

## RESOLUTION NO. RO-17-12

### A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION APPROVING THE "JENSEN-ARMSTRONG NO. 1 REORGANIZATION" WITH CONDITIONS

**WHEREAS**, reorganization proceedings were initiated by the Sanger Unified School District to annex 100.83 acres to the City of Fresno and detach from the Fresno County Fire Protection District and the Kings River Conservation District for the territory located on the northeast corner of East Jensen and South Fowler Avenues; and

**WHEREAS**, the application was submitted to the Fresno Local Agency Formation Commission (LAFCo) by Sanger Unified School District as required by State Law, and the application for said proposed reorganization (Proposal) was accepted for filing by the executive officer and set for hearing on the 13<sup>th</sup> day of December, 2017, at the hour of 1:30 p.m.; and

**WHEREAS**, notice of the hearing of the Proposal was given as required by State Law; and

**WHEREAS**, the executive officer reviewed the Proposal and prepared a report to the commission, including a recommendation for approval upon certain conditions, said report having been mailed at least five days before said hearing and was duly considered by the commission pursuant to State Law; and

**WHEREAS**, the commission acting as "Responsible Agency" reviewed and considered the information in the Final Environmental Impact Report filed and adopted by Sanger Unified School District acting as the "Lead Agency" under the California Environmental Quality Act ("CEQA") for the Jensen-Armstrong No. 1 Reorganization" and associated with rezoning under the requirements of the CEQA, which was included in the executive officer's report to the commission; and

**WHEREAS**, the commission considered all relevant factors and evidence and heard all interested parties wishing to speak on the Proposal.

**WHEREAS**, prior to executing the Certificate of Completion, pursuant to Government Code section 56883, the executive officer corrected the legal description and map to include additional public rights-of-way along E. Jensen and S. Armstrong Avenues which are necessary for complete construction and safe operation of these rights of way.

**NOW, THEREFORE, BE IT RESOLVED that the Fresno Local Agency Formation Commission does HEREBY RESOLVE AND DETERMINE, as follows:**

**Section No. 1.** Acting as Responsible Agency under CEQA Guidelines, find that prior to approving the proposed reorganization, the environmental effects of the Proposal as shown in the CEQA document prepared, adopted, and submitted by the Lead Agency, were reviewed and considered, and determine these documents to be adequate pursuant to CEQA Guidelines Section 15050.

**Section No. 2.** The commission finds that the proposed reorganization is consistent with LAFCo Policies, Standards, and Procedures and the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH).

**Section No. 3.** The commission finds pursuant to the CKH and information in the record that:

- A. The territory is uninhabited; and
- B. All landowners and affected agencies have consented to the reorganization.

**Section No. 4.** The commission assigns the distinctive short form designation "Jensen-Armstrong No. 1 Reorganization" and approves the annexation as generally depicted in Attachment "A" subject to the following conditions of approval:

- A. Pursuant to Fresno LAFCo Policy 103-05, the executive officer shall record the approved application if all conditions have been satisfied and once he or she has determined that the facts pertaining to the application during the time of recording are materially similar to those facts considered by the commission when the application was approved. Facts, as used in the proceeding sentence, is defined to include, but in not limited to, whether or not the proposed project is materially similar to the project described in any application before the commission.
- B. Ownership of land permitting the annexation shall include the full-width right-of-way along Jensen and Armstrong Avenues.
- C. Submittal of corrected legal description and map.

**Section No. 5.** The commission waives further Conducting Authority Proceedings and orders the reorganization subject to the requirements of the CKH.

**Section No. 6.** The commission action approving the Proposal shall expire one year from the date of this resolution unless all proceedings are complete, including condition compliance, and Certificate of Completion issued by the executive officer.

**Section No. 7.** The executive officer is hereby authorized and directed to mail copies of this Resolution as provided in Government Code section 56882 and to file, as appropriate, in the office of the Fresno County Clerk all environmental documents, if any, pertaining to the approval of the Proposal, as required by State Law.

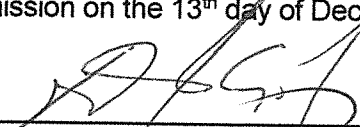
**ADOPTED THIS 13<sup>th</sup> DAY OF DECEMBER 2017, BY THE FOLLOWING VOTE:**

**AYES:            COMMISSIONERS MAGSIG, PARRA, QUINTERO, LOPEZ, SILVA**  
**NOES:            NONE**  
**ABSENT:        NONE**  
**ABSTAIN:        NONE**

**STATE OF CALIFORNIA )  
COUNTY OF FRESNO    )**

**CERTIFICATION**

I, David E. Fey, Executive Officer, Fresno Local Agency Formation Commission, hereby certify that the foregoing resolution was adopted by the Commission on the 13<sup>th</sup> day of December 2017.

