



LOCAL AGENCY FORMATION COMMISSION (LAFCo) APPLICATION

Mariposa County Planning Department

5100 Bullion Street, P.O. Box 2039

Mariposa, CA 95338

Telephone (209) 966-5151 FAX (209) 742-5024

www.mariposacounty.org planningdept@mariposacounty.org

FOR OFFICE USE ONLY

Date Submitted _____ Received By _____

Fees Paid \$ _____ Receipt No. _____ Received By _____

Application No. _____ Application Complete _____

Final Action _____ Date _____

Applicant:

Agent: (if applicable)

Name: _____

Mailing Address: _____

Daytime Phone: () _____ () _____

Email address: _____

Property Owner Name(s)* _____

*If different than applicant, attach letter of authorization or other document that authorizes the applicant to submit an application on the owner's behalf. Applicant must also be a lessee, purchaser in escrow, or optionee of the subject property. If there is more than one property owner, please list the name and mailing address of all other individuals holding an interest and include authorization documentation for each property owner.

Name and address of other persons to be furnished with copies of the executive officer report and mailed a notice of hearing (two maximum):

Property Information:

Assessor's Parcel Number (APN) _____ Parcel Size _____

Address/location _____

General Plan Land Use _____ Zoning Districts _____

Application Information:

Type of application (please check all applicable actions):

- District Formation
- District Dissolution
- District Annexation
- District Detachment
- District Consolidation
- City Incorporation
- Merger/ Subsidiary District
- Sphere of Influence Amendment
- Other: _____

Name of Affected District(s): _____

Application is being made by:

- Petition signed by landowners within the affected territory.
- Petition signed by 100% of the landowners within the affected territory.
- Petition signed by registered voters within the affected territory.
- Resolution of application, adopted by: _____

Environmental Information:

The requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code) have been or will be complied with in the following manner:

- The Mariposa LAFCo is the lead agency for the project and will prepare and adopt the appropriate environmental document for the project in accordance with the California Environmental Quality Act. An environmental assessment form is attached to this application.
- The lead agency for the project: (_____) has filed a Notice of Exemption for the project finding that the project is exempt from the requirements of the California Environmental Quality Act. A certified copy of the Notice of Exemption is attached to this application.
- The lead agency for the project: (_____) has adopted a Negative Declaration for the project. A certified copy of the Notice of Determination and copies of the Negative Declaration and Initial Study are attached to this application.
- The lead agency for the project: (_____) has certified an Environmental Impact Report for the project. A certified copy of the Notice of Determination and a copy of the Final Environmental Impact Report are attached to this application.

REQUIRED SIGNATURE(S)

Affidavit

I/we, the undersigned (Property Owner and Applicant), agree to defend, indemnify, and hold harmless the County and its agents, officers and employees from any claim, action or proceeding against the County arising from the Property Owner and Applicant project.

I/we declare under the penalty of perjury that the statements and information submitted in this application are in all respects true and correct to the best of my/our knowledge.

I/we acknowledge that I/we have read and understand the information contained in the application package relating to the submittal and processing of this application.

I/we understand that the processing of the application will be delayed if any required information is incorrect, omitted, or illegible.

I/we declare that if an entity listed below is a Partnership, Limited Liability Corporation, Corporation or Trust the signer(s) below certifies that he/she is authorized by that entity to apply and sign the application attached herewithin.

| | | |
|--|---|---|
| <u>Property Owner (printed name):</u> | <u>2nd Property Owner (printed name):</u> | <u>Applicant (printed name):</u> |
| <u>Property Owner (signature):</u> | <u>2nd Property Owner (signature):</u> | <u>Applicant (signature):</u> |
| Date: | Date: | Date: |

If there are more than two property owners, additional copies of this page shall be provided.

IMPORTANT: This page must be signed by all property owners and any authorized applicant.

IMPORTANT: Please note that if the property owner/s is/are authorizing someone other than themselves to act as the applicant or agent, the next page must also be signed.

IMPORTANT: Failure to have all necessary signatures will DELAY the commencement of processing the application. The application will be returned to the applicant to provide all necessary signatures.

