



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

**March 25, 2004**

**Chairman Cortez-Keene called the meeting to order at 2:03 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 Bertao  
Commissioner O'Banion  
Commissioner Trevino**

**Staff Present: John LeVan, Staff Planner  
Victoria Lane, Recording Secretary**

**Counsel Present: Fernanda Saude, LAFCO Counsel**

**II. APPROVAL OF MINUTES**

**MOTION: M/S O'BANION/BERTAIO, AND CARRIED BY A VOTE OF 4-0, THE COMMISSION APPROVES THE MINUTES OF THE MEETING OF FEBRUARY 26, 2004.**

**III. CITIZEN COMMUNICATION**

None.

**IV. PUBLIC HEARINGS**

**A. Silveira Brothers Annexation to the CCID  
LAFCO File No. 0602**

The public hearing was opened at 2:07 p.m.

No one spoke.

The public hearing was closed at 2:07 p.m.

**MOTION: M/S O'BANION/TREVINO, AND CARRIED BY A VOTE OF 4-0, THE COMMISSION CERTIFIES THAT THEY HAVE REVIEWED AND CONSIDERED THE SILVEIRA BROTHERS INITIAL STUDY AND NEGATIVE DECLARATION**

**PREPARED BY CCID AS LEAD AGENCY AND APPROVES THE SILVEIRA BROTHERS ANNEXATION TO THE CCID, LAFCO FILE NO. 0602, BASED UPON DETERMINATIONS 1-7 UNDER SECTION III B. OF THE EXECUTIVE OFFICER'S REPORT AND ASSIGNS THE PROJECT THE FOLLOWING SHORT FORM DESIGNATION: "SILVEIRA BROTHERS ANNEXATION TO THE CENTRAL CALIFORNIA IRRIGATION DISTRICT."**

- B. Oliveira Reorganization Involving the CCID  
LAFCO File No. 0603

The public hearing was opened at 2:15 p.m.

No one spoke.

The public hearing was closed at 2:15 p.m.

**MOTION: M/S O'BANION/BERTAO, AND CARRIED BY A VOTE OF 4-0, THE COMMISSION CERTIFIES THAT THEY HAVE REVIEWED AND CONSIDERED THE OLIVEIRA INITIAL STUDY AND NEGATIVE DECLARATION PREPARED BY THE CCID AS LEAD AGENCY AND APPROVES THE OLIVEIRA REORGANIZATION INVOLVING THE CCID, LAFCO FILE NO. 0603, BASED UPON DETERMINATIONS 1-8 UNDER SECTION III B. OF THE EXECUTIVE OFFICER'S REPORT, INCLUDING THE FIVE CONDITIONS OF APPROVAL UNDER SECTION II B. (4) AND THE COMMISSION ASSIGNS THE PROJECT THE FOLLOWING SHORT FORM DESIGNATION: "OLIVEIRA REORGANIZATION INVOLVING THE CENTRAL CALIFORNIA IRRIGATION DISTRICT."**

- C. Wallace Road Annexation to the City of Atwater  
LAFCO File No. 0604

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

The following people spoke: Mo Khatami, City of Atwater Planning Director; John McCullough, B-C-A Engineers on behalf of the applicant; and Scott Malta, Castle Airport Manager.

The public hearing was closed at 2:32 p.m.

**MOTION: M/S BERTAO/O'BANION, AND CARRIED BY A VOTE OF 4-0, THE COMMISSION CERTIFIES THAT THEY HAVE REVIEWED AND CONSIDERED THE WALLACE ROAD INITIAL STUDY AND MITIGATED DECLARATION PREPARED BY THE CITY OF ATWATER AS LEAD AGENCY, INCLUDING THE MITIGATION MEASURES UNDER SECTION III A.(2a-b) AND ADOPTS A "STATEMENT OF OVERRIDING CONSIDERATIONS" CONSISTENT WITH THE CITY'S FINDINGS ADOPTED BY CITY COUNCIL RESOLUTION #1570-00 IN 2000, AND APPROVES THE WALLACE ROAD ANNEXATION TO THE CITY OF ATWATER, LAFCO FILE NO. 0604, BASED UPON DETERMINATIONS 1-8 UNDER SECTION III B. OF THE EXECUTIVE OFFICER'S REPORT, INCLUDING THE TWO CONDITIONS OF APPROVAL UNDER SECTION III B. (2) AND THE COMMISSION ASSIGNS THE PROJECT THE FOLLOWING SHORT FORM DESIGNATION: "WALLACE ROAD ANNEXATION TO THE CITY OF ATWATER."**

V. **GENERAL BUSINESS**

- A. Update on the Current Year and Proposed Budget

**INFORMATION ITEM ONLY.**

**THE COMMISSION RESCHEDULED THE APRIL 22, 2004 MEETING TO APRIL 29, 2004 AT 2:00 P.M.**

**(NOTE: SUBSEQUENT TO THE MEETING, THE COMMISSION RESCHEDULED THE MEETING BACK TO APRIL 22, 2004.)**

VI. **ADJOURNMENT**

**There being no further business, Chairman Cortez-Keene adjourned the meeting at 2:42 p.m.**

**NOTE: The LAFCO meeting was recorded and a tape is available to the public at the Merced LAFCO Office. Copies of the tape may also be purchased.**