



COUNCIL RESOLUTION NO. 2007-288

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 OLIVE-POLK NO. 4F 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 North Central Fire Protection District and the Kings River Conservation District, of certain property consisting of approximately 2.5 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,

Adopted _____
Approved _____
Effective 8-28-07

2007-288



RESOLUTION NO. 2007-288
Olive-Polk No. 4F Reorganization
August 28, 2007
Page 2

WHEREAS, On July 24, 2007 the County of Fresno 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,

WHEREAS, on August 28, 2007, the Council considered and reviewed the environmental findings of Environmental Assessment No. R-06-46/TPM-2006-34 dated August 31, 2006 for the subject property which previously had resulted in the issuance of a finding that the project conforms to the provisions of the 2025 Fresno General Plan Master Environmental Impact Report (MEIR) No. 10130 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 Olive-Polk No. 4F 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 Olive-Polk No. 4F 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 Olive-Polk No. 4F Reorganization may have a significant adverse effect on the environment and hereby affirms the action of the City Council on October 3, 2006, adopting said Finding of Conformity dated August 31, 2006.

BE IT FURTHER RESOLVED that the Council of the City of Fresno hereby directs staff to complete the application for the herein proposed Olive-Polk No. 4F Reorganization, and that the City Manager or his designee is authorized to sign said application, with attachments and submit same to the Executive Officer of LAFCO requesting that proceedings for the proposed reorganization take place in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.



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 28 day of August , 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 Fox*
John Fox, Deputy City Attorney
8/21/2007