This page to be signed **IF** the property owner(s) is (are) authorizing someone to act as an agent or applicant for this application.

Affidavit

Applicant/Agent Authorization:

I/we, _____, Property Owner(s) hereby authorize _____ to act as a representative/Applicant and/or _____ to act as a representative/Agent in all matters pertaining to the processing and approval of this application, including modifying the project, and agree to be bound by all representations and agreements made by the designated Applicant and/or Agent.

I/we declare that if the Property Owner and/or Applicant is a Partnership, Limited Liability Corporation, Corporation or Trust, the individual(s) listed below certifies that he/she/they is/are authorized by that entity to execute the application form attached herewithin.

| | | |
|---|--|---------------------------------------|
| <u>Property Owner (printed name):</u> | <u>Applicant (printed name):</u> | <u>Agent (printed name):</u> |
| <u>Property Owner (signature):</u> | <u>Applicant (signature):</u> | <u>Agent (capacity/title):</u> |
| <u>Property Owner (capacity/title):</u> | <u>Applicant (capacity/title):</u> | |
| Date: | Date: | |
| <u>2nd Property Owner (printed name):</u> | <u>Co-Applicant (printed name):</u> | |
| <u>2nd Property Owner (signature):</u> | <u>Co-Applicant (signature):</u> | |
| Date: | Date: | |

LEGAL DESCRIPTION

Please attach the legal description to this sheet

ENVIRONMENTAL ASSESSMENT

Environmental review, in accordance with the California Environmental Quality Act (CEQA), (Section 21000 et seq., Public Resources Code), is required for the LAFCo application and project. A project consists of the LAFCo application and any County approvals necessary to develop the property as proposed (i.e., general plan amendment, subdivision application, etc.). Submitting this form confirms that environmental review has not been conducted on the project by another lead agency, and requests that the Mariposa LAFCo prepare and adopt the appropriate environmental document for the project. The information below is required in order to initiate the environmental review process with Mariposa LAFCo. Additional information may be required by the Executive Officer upon further review of the application.

- 1) List all other government approvals and permits necessary to develop the property as proposed.

- 2) What is the proposed use of the property?

- 3) Will any proposed boundaries divide existing communities or subdivisions? If yes, describe.

- 4) Will the project extend roads, water service, and/or sewer trunk lines into an area not presently provided with those services? If yes, please describe the facility and/or service and where it would be extended.

5) Will the project result in urban or dense development not contiguous with development of equal or greater density? If yes, please describe the use of adjacent properties and the location of the nearest development of equal or greater density.

6) Will the project result in the conversion or development of agricultural or open space land? If yes, please indicate the number of acres and describe the use of land.

7) Will the project affect the capacity of public facilities (i.e. roads, wastewater treatment plant, etc.)? If yes, please describe the present workload of the facility (i.e. 500,000 gallons per day of wastewater treated, etc.) the capacity of the facility, and the amount of workload to be generated by the project.

Please attach additional sheets if necessary.

I, _____, being the project applicant or agent authorized to act in behalf of the project applicant, declare under the penalty of perjury that this form contains all required information, and the statements and information contained herein are in all respects true and correct to the best of my knowledge. I understand that the processing of the application will be delayed if any required information is incorrect, incomplete, omitted, or illegible. I also understand that additional information may be required by the Executive Officer to complete environmental review of the project.

Date

Applicant's signature

SERVICE FESABILTY INFORMATION

Section 14.040 of the Mariposa LAFCo Policies, Procedures, and Standards Manual requires all applications to include information on the services to be extended or provided, how the services would be provided, and the costs of those services. For applications initiated by petition, the applicants must provide the information required below and the information must be complete and accurate. Any information on the affected district that is of public record is available from the district.

- 1) List the types of services that will be extended or provided to the affected territory.

- 2) Describe the level and range of those activities.

- 3) Indicate when the services would be extended or provided to the affected territory.

4) Indicate the improvements or upgrading of structures, roads, sewer, water facilities, or other infrastructure necessary to serve the affected territory with the listed services (i.e. construction of a four-inch diameter water main along Main Street from Poplar Avenue to Elm Avenue).

