

MENDOCINO COUNTY
LOCAL AGENCY FORMATION COMMISSION
RESOLUTION NO. 79-8
RESOLUTION MAKING DETERMINATIONS
ON THE PROPOSAL DESIGNATED AS:
TEPPER ANNEXATION TO THE
CITY OF FORT BRAGG
(LAFCO FILE NO. 79-5)

WHEREAS, the District Reorganization Act, in Sections 56000 et.seq. of the Government Code, does establish certain preliminary procedures which shall apply to proposals such as Tepper Annexation to the City of Fort Bragg; and,

WHEREAS, the Preliminary Proceedings were initiated when the Executive Officer of the Commission accepted for filing the subject application and issued a Certificate of Filing on June 15, 1979.

NOW, THEREFORE, BE IT RESOLVED that:

The short term designation for the affected territory shall be Tepper Annexation to the City of Fort Bragg; and,

The affected territory shall be bounded as described in the attached Legal Description; and,

The affected territory is uninhabited as defined by Section 56074 of the Government Code; and,

The Executive Officer did set the proposal for hearing on August 6, 1979 and did give notice at the time and in the manner prescribed by law; and,

The Executive Officer did review the application filed with him and did prepare a report, including his recommendations, thereon; and,

Pursuant to the California Environmental Quality Act of 1970, the Commission has made approval of this proposal contingent upon adoption of a Negative Declaration of Environmental Impact; and,

The Commission, at their meeting on 6 August 1979, held a public hearing as noticed, and heard and received all oral and written protests, objections or evidence which were made, presented, or filed, and considered the report of the Executive Officer and the plan for providing municipal services to the territory.

BE IT FURTHER RESOLVED AND ORDERED that:

The proposed Tepper Annexation to the City of Fort Bragg is approved with the following amendments and/or conditions:

1. The affected area is amended to include all of South Sanderson Way (County Road #416)
2. The Commission must adopt a Negative Declaration of Environmental Impact for the proposal.
3. Detachment of the affected area from the Fort Bragg Rural Fire District is simultaneously approved.
4. Pursuant to Section 56292 of the Government Code, the conducting authority is authorized to proceed without notice and/or hearing.

The Fort Bragg City Council is designated as the conducting authority and is directed to initiate proceedings pursuant to the District Reorganization Act, in Sections 56290 et. seq. of the Government Code; and

The Executive Officer shall mail a certified copy of this Resolution to:

- a. The conducting authority;
- b. The chief petitioners, if any; and,
- c. Each affected city, county and district.

On motion of Commissioner Cimolino, seconded by Commissioner Ayres, and on the following roll call vote:

AYES: Ayres, Cimolino, Rockefeller, Simpson, Barbero.

NOES: None

ABSTAINING: NONE

ABSENT: NONE

This resolution is hereby adopted this 6 day of August, 1979 AND SO ORDERED

Al Barbero
Chairman, Local Agency Formation
Commission

for Ernest Dickens
Executive Officer