



COUNCIL RESOLUTION NO. 2007-1

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, APPLYING TO THE FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCO) IN THE MATTER OF THE PROPOSED SHIELDS-ARMSTRONG NO. 3 REORGANIZATION

WHEREAS, this proposed application for annexation is made pursuant to Part 3 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 contained in Division 3 of Title 5 commencing with Section 56000 of the California Government Code; and,

WHEREAS, the specific changes of organization requested are annexation to the City of Fresno and detachment from the Fresno County Fire Protection District and the Kings River Conservation District, of certain property consisting of approximately 20-acres and hereinafter called the "subject territory;" and,

WHEREAS, a description of the boundaries of the subject territory is set forth in Exhibit A and the accompanying legal description attached hereto and by this reference are incorporated herein; and,

WHEREAS, this proposal is within the established Sphere of Influence of the City of Fresno; and,

WHEREAS, the proposed reorganization is uninhabited under the definition of Section 56046 of the California Government Code and the City is proposing annexation of the subject territory; and,

WHEREAS, municipal services for the subject territory will be provided in a manner described in the Service Delivery Plan pursuant to the requirements set forth in Government Code Section 56653; and,

WHEREAS, this proposal complies with the terms and standards of the 2003 Memorandum of Understanding between the City of Fresno and the County of Fresno approved January 6, 2003; and,

WHEREAS, notification of the intention to file this proposal has been made to the County of Fresno; and,

WHEREAS, on December 1, 2006, the County of Fresno staff determined that the proposed reorganization is consistent with the standards of annexation of the 2003 Memorandum of Understanding between the City of Fresno and the County of Fresno approved January 6, 2003; and,

Adopted _____
Approved 1/9/07
Effective _____

2007-1



WHEREAS, the Council considered and reviewed the environmental findings of Environmental Assessment No. Shields-Armstrong No. 3 dated December 11, 2006 for the subject property which resulted in the issuance of a Finding of Conformity to the 2025 Fresno General Plan Master Environmental Impact Report (MEIR) in accordance with the Guidelines for implementation of the California Environmental Quality Act; and,

WHEREAS, this proposed reorganization will result in logical growth, the provision of municipal services, and the application of appropriate development standards and controls within the City of Fresno, and implements the Council's policy to unify the metropolitan area.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Fresno finds the proposed Shields-Armstrong No. 3 Reorganization to be consistent with the Standards of Annexation in the 2003 City/County Memorandum of Understanding dated January 6, 2003.

BE IT FURTHER RESOLVED that the Council of the City of Fresno hereby consents to the annexation of the Shields-Armstrong No. 3 Reorganization into the City of Fresno.

BE IT FURTHER RESOLVED that the Council of the City of Fresno finds that there is no substantial evidence in the record to indicate that the Shields-Armstrong No. 3 Reorganization may have a significant adverse effect on the environment and hereby approves the environmental finding of Environmental Assessment No. Shields-Armstrong No. 3 dated December 11, 2006, that the project proposal conforms to the provisions of the 2025 Fresno General Plan Master Environmental Impact Report (MEIR No. 10130).

BE IT FURTHER RESOLVED that the Council of the City of Fresno hereby directs staff to complete the application for the herein proposed Shields-Armstrong No. 3 Reorganization, and that the City Manager or his designee is authorized to sign said application, with appropriate attachments, and subject to the submittal to the City of Fresno the transition fee determined in accordance with the Transition Agreement between the City of Fresno and the Fresno County Fire Protection District Regarding the Transfer of Certain General *Ad Valorem* Real Property Tax Revenue Generated by Annexations, and submit same to the Executive Officer of LAFCO requesting that proceedings for the

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Shields-Armstrong No.3 Reorganization
January 9, 2007
Page 3



proposed reorganization take place in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

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CLERK'S CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO)
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the City Council of the City of Fresno at a regular meeting held on the 9th day of January, 2007, by the following vote:

AYES: Calhoun, Dages, Duncan, Sterling, Westerlund, Xiong, Perea
NOES: None
ABSENT: None
ABSTAIN: None

REBECCA E. KLISCH
City Clerk

By Rebecca E. Klisch

APPROVED AS TO FORM:

JAMES C. SANCHEZ
CITY ATTORNEY

By John W. Fox
(Deputy)

Shields-Armstrong No. 3 Reorganization

K:\ANNEXATIONS\ Shields-Armstrong No. 3\CC Reorg Reso.doc



NW COR. NE 1/4
NW 1/4 SEC. 27,
T. 13S., R.21 E.,
M.D.B.& M.