5) Indicate and itemize the approximate costs of extending the services and constructing the improvements.

6) Discuss how the services and improvements would be financed.

Attach additional sheets if necessary.

I, _____, being the project applicant or agent authorized to act in behalf of the project applicant, declare under the penalty of perjury that this form contains all required information, and the statements and information contained herein are in all respects true and correct to the best of my knowledge. I understand that the processing of the application will be delayed if any required information is incorrect, incomplete, omitted, or illegible.

Date

Applicant's Signature

REQUIRED MATERIALS AND ITEMS FOR A COMPLETE LAFCo APPLICATION

The following checklist contains a summary of the items that are required of applicants by LAFCo to complete the application. This checklist is provided as a convenient summary for the applicant. Please refer to the appropriate section of LAFCo's Policies, Procedures, and Standards Manual regarding the individual application requirements.

- Pre-filing conference with LAFCo staff.
- A petition with the required signatures or a certified copy of the legislative resolution of application initiating the proposal.
- A complete LAFCo Application Form.
- Required maps and legal descriptions of the affected territory for each proposed change of organization.
- An environmental assessment form or legislative Notice of Exemption, Initial Study/Negative Declaration, or certified Environmental Impact Report.
- A master or individual service area plan (for proposals initiated by resolution of application), a complete service feasibility information form (for proposals initiated by petition), or a waiver approved by the Executive Officer (for minor proposals).
- A master or individual service area plan (for proposals initiated by resolution of application), a complete service feasibility information form (for proposals initiated by petition), or a waiver approved by the Executive Officer (for minor proposals).
- If extension of infrastructure or services to currently undeveloped areas will occur, information and evidence of the need for services.
- The applicable application processing fees and petition checking fees. Payment of application fees as determined by Mariposa Planning. Deposit fees are for applications that are to be charged time and materials and are estimated using the staff hour charge of \$116 per hour. All additional staff time and expenses needed to complete the application processing that exceed the deposit amount will be charged at the disclosed rate at the time that services are rendered. On average, invoices will be calculated on a quarterly basis and forwarded to the applicant for payment. If the deposit falls below a balance of 20% of the initial deposit, the applicant will be asked to make a subsequent deposit in an amount estimated to be necessary to complete the processing. Applicants will be expected to pay the subsequent deposit within 30 days of the invoice date or prior to the public hearing, whichever comes first. In the event that the billing is not paid timely, processing will be suspended until payment is made. Any remaining balance will be used to reconcile the final bill. If there is a balance remaining after reconciling the final bill, a refund check will be mailed to the applicant. If the application requires a public hearing, the public hearing will not be scheduled until payment in full is received. It should be noted that the fees do not include consultant fees,

specialized studies, CEQA charges, publication fees and any additional fees that maybe

| | Typical Deposit | Flat Application Fee |
|---|--------------------|----------------------------|
| <input type="checkbox"/> District or City Formation* 62 hours | \$7,192.00 | |
| <input type="checkbox"/> Merger/Consolidation/Dissolution of Districts* see planner for estimate | | |
| <input type="checkbox"/> Territory Annexation/Detachment/Amendment < 5 acres* | | \$ 940.00 |
| <input type="checkbox"/> Territory Annexation/Detachment/Amendment > = 5 acres* 23.50 hours | \$2,726.00 | |
| <input type="checkbox"/> New Amended Sphere of Influence < 5 acres* | | \$1,030.00 |
| <input type="checkbox"/> New Amended Sphere of Influence > = 5 acres* 33 hours | \$3, 828.00 | |
| <input type="checkbox"/> Out of Boundary Service Request* 29 hours | \$3,364.00 | |
| <input type="checkbox"/> Latent Powers (SOI) Determination* 14 hours | \$1,624.00 | |
| <input type="checkbox"/> New/Amended Municipal Services Review* 50 hours | \$5,800.00 | |
| <input type="checkbox"/> Mitigation Monitoring Investigation/Report* | | \$ 400.00 |
| <input type="checkbox"/> Responsible Agency Review* 5 hours | \$ 580.00 | |
| <input type="checkbox"/> Appeal of Administrative Determination/ Request for Reconsideration* 22 hours | \$2,552.00 | |
| Doc Fee | | \$ 62.00 |
| Public Noticing, Posted | | \$ 58.00 |
| Public Noticing, Affected Property Owners | | \$ 58.00 |
| Agency Review Fees: | | |
| PUBLIC WORKS (deposit of fees, additional fees will be billed to applicant directly from Public Works if needed) see planner to see if applicable to the type of application checked above. | \$1,935.00 | |
| Total: | | |