  
\_\_\_\_\_  
David E. Fey, Executive Officer  
Fresno Local Agency Formation Commission

APPROVED  
LAFCO RES. # RD-17-12  
December 13, 2017  
DATE

**ANNEXATION FOR JENSEN-ARMSTRONG NO. 1  
REORGANIZATION**

**LEGAL DESCRIPTION**

Area to be annexed to the City of Fresno and detached from the Fresno County Fire Protection District and the Kings River Conservation District.

That portion of Sections 15 and 22, Township 14 South, Range 21 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, described as follows:

**BEGINNING** at the Southwest corner of said Section 15, also being the existing City of Fresno boundary;

Thence, (1) North  $00^{\circ}14'30''$  West, 1505.12 feet to a point lying 165.00 feet north of the North Line of the Southwest Quarter of the Southwest Quarter of said Section 15;

Thence, (2) North  $89^{\circ}46'48''$  East, parallel with and 165.00 feet distant from said North Line, a distance of 330.30 feet to a point lying 330.30 feet east of the West Line of said Section 15;

Thence, (3) South  $00^{\circ}14'30''$  East, parallel with and 330.30 feet distant from said West Line, a distance of 165.00 feet to a point on said North Line;

Thence, (4) North  $89^{\circ}46'48''$  East, along said North Line and its easterly extension, a distance of 2311.01 feet to the East Line of the Southwest Quarter of said Section 15;

Thence, (5) North  $89^{\circ}47'28''$  East, along the North Line of the Southwest Quarter of the Southeast Quarter of said Section 15, a distance of 965.40 feet to the Northeast corner of that certain parcel described in the Grant Deed Document No. 2009-0151465 of Official Records of Fresno County;

Thence, (6) South  $00^{\circ}03'15''$  East, along said East Line, a distance of 602.35 feet to the Southeast corner of said Grant Deed Document No. 2009-0151465;

Thence, (7) South  $89^{\circ}42'45''$  West, along the South Line of said Grant Deed Document No. 2009-0151465, a distance of 944.61 feet to the East Line of the West 20.00 feet of the Southeast Quarter of said Section 15;

Thence, (8) South  $00^{\circ}07'46''$  East, along said East Line and its southerly extension, a distance of 844.73 feet;

Thence, (9) South  $89^{\circ}43'15''$  West, a distance of 40.00 feet to the West line of the East 20.00 feet of the Northwest Quarter of said Section 22;

Thence, (10) North  $63^{\circ}41'03''$  West, a distance of 78.18 feet to the South line of the North 76.00 feet of the Northwest Quarter of said Section 22;

Thence, (11) South  $89^{\circ}43'15''$  West, along said South line, a distance of 2448.87 feet;

Thence, (12) South  $63^{\circ}02'26''$  West, a distance of 66.81 feet to the East line of the West 40.00 feet of the Northwest Quarter of said Section 22;

EXHIBIT A  
Page 2 of 2

Thence, (13) South 89°45'30" West, a distance of 40.00 feet to the West line of the Northwest Quarter of said Section 22;

Thence, (14) North 00°14'30" West, along said West line, a distance of 105.97 feet to the **POINT OF BEGINNING**.


Containing 100.83 acres more or less.

APNs: 316-022-29ST, 316-022-31T, 316-022-32, 316-022-33, 316-022-34, 316-022-35T and 316-022-59T.