P.O.B. NE COR
NW 1/4 SEC. 27,
T. 13S., R.21 E.,
M.D.B.& M.

EAST SHIELDS AVENUE

N89°38'18"E
1324.04'

1324.04' N89°38'18"E

N00°18'59"W
661.00'

S00°21'44"E
661.00'

S89°38'18"W 1324.57'

EAST SHIELDS AVENUE

SW COR. NE 1/4
NW 1/4 SEC. 27,
T. 13S., R.21 E.



SCALE: 1" = 300'



LEGEND

———— PROPOSED CITY LIMIT LINE

..... EXISTING CITY LIMIT LINE

 AREATO BE DETACHED FROM THE FRESNO COUNTY FIRE PROTECTION DISTRICT, THE KINGS RIVER CONSERVATION DISTRICT, AND ANNEXED TO THE CITY OF FRESNO.

RES. NO. _____ ADOPTED: _____

FILE NO. _____

SHIELDS-ARMSTRONG NO.1

ANNEX. NO. _____

REORGANIZATION

PORTION OF SECTION 27, T. 13 S., R. 21 E., M.D.B.&M.

ACRES **20.10±**

TO BE ANNEXED TO THE CITY OF FRESNO AND DETACHED FROM THE FRESNO COUNTY FIRE PROTECTION DISTRICT AND THE KINGS RIVER CONSERVATION DISTRICT

COUNCIL DISTRICT NO. _____

ALLOCATED TO COUNCIL DISTRICT NO. _____ AS PER
COUNCIL DISTRICT MAP. _____

DRAWN BY: LG
DATE: 08-08-06
SCALE: AS NOTED

REVISED:



LEGAL DESCRIPTION
SHIELDS - ARMSTRONG NO. 1

August 14, 2006

BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 13 SOUTH, RANGE 21 EAST, MOUNT DIABLO BASE AND MERIDIAN, ALSO BEING AN ANGLE POINT IN THE CITY LIMIT LINE OF THE CITY OF FRESNO; THENCE SOUTH 0°31'26" EAST, ALONG THE EAST LINE OF SAID NORTHWEST QUARTER, ALSO BEING ALONG THE CITY LIMIT LINE OF THE CITY OF FRESNO, A DISTANCE OF 661.00 FEET; THENCE LEAVING SAID CITY LIMIT LINE, SOUTH 89°38'18" WEST, ALONG A LINE PARALLEL WITH AND 661.00 FEET SOUTH OF THE NORTH LINE OF SAID NORTHWEST CORNER, A DISTANCE OF 1324.57 FEET, TO A POINT ON THE WEST LINE OF THE NORTHEAST QUARTER OF SAID NORTHWEST QUARTER; ALSO BEING THE WEST LINE OF LOT 3 OF SUBDIVISION OF SECTION 27 OF SAID TOWNSHIP AND RANGE, ACCORDING TO THE MAP THEREOF RECORDED IN BOOK 5, PAGE 14 OF PLATS, FRESNO COUNTY RECORDS; THENCE NORTH 0°18'59" WEST, ALONG SAID WEST LINE OF LOT 3 AND THE WEST LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 661.00 FEET, TO A POINT ON THE NORTH LINE OF SAID NORTHWEST QUARTER, ALSO BEING A POINT ON THE CITY LIMIT LINE OF THE CITY OF FRESNO; THENCE NORTH 89°38'18" EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, ALSO BEING THE CITY LIMIT LINE OF THE CITY OF FRESNO, A DISTANCE OF 1324.04 FEET, TO THE POINT OF BEGINNING.

CONTAINING 20.10 ACRES, MORE OR LESS.



MICROFILMED

Ref. Date