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June 10, 2009 (Agenda)

June 10, 2009  
Agenda Item 12

Contra Costa Local Agency Formation Commission  
651 Pine Street, Sixth Floor  
Martinez, CA 94553

**Amendments to Service and Fee Agreements – Initial Study – Sphere of Influence Expansions  
(City of Pittsburg, Contra Costa Water District, Delta Diablo Sanitation District)**

Dear Members of the Commission:

**RECOMMENDATION**

Authorize LAFCO staff to execute contract amendments with PMC and the City of Pittsburg to extend the terms of the agreements from June 30, 2009 to December 31, 2009 in order to complete work on the environmental review associated with the proposed sphere of influence (SOI) expansions for the City of Pittsburg, Contra Costa Water District (CCWD) and Delta Diablo Sanitation District (DDSD).

**DISCUSSION**

In conjunction with the East County Water/Wastewater and Sub-Regional Municipal Service Reviews and corresponding SOI updates, the Commission authorized an environmental study relating to the proposed SOI expansions for DDSD and CCWD to coincide with the voter approved Urban Limit Lines (ULLs) for the cities of Pittsburg and Antioch.

In July 2008, the Commission approved a service contract with PMC to prepare the Initial Study relating to the proposed SOI expansions. Further, the Commission approved a fee agreement with the City of Pittsburg to fund the study. The City of Pittsburg is serving as the funding agent for the purposes of the fee agreement, and is coordinating payments from the respective funding parties (DDSD and Discovery Builders, Inc).

In January 2009, the Commission approved amendments to the service and fee agreements to add to the study a review of the proposed expansion of the City of Pittsburg's SOI to coincide with the City's voter approved ULL.

PMC recently completed the Initial Study. On April 13 LAFCO released a Notice of Intent to Adopt a Negative Declaration relating to the proposed SOI expansions. In addition, LAFCO released the draft Negative Declaration with associated Initial Study and supporting documents for a 30-day public comment period.

Written comments were received from the following parties:

- City of Pittsburg
- Greenbelt Alliance
- Kathy Gleason - CNWS Neighborhood Alliance
- Raymond O'Brien (Bay Point resident)
- East Bay Regional Park District (EBRPD)
- Save Mount Diablo
- Delta Diablo Sanitation District (DDSD)
- Louis Parsons - Discovery Builders, Inc.

Given the extent and scope of the comments received, PMC and LAFCO staff will need additional time to prepare adequate responses to these comments and the Commission will need additional time to complete the CEQA process.

#### FINANCING

This is a time only amendment and has no financial impact.

Please contact the LAFCO office if you have any questions.

Sincerely,

LOU ANN TEXEIRA  
EXECUTIVE OFFICER

c: Michael McCormick, PMC  
Jerry Brown, CCWD  
Gary Darling, DDSD  
Marc Grisham, City of Pittsburg  
Jim Jakel, City of Antioch  
Louis Parsons, Discovery Builders, Inc.