charged by other agencies or county offices.

*Recommended deposit reflects an estimate of Planning staff hours for that project. Estimated hours for deposit and flat fee charges are based on LAFCo Resolution 2011-002.

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REGISTERED VOTER PETITION

FOR OFFICIAL USE ONLY

Petition Accepted on (date) _____ Petition No. _____

Petition Determined to be (please check one) Sufficient Insufficient

Application No. _____ Certificate of Sufficiency Issued on (date) _____

Chief Petitioners: (not to exceed three)

Name _____ Telephone (_____) _____

Address _____ Town/City _____ Zip _____

Name _____ Telephone (_____) _____

Address _____ Town/City _____ Zip _____

Name _____ Telephone (_____) _____

Address _____ Town/City _____ Zip _____

The undersigned registered voters of the affected territory hereby petition the Local Agency Formation Commission (LAFCo) of Mariposa County for approval of a proposed change of organization or reorganization, and stipulate as follows:

1) This proposal is made pursuant to Part 3, Division 3, and Title 5 of the California Government Code (commencing with Section 56000, Cortese-Knox Local Government Reorganization Act of 1985).

2) This proposal proposes to (please describe the nature of the proposal):

3) The specific change(s) of organization proposed (i.e., annexation, detachment, formation, etc.) is/are (please list each change of organization separately):

4) The boundaries of the territory (ies) included in each change of organization are as described or shown on the pages attached hereto and by this reference incorporated herein. (Separate pages (or exhibits) must be attached for each change of organization if the boundaries of the affected territory (ies) are not coterminous.)

5) The territory(ies) included in the proposal is/are (please check one):

- Inhabited [twelve (12) or more registered voters]
- Uninhabited [eleven (11) or less registered voters]

6) The proposal (please check one) is / is not , consistent with the sphere of influence(s) of the affected local agency(ies).

7) The reason(s) for the proposal is/are:

8) The proposal is requested to be made subject to the following terms and conditions:

9) If the formation of a new district(s) is including in the proposal:

A. The principal act(s) under which said district(s) is/are proposed to be formed is/are:

B. The proposed name(s) of the new district(s) is/are:

C. The boundary's of the proposed district(s) is/are as described on Page(s) _____
Hereto incorporated herein.

10) If an incorporation is included in the proposal, the name proposed for the new city is:

If the proposal includes the consolidation of special districts, the proposed name of the consolidated district is:

220401

Wherefore, the undersigned petitioners certify that the petition includes all required information and said petitioners have read all information in said petition, the petitioners request that proceedings be taken in accordance with the provisions of Section 56000 et seq. of the Government Code and herewith affix signatures as follows:

| Date | Printed Name | Property APN | Signature |
|-------------|---------------------|---------------------|------------------|
| 1. | _____ | _____ | _____ |
| 2. | _____ | _____ | _____ |
| 3. | _____ | _____ | _____ |
| 4. | _____ | _____ | _____ |
| 5. | _____ | _____ | _____ |
| 6. | _____ | _____ | _____ |
| 7. | _____ | _____ | _____ |
| 8. | _____ | _____ | _____ |
| 9. | _____ | _____ | _____ |
| 10. | _____ | _____ | _____ |
| 11. | _____ | _____ | _____ |
| 12. | _____ | _____ | _____ |
| 13. | _____ | _____ | _____ |
| 14. | _____ | _____ | _____ |
| 15. | _____ | _____ | _____ |
| 16. | _____ | _____ | _____ |
| 17. | _____ | _____ | _____ |
| 18. | _____ | _____ | _____ |
| 19. | _____ | _____ | _____ |
| 20. | _____ | _____ | _____ |