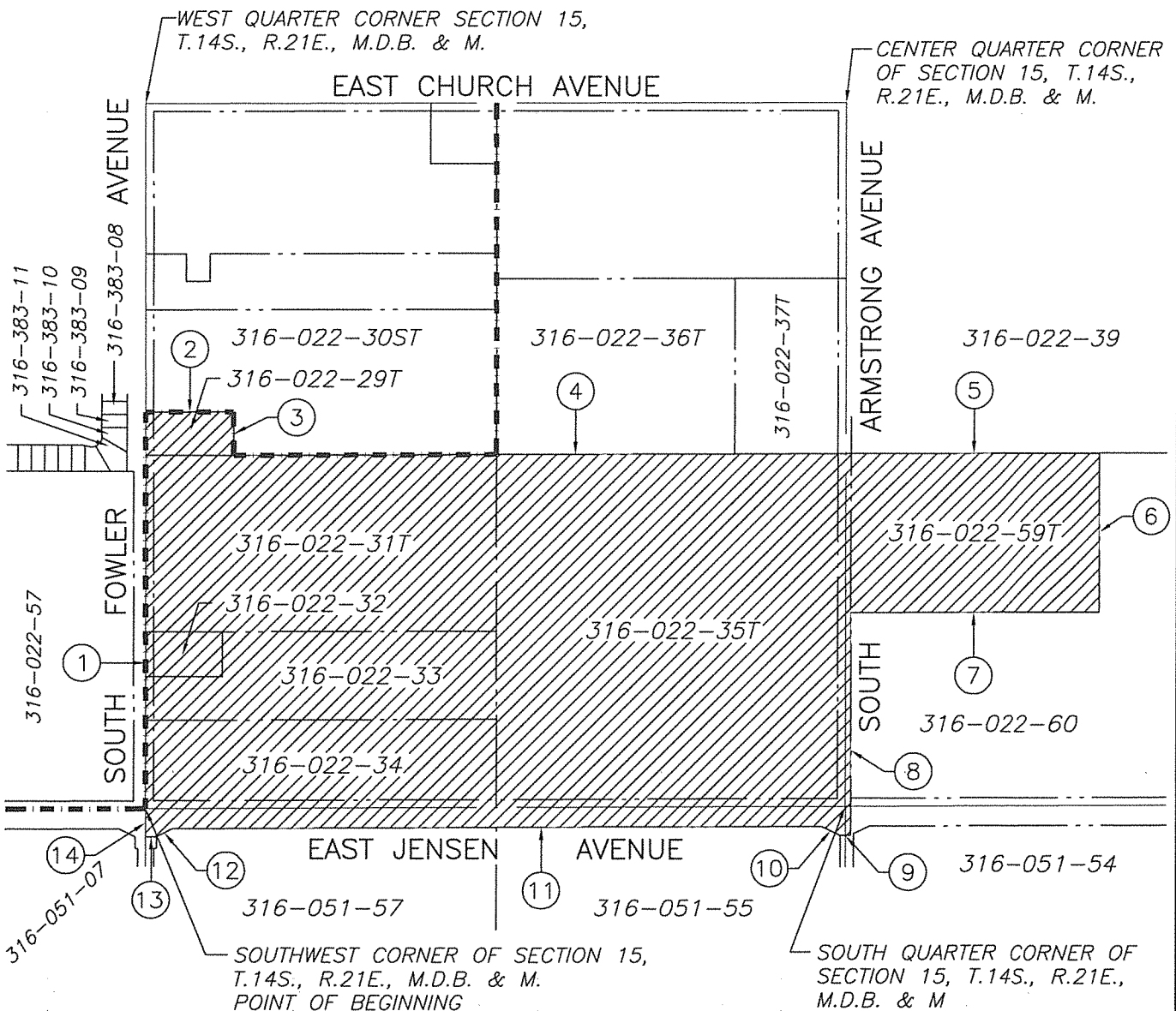
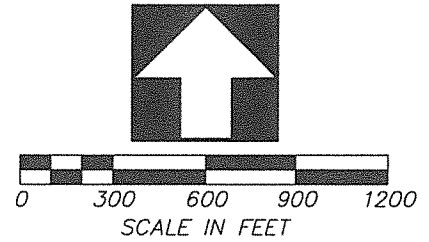
BOUNDARY CHANGE RECORDED  
TIME \_\_\_\_\_ DATE \_\_\_\_\_  
DOCUMENT # \_\_\_\_\_  
EFFECTIVE \_\_\_\_\_

- ① N 00°14'30" W 1505.12'
- ② N 89°46'48" E 330.30'
- ③ S 00°14'30" E 165.00'
- ④ N 89°46'48" E 2311.01'
- ⑤ N 89°47'28" E 965.40'
- ⑥ S 00°03'15" E 602.35'
- ⑦ S 89°42'45" W 944.61'
- ⑧ S 00°07'46" E 844.73'
- ⑨ S 89°43'15" W 40.00'
- ⑩ N 63°41'03" W 78.18'

**LEGEND:**

- EXISTING BOUNDARY OF THE CITY OF FRESNO
-  ANNEXATION TO THE CITY OF FRESNO
- ACREAGE: 100.83 ACRES

- ⑪ S 89°43'15" W 2448.87'
- ⑫ S 63°02'26" W 66.81'
- ⑬ S 89°45'30" W 40.00'
- ⑭ N 00°14'30" W 105.97'



**Blair,  
Church  
Flynn**  
CONSULTING ENGINEERS

CONSULTANT  
Blair, Church & Flynn  
Consulting Engineers  
451 Clovis Avenue,  
Suite 200  
Clovis, California 93612  
Tel (559) 326-1400  
Fax (559) 326-1500

**EXHIBIT "B"**

ANNEXATION FOR JENSEN-ARMSTRONG NO. 1 REORGANIZATION  
TO BE ANNEXED TO THE CITY OF FRESNO AND DETACHED FROM THE FRESNO COUNTY  
FIRE PROTECTION DISTRICT AND THE KINGS RIVER CONSERVATION DISTRICT

DR. BY DRG  
CH. BY DRG  
DATE 12/30/17  
SCALE: AS NOTED

SHEET NO. 1  
OF 1 SHEETS