

IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

____ day _____, 2018

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. 2018 - _____

**RESOLUTION FOR APPLICATION TO THE LOCAL AGENCY FORMATION COMMISSION TO
ESTABLISH FIRE AUTHORITY FOR COUNTY SERVICE AREA 10 – CAYUCOS**

The following resolution is hereby offered and read:

WHEREAS, on September 12, 2017, the Cayucos Fire Protection District (“District”) filed an application for dissolution with the San Luis Obispo – Local Agency Formation Commissioner (LAFCO); and

WHEREAS, on March 13, 2018, the Board of Supervisors voted to advise LAFCO that the County intends to assume fire protection services in the area covered by the District when the District dissolves; and

WHEREAS, the Board of Supervisors also directed staff to prepare a plan of services for County Fire to provide fire protection services that includes staffing as required for a Type 1 engine at Station 56 and the necessary renovations of Station 56 to meet minimum requirements, utilizing all available Public Facility Fees allocated to the District; and

WHEREAS, fire protection services will be transferred to the County of San Luis Obispo/County Service Area 10 – Cayucos (“CSA 10”) upon dissolution of the District by LAFCO; and

WHEREAS, the transfer of fire services is described in the Plan for Services (Exhibit A); and

WHEREAS, CSA 10 is a County service area formed under Government Code Section 61000 et seq. and currently provides water services within its service area; and

WHEREAS, the County requests activation of CSA 10’s latent power to provide fire

protection pursuant to Government Code Section 25213 (b) for property located within the current District boundaries; and

WHEREAS, in order to establish the authority to provide fire protection, it is necessary, in accordance with Government Code Sections 56824.10 et seq., to submit a Resolution of Application to be filed with the Executive Officer of LAFCO for purposes of scheduling a hearing by LAFCO to consider the activation of CSA 10's fire protection authority; and

WHEREAS, in accordance with Government Code Section 56824.12(c), a noticed public hearing was held on June 5, 2018 by the Board of Supervisors and public comment was taken and considered .

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. Staff is directed to submit this Resolution with a Plan for Services in the form attached hereto as Exhibit "A" to the Executive Officer of LAFCO.
2. The Executive Officer of LAFCO is requested to set the matter for a public hearing by LAFCO pursuant to Government Code Section 56824.14 and the rules and regulations of LAFCO.
3. LAFCO is requested to approve the Plan for Services proposed by the County for fire protection services pursuant to Government Code Section 61600(d).
4. LAFCO is requested to adopt the following conditions for providing services within the service area:
 - a. The effective date of District dissolution shall be the date of recordation of the Certificate of Completion or as determined by LAFCO; and
 - b. The reorganization consists of the following changes of organization:
 - i. Dissolution of the District; and
 - ii. Activation of the Fire Authority for CSA 10; and
 - c. The County shall be designated as the successor agency to the District for the purpose of winding up the affairs of the dissolved District pursuant to Government Code sections 57450 - 57463. The County shall be the

responsible agency for providing fire protection services as described in the Plan for Services; and

- d. Station 56 shall be retrofitted utilizing all Public Facility Fees allocated to the District in addition to supplemental funds allocated by the County to continue operations as the primary response location from Station 56; and
- e. Per the Property Tax Exchange Agreement approved by the County Board of Supervisors, all existing District funding from property tax shall be transferred to the County and administered through CSA10 for fire protection services; and
- f. All existing assessment funding approved by the Community under Measure C-12 shall be transferred to the County and administered by CSA 10; and
- g. If the jurisdictional changes are approved by LAFCO, CSA 10 shall own, control and manage all assets of the District. The County on behalf of CSA 10 shall be the successor to all assets, liabilities, and service responsibilities of the dissolved District;; and
- h. On the effective date of the dissolution of the District, CSA 10 shall provide fire protection services within the boundaries of the dissolved District as described in the Plan for Services; and
- i. The County shall establish a weed abatement program within CSA 10.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to-wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

WITNESS my hand and the seal of said Board of Supervisors, affixed this ____
day of _____, 20__.

County Clerk and Ex-Officio Clerk
of the Board of Supervisors

(SEAL)

By _____
Deputy Clerk