



Lou Ann Texeira
 Executive Officer

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| Candace Andersen <i>County Member</i> | Federal Glover <i>County Member</i> |
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| Tom Butt <i>City Member</i> | Rob Schroder <i>City Member</i> |
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| Diane Burgis <i>County Member</i> |
| Stanley Caldwell <i>Special District Member</i> |
| Charles R. Lewis, IV <i>Public Member</i> |
| Edi Birsan <i>City Member</i> |

June 8, 2022

Contra Costa Local Agency Formation Commission
 40 Muir Road, 1st Floor
 Martinez, CA 94553

June 8, 2022
Agenda Item 16

Current and Potential Future LAFCO Applications

Dear Members of the Commission:

SUMMARY

This report identifies active applications on file with Contra Costa LAFCO as well as potential future applications. This report is presented for information only.

DISCUSSION

The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (“CKH”) delegates LAFCOs with regulatory and planning duties to coordinate the formation and development of local government agencies and their municipal services. This includes approving and disapproving boundary changes, boundary reorganizations, formations, mergers, consolidations, dissolutions, incorporations, sphere of influence (SOI) amendments, and extension of out of agency services. Applications involving jurisdictional changes filed by landowners or registered voters are placed on the Commission’s agenda as information items before action is considered by LAFCO at a subsequent meeting (Gov. Code §56857).

There is currently one approved proposal awaiting completion, six current applications that are either incomplete and/or awaiting a hearing date, and several potential future applications.

Current Proposals – Approved and Awaiting Completion

Chang Property Reorganization (LAFCO 18-06)

This is an application filed by the landowner to annex 66.92± acres to the City of San Ramon, Central Contra Costa Sanitary District (CCCSD) and East Bay Municipal Utility District (EBMUD) and detach the same area from County Service Area (CSA) P-6. The subject area is located at the intersection of Crow Canyon and Bollinger Canyon Roads in unincorporated San Ramon. The Commission approved the boundary reorganization in

August 2017 with conditions. One of the conditions has not yet been met. The applicant has requested and received several extensions of time with the current extension to July 9, 2022. A status report will be provided at the June 8, 2022 LAFCO meeting along with a request for an extension.

Current Applications – Under Review

LAFCO Tassajara Parks Project – Boundary Reorganization (LAFCO 16-06)

This is an application filed by the landowner to annex 30± acres to Central Contra Costa Sanitary District (CCCSO) and East Bay Municipal Utility District (EBMUD). The project includes development of 125 single-family homes. The subject area is located east of the City of San Ramon and the Town of Danville. The application is currently incomplete. The project is currently being litigated.

LAFCO Tassajara Parks Project – SOI Amendments (LAFCO 16-07)

This is an application filed by the landowner to amend the SOIs for CCCSO and EBMUD by 30± acres in anticipation of corresponding annexations. The application is currently incomplete. The project is currently being litigated.

Faria Southwest Hills – Boundary Reorganization (LAFCO 21-04)

This is an application filed by the City of Pittsburg to annex 606± acres to the City of Pittsburg, Contra Costa Water District (CCWD) and Delta Diablo (DD) and detachment from CSA P-6. The project includes development of up to 1,500 residential units. The application is currently incomplete. On February 9, 2022, Contra Costa County Superior Court ruled that the City of Pittsburg violated CEQA. The Court issued a writ of mandate compelling the City to set aside the project approvals and the certification of the Final EIR, and that any further consideration of the project must comply with CEQA and be consistent with the Court's ruling.

Annexation to EBMUD – 285 Lark Lane – Alamo (LAFCO 21-09)

This is an application filed by the landowner to annex 3.14± acres to EBMUD. The application is currently under review.

Laurel Place IV, Subdivision 9495 – 5175 Laurel Drive - Annexation to City of Concord and Detachment from CSA P-6

This is an application filed by the landowner to annex 3.60± acres (eight parcels) to City of Concord and detach from CSA P-6. This application is currently pending.

Annexation to City of Concord and Detachment from CSA P-6 – Akins

On June 9, 2021, LAFCO approved extension of out of agency wastewater service by the City of Concord to the Akins property located in unincorporated Concord (Ayers Ranch). LAFCO's approval was conditioned on a commitment from the landowners to submit to LAFCO an application to annex the subject parcel to the City of Concord by *May 31, 2022*. An annexation application was filed with LAFCO on April 26, 2022 pursuant to LAFCO's condition. The annexation application is currently under review.

