



Lou Ann Texeira
 Executive Officer

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January 8, 2014
 Agenda Item 7

January 8, 2014 (Agenda)

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

**Results of Protest Hearing
 Annexation 184 to Central Contra Costa Sanitary District**

Dear Commissioners:

At a public hearing on November 13, 2013, the Commission approved Annexation 184 to Central Contra Costa Sanitary District (CCCSD). This is a proposal to annex 28± acres (six parcels) to CCCSD. The subject parcels are located in five separate areas in unincorporated Alamo and the Town of Danville. The purpose of the annexation is to allow for the extension of sewer services to the properties and to provide for logical boundaries.

In accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, LAFCO is the agency to conduct the protest hearing. The purpose of the protest hearing is to receive written protests from affected landowners/registered voters regarding the proposal and determine whether a majority protest exists. With regard to this annexation, which is uninhabited (i.e., contains fewer than 12 registered voters), the Commission shall take one of the following actions:

- **Order the annexation** if written protests have been filed by less than 50% of the landowners owning less than 50% of the assessed value of land within the affected territory; or
- **Terminate the proceedings** if a majority protest exists. A majority protest constitutes 50% or more of the landowners owning at least 50% of the assessed value of land.

The protest hearing was properly noticed and held on Wednesday, December 18, 2013, at 3:00 p.m. in the LAFCO office located at 651 Pine Street, Sixth Floor in Martinez. The hearing was conducted by the LAFCO Executive Officer, who is delegated the authority to conduct the protest hearing on behalf of the Commission.

At the conclusion of the hearing, the number of protests received prior to and during the hearing were counted. No protests were filed; consequently, the annexation is ordered.

RECOMMENDATION

It is recommended that the Commission adopt the attached resolution finding a majority protest was not received, and order the annexation subject to the terms and conditions as specified in the Commission's resolution of approval.

Sincerely,

Lou Ann Texeira
Executive Officer

c: Distribution List

CONTRA COSTA LOCAL AGENCY FORMATION COMMISSION

DETERMINATION OF THE EXECUTIVE OFFICER OF THE CONTRA COSTA LOCAL AGENCY FORMATION COMMISSION FINDING THERE ARE INSUFFICIENT WRITTEN PROTESTS TO TERMINATE THE PROCEEDINGS RELATING TO ANNEXATION 184 TO CENTRAL CONTRA COSTA SANITARY DISTRICT (LAFCO 13-07)

1. This action is taken pursuant to the Cortese Knox Hertzberg Local Government Reorganization Act (Government Code §56000 et seq.) and policies of the Contra Costa Local Agency Formation Commission (hereafter Commission).

2. Proceedings for Annexation 184 to Central Contra Costa Sanitary District (CCCSD) were initiated by the District and filed with the Executive Officer of the Contra Costa LAFCO on July 1, 2013, proposing the annexation of 28± acres (six parcels) to CCCSD. The purpose of the annexation is to allow for the extension of sewer services to the properties and to provide for logical boundaries.

3. On November 12, 2013, the Commission adopted Resolution No. 13-07, making determinations and approving the proposal subject to certain conditions. A true copy of said Resolution is attached hereto and incorporated by this reference, containing the terms and conditions of the Commission's approval of this proposal.

4. Acting on delegated authority from the Commission, as Executive Officer I conducted on December 18, 2013, a properly noticed public hearing to receive protests filed against the proposed annexation and, following conclusion of the hearing, found that fewer than 50 percent of the land owners (owning less than 50 percent of the assessed value of land) within the area proposed for annexation filed written protests against the proposal.

5. Finding there are insufficient protests to terminate the proceedings, the Contra Costa LAFCO hereby orders Annexation 184 to Central Contra Costa Sanitary District subject to the terms and conditions contained within the Commission's resolution of approval.

This order is made on and is effective from January 8, 2014.

Lou Ann Texeira, Executive Officer
Contra Costa Local Agency Formation Commission