South Monterey County Fire Protection District. On September 21, 2015, the Commission approved the District’s proposed annexation of lands in and around the unincorporated communities of **San Lucas, San Ardo, Bryson/Hesperia, and Bradley**. [Note: Parkfield, Cholame, Indian Valley, Peachtree Canyon, Priest Valley, most of Long Valley, and other outlying areas were excluded from the District’s revised annexation proposal, as approved].

The purpose of this meeting is to allow registered voters or landowners within the affected area to protest the Commission’s decision to approve this annexation. State law requires a subsequent protest hearing unless all property owners provide prior written consent to the proposal. Registered voters or landowners within the affected area may file written protests before or during the protest hearing.

Recommended Action: Hold protest proceedings for this approved proposal.

Adjournment

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AGENDA
ITEM
NO. 1

LAFCO of Monterey County

LOCAL AGENCY FORMATION COMMISSION
P.O. Box 1369 132 W. Gabilan Street, Suite 102
Salinas, CA 93902 Salinas, CA 93901
Telephone (831) 754-5838 Fax (831) 754-5831
www.monterey.lafco.ca.gov

KATE MCKENNA, AICP
Executive Officer

DATE: October 26, 2015
TO: Kate McKenna, AICP, LAFCO Executive Officer
FROM: Darren McBain, Senior Analyst
SUBJECT: Conducting Authority ("Protest") Proceedings for an Approved Annexation to the South Monterey County Fire Protection District of Lands in and around the Unincorporated Communities of San Lucas, San Ardo, Bryson/Hesperia, and Bradley (LAFCO File No. 13-05)

SUMMARY OF RECOMMENDATION:

It is recommended that the Executive Office hold Protest Proceedings for this proposal.

REPORT:

The Local Agency Formation Commission approved this annexation at its September 21, 2015 regular meeting. The approved annexation included lands in and around the unincorporated communities of **San Lucas, San Ardo, Bryson/Hesperia, and Bradley**. Parkfield, Cholame, Indian Valley, Peachtree Canyon, Priest Valley, most of Long Valley, and other outlying areas in the fire district's original proposal were excluded from the revised annexation proposal, as approved.

State law requires a Conducting Authority ("protest") hearing for a change of organization unless all property owners provide prior written consent to the proposal. State law requires that this second hearing follow the 30-day reconsideration period of the Commission's approval of a resolution making determinations.

Registered voters and landowners within the District may file a written protest. Written protests may also be submitted at the protest hearing. Following the close of the protest hearing, according to Government Code section 57075(a), the Commission shall order the change of organization or reorganization subject to confirmation by the registered voters residing within the affected territory if written protests have been filed and not withdrawn by either of the following: 1) At least 25 percent, but less than 50 percent, of the registered voters residing in the affected territory, or 2) At least 25 percent of the number of owners of land who also own at least 25 percent of the assessed value of land within the affected territory. The proposed change of organization or reorganization shall be abandoned if the Commission finds that written protests filed and not withdrawn prior to the conclusion of the hearing represent 50 percent or more of the voters residing in the territory.

The Commission has delegated the authority to conduct this hearing to the Executive Officer. A Certificate of Completion can be recorded following this Executive Officer-conducted hearing, and upon satisfaction of other remaining conditions of approval in the Commission's September 21 resolution, unless a threshold for sufficient protest is met.

Respectfully submitted,



Darren McBain
Senior Analyst

cc: Chief Brennan Blue, South Monterey County Fire Protection District