Olive-Polk No. 4F Reorganization

Exhibit A

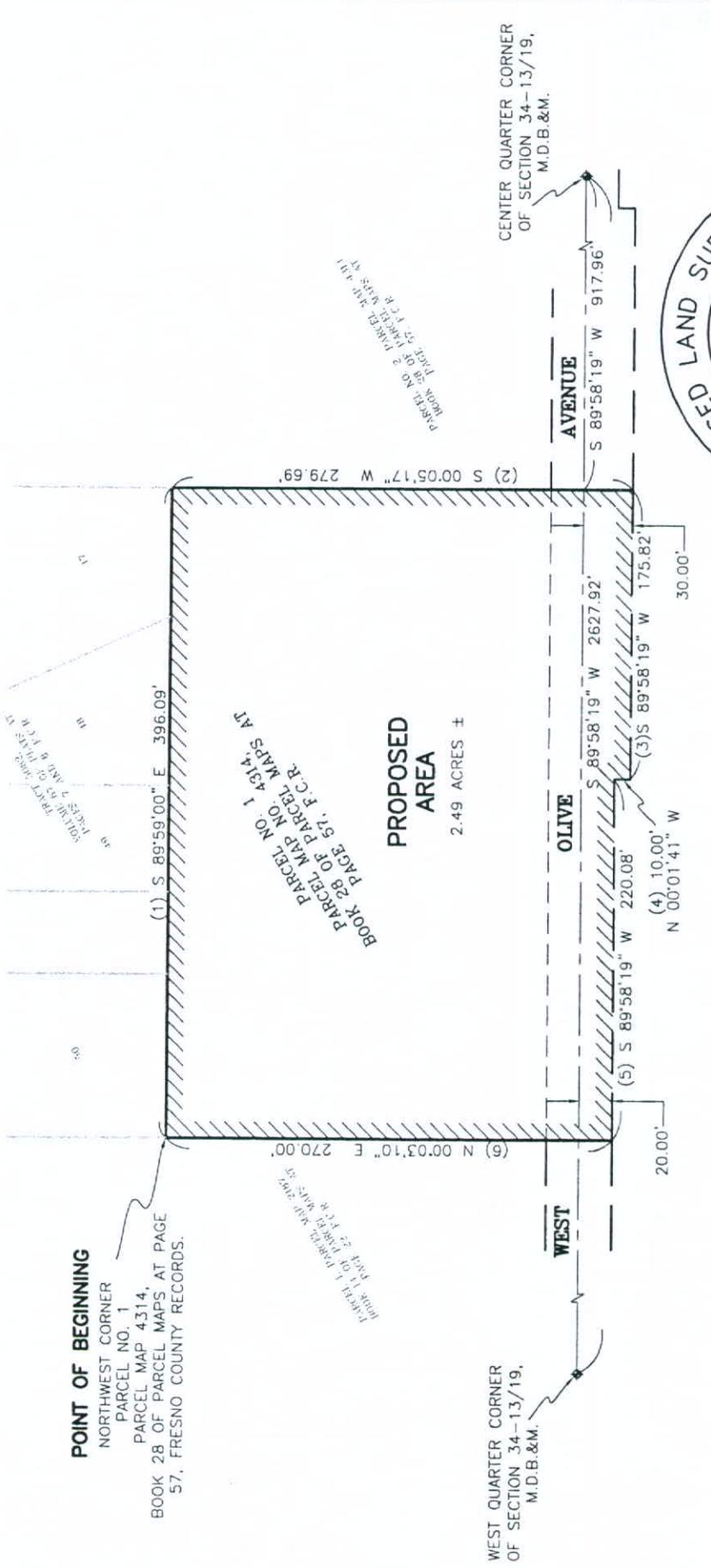


4-11-07
WO: 05-080

DIXON & ASSOCIATES, INC.
LAND SURVEYING

55 SHAW AVENUE, SUITE 215
CLOVIS, CALIFORNIA, 93612

PH: (559)297-4200 FAX: (559)297-4272



PROPOSED AREA
2.49 ACRES ±



AREA TO BE ANNEXED TO THE CITY OF FRESNO
OLIVE - POLK NORTHWEST REORGANIZATION

ANNEXATION TO THE CITY OF FRESNO DETACHMENT FROM THE NORTH FRESNO FIRE PROTECTION DISTRICT AND FROM THE KINGS RIVER CONSERVATION DISTRICT

POINT OF BEGINNING
NORTHWEST CORNER
PARCEL NO. 1
PARCEL MAP 4314,
BOOK 28 OF PARCEL MAPS AT PAGE
57, FRESNO COUNTY RECORDS.

WEST QUARTER CORNER
OF SECTION 34-13/19,
M.D.B.&M.

CENTER QUARTER CORNER
OF SECTION 34-13/19,
M.D.B.&M.

PARCEL NO. 1
PARCEL MAP NO. 4314
BOOK PAGE 57, F.C.R.

PARCEL NO. 1
PARCEL MAP NO. 4314
BOOK PAGE 57, F.C.R.

PARCEL NO. 2
PARCEL MAP NO. 4314
BOOK PAGE 57, F.C.R.

PARCEL NO. 1
PARCEL MAP NO. 4314
BOOK PAGE 57, F.C.R.

LEGAL DESCRIPTION
OLIVE – POLK NORTHWEST REORGANIZATION
TO BE ANNEXED TO THE CITY OF FRESNO
DETACHMENT FROM THE NORTH FRESNO FIRE PROTECTION
DISTRICT AND FROM THE KINGS RIVER CONSERVATION DISTRICT

That portion of the Northwest Quarter of Section 34, Township 13 South, Range 19 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, more particularly described as follows:

BEGINNING at the Northwest corner of Parcel No.1 of Parcel Map No. 4314, according to the map thereof recorded in Book 28 of Parcel Maps at Page 57, Fresno County Records;

1. thence South $89^{\circ}59'00''$ East, along the North line of said Parcel 1, a distance of 396.09 feet to the Northeast corner of said Parcel No.1;
2. thence South $00^{\circ}05'17''$ West, along the East line of said Parcel No.1 and the Southerly prolongation thereof, a distance of 279.69 feet to a point being 30.00 feet South of the South line of the Northwest Quarter of said Section 34;
3. thence South $89^{\circ}58'19''$ West, parallel with and 30.00 feet South of the South line of the Northwest Quarter of said Section 34, a distance of 175.82 feet;
4. thence North $00^{\circ}01'41''$ West, a distance of 10.00 feet to a point being 20.00 feet South of the South line of the Northwest Quarter of said Section 34;
5. thence South $89^{\circ}58'19''$ West, parallel with and 20.00 feet South of the South line of the Northwest Quarter of said Section 34, a distance of 220.08 feet to a point on the Southerly prolongation of the West line of said Parcel No. 1;
6. thence North $00^{\circ}03'10''$ East, along the Southerly prolongation of the West line of said Parcel No.1 and along the West line of said Parcel No. 1, a distance of 270.00 feet to the **POINT OF BEGINNING**.

Containing 2.49 acres, more or less.

