

Les Baugh
County Member

Larry Farr
City Member

Stan Neutze
City Member

Mike Daquisto
City Member Alternate

Irwin Fust
Special District Member

Mary Rickert
County Member Alternate

Brenda Haynes
Special District Member



Larry Russell
Public Member

Joe Chimenti
County Member

Patricia A Clark
Special District Alternate

Katherine Ann Campbell
Public Member Alternate

George Williamson
Executive Officer

James M. Underwood
General Counsel

Kathy Bull
Office Manager

Agenda Item: 7a

Meeting Date: October 1, 2020

From: George Williamson AICP, Executive Officer

Subject: Cemetery District Consolidation and Annexation –Protest Proceeding Waiver
The Commission will whether to waive the Protest Proceeding.

LAFCOs are responsible under the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 to regulate the formation and development of local governmental agencies and their municipal services. This includes approving or disapproving proposed changes of organization, such as boundary changes, consistent with adopted policies and procedures pursuant to California Government Code (G.C.) § 56375. LAFCOs are authorized with broad discretion in amending and conditioning changes of organization as long as they do not directly regulate land use, property development, or subdivision requirements.

BACKGROUND

At a noticed Special Meeting on September 3 2020, the Commission approved the proposal submitted by resolution of application by the Boards of Trustees of the Anderson and Cottonwood Cemetery Districts for the consolidation of the Anderson-Cottonwood Cemetery District and annexation of territory.

DISCUSSION

Conducting Authority Proceedings

All proposed boundary changes approved by the Commission are subject to conducting authority proceedings (i.e., protest hearing) unless waived in accordance with criteria outlined under G.C. Section 56663.

The approved Cemetery District Consolidation and Annexation proposal is not subject to conducting authority proceedings under G.C. Section 56663 unless written opposition is received from landowners or registered voters within the affected territory prior to the conclusion of the Commission's proceedings on the proposal.

RECOMMENDATION

Staff Recommends that the Commission conduct a public hearing on the protest proceeding by:

Receiving a staff report

Opening the Public Hearing and receiving testimony/ any protests

Closing the hearing and if it is determined that no protests were received

Approve the conducting authority proceedings (i.e., protest hearing) waiver: