



## ***SOUTH FEATHER WATER & POWER AGENCY***

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**TO:** Board of Directors

**FROM:** Michael Glaze, General Manager

**DATE:** September 8, 2006

**RE:** Detachment for Lot Line Adjustment – Lake Wyandotte Property  
Agenda Item – 9/26/06 Board of Directors Meeting

At your meeting of June 19, 2003, you reviewed a letter from Robert Taylor wherein he proposed purchasing the sliver of the Agency's Lake Wyandotte parcel lying on the opposite side of Hurleton Road from the lake. It was the Board's consensus that the piece of the Agency's parcel desired by Mr. Taylor along the frontage of a parcel he already owned (APN 072-250-003) served no useful purpose for the Agency. Adding the piece to Mr. Taylor's parcel would allow that parcel to have frontage along the Hurleton Road public right of way.

At your meeting last January the Board adopted a resolution (06-1-1) declaring the sliver of land adjacent to Hurleton Road as surplus and that it was not needed for Agency purposes, and authorizing that the parcel be sold to Mr. Taylor.

Subsequently, Mr. Taylor learned that he could not complete his lot-line adjustment to add the parcel to his property because it had a different tax area code. His only solution was to go through a LAFCo application process to detach the parcel from the Agency's jurisdiction so that it matches his larger parcel. At your last meeting, in response to Mr. Taylor's request, you approved an application to LAFCo to detach the sliver from the Agency.

We have not been advised that LAFCo will not process the application without a resolution affirming your approval of the detachment. So, the following action is recommended:

**"I move adoption of Resolution 06-9-2 making application to LAFCo to detach from the Agency that parcel lying on the northwest side of Hurleton Road adjacent to the southeasterly boundary of APN 075-250-003."**

**Resolution 06-9-2**  
**Application by the South Feather Water & Power Agency**  
**Requesting the Local Agency Formation Commission to**  
**Take Proceedings for the Detachment of Territory from the Agency**

**HURLETON ROAD DETACHMENT NO. 2 (Taylor)**

WHEREAS, the Board of Directors of the South Feather Water and Power Agency desires to initiate proceedings pursuant to the Cortese-Knox Local Government Reorganization Act of 1985, commencing with §56000 of the California Government Code, for the detachment of the territory hereinafter described; and,

WHEREAS, notice of intent to adopt this resolution of detachment has been given to each interested and subject agency; and,

WHEREAS, 100% of the inhabitants of the territory proposed to be detached support the detachment proposal;

WHEREAS, a description of the boundaries of the territory proposed to be annexed is set forth in an exhibit attached to the LAFCo Application Form for the subject detachment, previously submitted to LAFCo; and,

WHEREAS, the detachment is proposed for the purpose of allowing a small portion of land owned by South Feather Water and Power Agency to be transferred by lot-line adjustment to lands owned by Robert Taylor (APN 072-250-003); and,

WHEREAS, this Board of Directors acknowledges that, in accordance with Section 99, Subsection B, Paragraph 8, Subpart (d) of the Revenue and Taxation Code, the Master Property Tax Exchange Agreement that exists between South Feather Water and Power Agency (formerly Oroville-Wyandotte Irrigation District) and the County of Butte applies to this proposed detachment; and,

WHEREAS, this Board of Directors finds that, in accordance with said Master Property Tax Exchange Agreement with Butte County, this change of organization will be revenue neutral to all affected agencies; and,

WHEREAS, this Board of Directors acknowledges that South Feather Water and Power Agency is responsible for Butte LAFCo's expenses for staff services and materials associated with the processing of this detachment application and agrees to pay, prior to the filing of the Certificate of Completion or within 30 days of receipt of invoice, all required fees and to reimburse Butte LAFCo for the cost of its services that exceed the initial deposit; and,

WHEREAS, a Categorical Exemption has been noticed by the Board of Directors for this project in accordance with and satisfying the requirements of the California Environmental Quality Act, identifying the project as not having a significant effect on the environment and categorically exempt from the requirement for the preparation of environmental documents.

NOW, THEREFORE, BE IT RESOLVED, this Resolution of Application is hereby adopted and approved by the Board of Directors of the South Feather Water and Power Agency, and the Local Agency Formation Commission of Butte County is hereby requested to take proceedings for the detachment of territory as described in the LAFCo application exhibit, according to the terms and conditions stated above and in the manner provided by the Cortese-Knox Local Government Reorganization Act of 1985 (rev. 1994).

Passed and adopted by the Board of Directors of the South Feather Water and Power Agency at the regular meeting of said Board on the 26<sup>th</sup> day of September 2006, by the following vote:

AYES: Brown, Cecchi, Edwards, Hunter, Meyer

NOES: None

ABSTAINED: None

ABSENT: None

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Louis F. Cecchi, President

(seal)

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Michael C. Glaze, Secretary

## SECRETARY'S CERTIFICATE

MICHAEL GLAZE, certifies that: he is the Secretary of the Board of Directors of the South Feather Water and Power Agency; and that the foregoing is a true and correct copy of a resolution duly and regularly adopted by the Board of Directors of the South Feather Water and Power Agency at a meeting of said Board duly and regularly held on the 26<sup>th</sup> day of September 2006, at which meeting a quorum was present and voted; said resolution has not been rescinded and is in full force and effect.

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Date

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Michael C. Glaze, Secretary  
Board of Directors, South Feather Water and Power Agency

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