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LANDOWNER PETITION

FOR PROCEEDINGS PURSUANT TO THE CORTESE-KNOX LOCAL GOVERNMENT 1985 REORGANIZATION ACT

FOR OFFICIAL USE ONLY

Petition Accepted on (date) _____ Petition No. _____

Petition Determined to be (please check one) Sufficient Insufficient

Application No. _____ Certificate of Sufficiency Issued on (date) _____

Chief Petitioners: (not to exceed three)

Name _____ Telephone (_____) _____

Address _____ Town/City _____ Zip _____

Name _____ Telephone (_____) _____

Address _____ Town/City _____ Zip _____

Name _____ Telephone (_____) _____

Address _____ Town/City _____ Zip _____

The undersigned registered voters of the affected territory hereby petition the Local Agency Formation Commission (LAFCo) of Mariposa County for approval of a proposed change of organization or reorganization, and stipulate as follows:

1) This proposal is made pursuant to Part 3, Division 3, and Title 5 of the California Government Code (commencing with Section 56000, Cortese-Knox Local Government Reorganization Act of 1985).

2) This proposal proposes to (please describe the nature of the proposal):

3) The specific change(s) of organization proposed (i.e., annexation, detachment, formation, etc.) is/are (please list each change of organization separately):

4) The boundaries of the territory (ies) included in each change of organization are as described or shown on the pages attached hereto and by this reference incorporated herein. (Separate

pages (or exhibits) must be attached for each change of organization if the boundaries of the affected territory (ies) are not coterminous.)

5) The territory(ies) included in the proposal is/are (please check one):

- Inhabited [twelve (12) or more registered voters]
- Uninhabited [eleven (11) or less registered voters]

6) The proposal (please check one) is / is not , consistent with the sphere of influence(s) of the affected local agency(ies).

7) The reason(s) for the proposal is/are:

8) The proposal is requested to be made subject to the following terms and conditions:

9) If the formation of a new district(s) is including in the proposal:

A. The principal act(s) under which said district(s) is/are proposed to be formed is/are:

B. The proposed name(s) of the new district(s) is/are:

C. The boundaries of the proposed district(s) is/are as described on Page(s) _____ Hereto incorporated herein.

10) If an incorporation is included in the proposal, the name proposed for the new city is:

Provisions are requested for appointment of:

City Manager (please check one): Yes No

City Clerk and City Treasurer (please check one): Yes No

11) If the proposal includes the consolidation of special districts, the proposed name of the consolidated district is:

220401

Wherefore, the undersigned petitioners certify that the petition includes all required information and said petitioners have read all information in said petition, the petitioners request that proceedings be taken in accordance with the provisions of Section 56000 et seq. of the Government Code and herewith affix signatures as follows:

| Date | Printed Name | Property APN | Signature |
|-------------|---------------------|---------------------|------------------|
| 1. | | | |
| 2. | | | |
| 3. | | | |
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| 17. | | | |
| 18. | | | |
| 19. | | | |
| 20. | | | |

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Resolution No. _____

**A RESOLUTION OF APPLICATION BY THE _____
DISTRICT REQUESTED THE LOCAL AGENCY FORMATION COMMISSION (LAFCo) TAKE
PROCEEDINGS FOR THE _____**

RESOLVED, by the Board of Directors of the _____
District, that

WHEREAS, the _____ desires in initiate proceedings
pursuant to the Cortese-Knox Local Government Reorganization Act of 1985, Division 3,
commencing with Section 56000 of the California Government Code, for the _____ ; and

WHEREAS, the proceedings will propose to (*describe nature of proposal*) _____
and propose the following changes of organization _____ ; and

WHEREAS, the territory proposed to be _____
is (*please select one*) inhabited/ uninhabited, and a description of the boundaries of the territory is
set forth in Exhibit _____ attached hereto and by this reference incorporated herein _____ ; and

WHEREAS, this proposal (*please select one*) is / is not consistent with the sphere of
influence of the affected district (s); and

WHEREAS, it is desired to provide that the proposed _____
be subject to the following terms and conditions:

(*insert terms and conditions*) _____ ; and

WHEREAS, the reasons for this proposal are as follows:

(*insert reasons*) _____ : and

WHEREAS, the Board of Directors has adopted a service area plan for the affected territory,
attached hereto and by this reference incorporated herein.

