



Local Agency Formation Commission
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**ACTION MINUTES OF REGULAR MEETING
OF THE
LOCAL AGENCY FORMATION COMMISSION
MERCED, CALIFORNIA**

February 26, 2004

Chairman Cortez-Keene called the meeting to order at 2:00 p.m. in the Board Chambers on the Third Floor of the Merced County Administration Building.

I. ROLL CALL

Commissioners Present: Commissioner Cortez-Keene
Commissioner Amabile
Commissioner Bertao
Commissioner O'Banion
Commissioner Trevino
Commissioner Ingram

Staff Present: Bill Nicholson, Executive Officer
John LeVan, Staff Planner
Victoria Lane, Recording Secretary

Counsel Present: Ruben Castillo, LAFCO Counsel

II. APPROVAL OF MINUTES

MOTION: M/S AMABILE/BERTAO, AND CARRIED BY A UNANIMOUS VOTE, THE COMMISSION APPROVES THE MINUTES OF THE MEETING OF JANUARY 22, 2004.

III. CITIZEN COMMUNICATION

None.

IV. PUBLIC HEARINGS

A. Hancock Annexation to the City of Atwater
LAFCO File No. 0600

The public hearing was opened at 2:05 p.m.

The following person spoke: John McCullough from B-C-A.

The public hearing was closed at 2:06 p.m.

MOTION: M/S O'BANION/AMABILE, AND CARRIED BY A UNANIMOUS VOTE, THE COMMISSION CERTIFIES THAT THEY HAVE REVIEWED AND CONSIDERED THE HANCOCK INITIAL STUDY AND MITIGATED DECLARATION PREPARED BY THE CITY OF ATWATER AS LEAD AGENCY, ADOPTS A "STATEMENT OF OVERRIDING CONSIDERATIONS" CONSISTENT WITH THE CITY'S FINDINGS ADOPTED BY CITY COUNCIL RESOLUTION #1570-00 IN 2000, AND APPROVES THE HANCOCK ANNEXATION TO THE CITY OF ATWATER, LAFCO FILE NO. 0600, BASED UPON DETERMINATIONS 1-8 UNDER SECTION III B. OF THE EXECUTIVE OFFICER'S REPORT, INCLUDING THE CONDITION OF APPROVAL UNDER SECTION III B. (2A) AND THE COMMISSION ASSIGNS THE PROJECT THE FOLLOWING SHORT FORM DESIGNATION: "HANCOCK ANNEXATION TO THE CITY OF ATWATER."

- B. Camellia Meadows Annexation to the City of Atwater
LAFCO File No. 0601

The public hearing was opened at 2:25 p.m.

The following person spoke: Garth Pecchenino from Tolladay, Fremming, and Pecchenino.

The public hearing was closed at 2:26 p.m.

MOTION: M/S O'BANION/AMABILE, AND CARRIED BY A UNANIMOUS VOTE, THE COMMISSION CERTIFIES THAT THEY HAVE REVIEWED AND CONSIDERED THE CAMELLIA MEADOWS INITIAL STUDY AND MITIGATED DECLARATION PREPARED BY THE CITY OF ATWATER AS LEAD AGENCY, ADOPTS A "STATEMENT OF OVERRIDING CONSIDERATIONS" CONSISTENT WITH THE CITY'S FINDINGS ADOPTED BY CITY COUNCIL RESOLUTION #1570-00 IN 2000, AND APPROVES THE CAMELLIA MEADOWS ANNEXATION TO THE CITY OF ATWATER, LAFCO FILE NO. 0601, BASED UPON DETERMINATIONS 1-8 UNDER SECTION III B. OF THE EXECUTIVE OFFICER'S REPORT, INCLUDING THE CONDITION OF APPROVAL UNDER SECTION III B. (2A) AND THE ADDITIONAL CONDITION OF APPROVAL OUTLINED IN THE LETTER FROM THE MERCED COUNTY PUBLIC WORKS ROAD DIVISION WHICH READS, "THE BOUNDARY OF THE ANNEXATION SHALL BE EXPANDED TO INCLUDE THE ENTIRE WIDTH OF GERTRUDE AVENUE FROM THE WESTERN BOUNDARY OF THE PROPOSED ANNEXATION TO SHAFFER ROAD." AND THE COMMISSION ASSIGNS THE PROJECT THE FOLLOWING SHORT FORM DESIGNATION: "CAMELLIA MEADOWS ANNEXATION TO THE CITY OF ATWATER."

V. **GENERAL BUSINESS**

None.

VI. **ADJOURNMENT**

There being no further business, Chairman Cortez-Keene adjourned the meeting at 2:44 p.m.

NOTE: The LAFCO meeting was recorded and a tape is available to the public at the

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Merced LAFCO Office. Copies of the tape may also be purchased.