

RESOLUTION NO. 2004-\_\_\_\_\_

RESOLUTION OF THE SUTTER COUNTY LOCAL AGENCY, FORMATION  
COMMISSION, ACTING AS THE CONDUCTING AUTHORITY, MAKING  
DETERMINATIONS ON THE VALUE OF WRITTEN PROTEST FOR THE  
TERRITORY DESIGNATED AS THE TIERRA BUENA  
REORGANIZATION NO. 318.

**RECITALS**

1. On January 22, 2003, the Sutter County Local Agency Formation Commission (LAFCO) held a public hearing to consider a reorganization for the annexation of 518± acres to the city of Yuba City, and detachment of the property from County Service Area “G” and the Consolidated Street Lighting District.
2. As part of the reorganization proposal LAFCO has proposed dissolving the Tierra Buena Community Service District that provides sewer service for approximately 105 properties within the reorganization area.
3. After conducting a public hearing and considering all evidence, both written and oral, LAFCO adopted Resolution No. 2004-03, approving the reorganization on January 22, 2004.
4. On February 4, 2004, the executive officer of the commission provided notice of the protest hearing in accordance with Government Code Section 57025(a).
5. On February 26, 2004, LAFCO, acting as the conducting authority, held a protest hearing and received and considered any written protests filed with regard to the dissolution of the Tierra Buena Community Services District.

THE SUTTER COUNTY LOCAL AGENCY FORMATION COMMISSION RESOLVES  
THAT:

1. Valid written protests to the reorganization involving the dissolution of the Tierra Buena Community Service District in accordance with Government Code Section 57075(a)(2)(A) and (B) were not filed. Therefore, an election is not required for that portion of the reorganization.
2. A majority written protest to the reorganization dissolving the Tierra Buena Community Service District in accordance with Government Code Section 57078 was not filed.
3. The reorganization, including annexation and detachments and dissolving the Tierra Buena Community Service District is approved.
4. The boundaries of the Tierra Buena Community Service District and sphere of influence which are to be dissolved are shown on Exhibit “A” which is attached.

5. This action is taken pursuant to division 3, title 5 (commencing with section 56000) of the Government Code, known as the Cotese-Knox-Hertzberg Local Government Reorganization Act of 2000.
6. The terms and conditions of the reorganization are set forth in LAFCO Resolution No. 2004-03, and incorporated by reference.
7. The reasons for the reorganization are those set forth in the statement of reasons included in the LAFCO Executive Officer's staff report for the meeting of January 22, 2004, hereby incorporated by reference.
8. The regular Sutter County assessment roll will be utilized in connection with this reorganization.
9. The affected territory will not be taxed for existing general bonded indebtedness of any agency whose boundaries are changed by this reorganization; however, property owners within the boundaries of the former Tierra Buena Community Service District will be taxed for the existing bonded indebtedness of the former district until that debt has been paid in full.
10. The dissolution of the Tierra Buena Community Service District is expressly conditioned on the approval of the annexation and detachments. If the annexation and detachments are not approved, then the dissolution of the Tierra Buena Community Services District shall not occur regardless of whether such dissolution is approved by the voters or by the lack of sufficient protests being filed.

PASSED AND ADOPTED this 26<sup>th</sup> day of February 2004, by the following vote:

AYE:

NO:

ABSTAIN:

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CHAIRPERSON

ATTEST:

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LARRY T. COMBS  
EXECUTIVE OFFICER