✚ EBMUD SOI Amendment – Thomas Property (LAFCO 22-03) – Happy Valley Road, Lafayette

This is an application filed by the landowner expand EBMUD's SOI by 35± acres in order to receive municipal water service and in response to poor water quality on the property. The application is currently under review.

✚ Annexation to EBMUD – Thomas Property (LAFCO 22-04) Happy Valley Road, Lafayette

This is an application filed by the landowner to annex 35± acres to EBMUD in order to receive municipal water service and in response to poor water quality on the property.

Potential Future Applications

On April 14, 2021, LAFCO approved the extension of out of agency water service by the City of Martinez to the Bay's Edge Subdivision 9065 located in unincorporated Martinez (Mt. View). LAFCO's approval was conditioned on commitment from the City to submit to LAFCO an application to annex the subject parcels to the City of Martinez by *August 31, 2022*, in the event the entirety of Mt. View is not annexed to the City prior to that date.

There are currently several potential applications that may be submitted to Contra Costa LAFCO in the future including annexations to Byron Bethany Irrigation District, City of Brentwood, City of Concord, City of Martinez, Stege Sanitary District, and West County Wastewater District.

RECOMMENDATION – Informational item – no actions required.

Sincerely,

LOU ANN TEXEIRA
EXECUTIVE OFFICER

Attachment – Current Applications Table

**CONTRA COSTA LOCAL AGENCY FORMATION COMMISSION
CURRENT APPLICATIONS – June 8, 2022**

Attachment

| File # | APPLICATION NAME/LOCATION | APPLICATION SUMMARY | STATUS |
|---------------|---|--|--|
| 16-06 | Tassajara Parks Project: proposed annexations to CCCSD and EBMUD of 30+ acres located east of the City of San Ramon and the Town of Danville | Application submitted in May 2016 by the landowner to annex 30+ acres to Central Contra Costa Sanitary District (CCCSD) and East Bay Municipal Utility District (EBMUD) to support development of 125 residential lots and related improvements. On July 13, 2021, the County Board of Supervisors certified the project EIR, amend the ULL, executed a land preservation agreement, and acted on various discretionary project approvals. | Application is currently incomplete. Await certified EIR, updated application, and other information. The project is currently being litigated. |
| 16-07 | Tassajara Parks Project: proposed SOI expansions to CCCSD and EBMUD of 30+ acres located east of the City of San Ramon and the Town of Danville | Application submitted in May 2016 by the landowner to amend the SOIs for CCCSD and EBMUD in anticipation of annexation. | Application is currently incomplete. Await certified EIR, updated application, and other information. The project is currently being litigated. |
| 21-05 | Faria Southwest Hills Reorganization: proposed annexations to City of Pittsburg, CCWD and DD of 606+ acres located southwest of the City of Pittsburg | Application submitted in June 2021 by City of Pittsburg to annex 606+ acres to the City, Contra Costa Water District (CCWD) and Delta Diablo (DD) and detach from County Service Area (CSA) P-6 to support hillside estate development of up to 1,500 units. | Application is currently incomplete. <i>Notices of Incomplete Application</i> issued on 7/21/21 and 1/28/22. The project is currently being litigated. |
| 21-09 | Annexation to EBMUD – 285 Lark Lane – Alamo | Application submitted in September 2021 by the landowner to annex 18.38+ acres to EBMUD | Currently under review |
| 21-16 | Laurel Ranch IV, Subdivision 9495, 5175 Laurel Drive – Annexation to City of Concord | Application submitted in December 2021 by the landowner to annex 3.60+ acres to City of Concord and detach from CSA P-6 | Currently under review |
| 22-01 | Annexation to City of Concord - Akins | Application submitted in April 2022 by the landowners to annex one parcel (1.42+ acres) and detach from CSA P-6 | Currently under review |
| 22-03 | EBMUD SOI Amendment – Thomas Property (Happy Valley Road, Lafayette) | Application submitted in May 2022 to expand EBMUD's SOI (35+ acres) | Currently under review |
| 22-04 | Annexation to EBMUD – Thomas Property (Happy Valley Road, Lafayette) | Application submitted in May 2022 by the landowners to annex 35+ acres to EBMUD | Currently under review |