NOW, THEREFORE, this Resolution of Application is hereby adopted and approved by the
Board of Directors of the _____ District,
And the Local Agency Formation Commission of Mariposa County is hereby requested to take
proceedings as stated above according to the terms and conditions stated above and in the manner
provided by the Cortese-Knox Local Government Reorganization Act of 1985.

PASSED AND ADOPTED by the Board of Supervisors of the _____
District at a (*please select one*) regular/ special meeting thereof held on the _____ day of
_____, 20____, by the following vote:
(Insert vote signatures)

**MARIPOSA LOCAL AGENCY FORMATION COMISSION
CERTIFICATE OF SUFFICIENCY
FOR REGISTERED VOTER PETITION**

STATE OF CALIFORNIA
COUNTY OF MARIPOSA

The undersigned certifies as follows:

I am the duly appointed Executive Officer of the Mariposa Local Agency Formation Commission.

The attached petition entitled, _____
was accepted and filed by me on _____, 20__.

Said petition is signed by registered voters and pursuant to Section 56707 of the Government Code, I have compared the names of the signers on said petition against voters' register in the Office of the Mariposa County Clerk and have ascertained there for the matter required by Section 56707.

The results of my examination are as follows:

All signatures on the petition were secured within six (6) months of the date on which the first signature on the petition was affixed.

The elapsed time between the data on which the last signature on the petition was affixed and the date on which the petition was accepted and filed by me is _____ days.

The number of registered voters residing within the affected territory is _____.

The minimum signature requirements for a sufficient petition are:

Signature (s) by _____ registered voters residing within the affected territory.

Said petition was signed by _____ registered voters residing in within the affected territory.

Please check one of the following:

- Based on this examination, it is hereby determined and certified that the petition qualifies as a sufficient petition and was signed by the requisite number of qualified signers of a sufficient petition.
- Based on this examination, it is hereby determined and certified that the petition does not qualify as a sufficient petition for the following reasons:

Date: _____

_____, Executive Officer

**MARIPOSA LOCAL AGENCY FORMATION COMMISSION
CERTIFICATE OF SUFFICIENCY
FOR LANDOWNER PETITION**

STATE OF CALIFORNIA
COUNTY OF MARIPOSA

The undersigned certifies as follows:

I am the duly appointed Executive Officer of the Mariposa Local Agency Formation Commission.

The attached petition entitled, _____
was accepted and filed by me on _____, 20__.

Said petition is signed by landowners and, pursuant to Section 56707 of the Government Code, I have compared the names of the signers on said petition against the names of the persons shown as owners of land on the last equalized assessment roll of the County and have ascertained there from the matter required by Section 56707.

The result of my examination are as follows:

All signatures on the petition were secured within six (6) months of the date on which the first signature on the petition was affixed.

The elapsed time between the data on which the last signature on the petition was affixed and the date on which the petition was accepted and filed by me is _____ days.

The number of landowners owning land within the affected territory is _____.

The total assessed value of land within the affected territory is \$ _____.

The minimum signature requirements for a sufficient petition are signature(s) by _____ landowners owning land within the affected territory who also owns not less than \$ _____ of the assessed value of land within the affected territory.

Said petition was signed by _____ landowners who also own \$ _____ of the assessed value of land within the affected territory.

Please check one of the following:

- Based on this examination, it is hereby determined and certified that the petition qualifies as a sufficient petition and was signed by the requisite number of qualified signers of a sufficient petition.
- Based on this examination, it is hereby determined and certified that the petition does not qualify as a sufficient petition for the following reasons:

Date _____, Executive Officer