

Resolution No. 2018-19-01
of the Mendocino Local Agency Formation Commission

Approving the
Area of Interest Policy

WHEREAS, Local Agency Formation Commissions have been created under the provisions of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, Sections 56000 et. seq. of the Government Code, as independent agencies, shall adopt policies and procedures to carry out their functions, (§56300); and

WHEREAS, the Mendocino Local Agency Formation Commission, hereinafter referred to as Commission, held a public meeting on the proposed Area of Interest Policy, and at that meeting the Commission received the report of the Executive Officer and all oral and written comments with respect to the proposed policy.

NOW, THEREFORE, the Mendocino Local Agency Formation Commission DOES HEREBY RESOLVE, DETERMINE AND ORDER the adoption of the Area of Interest Policy as set forth in Exhibit A.

The foregoing Resolution was passed and duly adopted at a regular meeting of the Mendocino Local Agency Formation Commission held on this 10th day of September 2018, by the following vote:

AYES: *Commissioners Doble, Gonzalez, Brown, McCowan, McNeerlin, Orth, + Ward*

NOES: *none*

ABSTAIN: *none*

ABSENT: *none*

ATTEST:



UMA HINMAN, Executive Officer



GERALD WARD, Chair

Exhibit "A"

Area of Interest

LAFCo may, at its discretion, designate a geographic area beyond the sphere of influence as an Area of Interest to any local agency.

- A. An Area of Interest is a geographic area beyond the sphere of influence in which land use decisions or other governmental actions of one local agency (the "Acting Agency") impact directly or indirectly upon another local agency (the "Interested Agency"). For example, approval of a housing project developed to urban densities on septic tanks outside the city limits of a city and its sphere of influence may result in the city being forced subsequently to extend sewer services to the area to deal with septic failures and improve city roads that provide access to the development. The city in such a situation would be the Interested Agency with appropriate reason to request special consideration from the Acting Agency in considering projects adjacent to the city.
- B. When LAFCo receives notice of a proposal from another agency relating to the Area of Interest, LAFCo will notify the Interested Agency and will consider its comments.
- C. LAFCo will encourage Acting and Interested Agencies to establish Joint Powers Agreements or other commitments as appropriate.