

RESOLUTION 3616

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTE SERENO CONFIRMING ITS REQUEST TO THE SANTA CLARA COUNTY LOCAL AGENCY FORMATION COMMISSION TO INITIATE PROCEEDINGS FOR AMENDING THE CITY OF MONTE SERENO SPHERE OF INFLUENCE AND URBAN SERVICE AREA FOR THE REORGANIZATION OF TERRITORY KNOWN AS LUCKY ROAD INVOLVING APPROXIMATELY 7 ACRES OF PROPERTY IN TOTAL AND 3 PARCELS AS IDENTIFIED IN THE ATTACHED MAP

WHEREAS, on September 3, 2013, the City Council of the City of Monte Sereno approved Resolution No. 3537, A Resolution Of The City Council Of The City Of Monte Sereno Requesting The Santa Clara County Local Agency Formation Commission Initiate Proceedings For Amending The City Of Monte Sereno Sphere Of Influence And Urban Service Area For The Reorganization Of Territory Known As Lucky Road Involving Approximately 7 Acres Of Property In Total And 3 Parcels As Identified In The Attached Map.

WHEREAS, on December 4, 2013, the Santa Clara County Local Agency Formation Commission conditionally approved the request provided the City of Monte Sereno annexed its existing urban pockets within one year.

WHEREAS, the conditional approval has expired and the City of Monte Sereno has not annexed its existing urban pockets.

WHEREAS, the City still desires to amend its sphere of influence and urban service area for the territory known as Lucky Road but at this time is unwilling to amend its existing urban pockets.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MONTE SERENO AS FOLLOWS:

After notification and public hearing as specified by law and after presentation by the Planning Director, proponents and opponents, the hearing was closed.

After due consideration of all evidence presented, the City Council did find as follows:

1. The Council of the City of Monte Sereno desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, Government Code Section 56000 et seq., for a reorganization to annex 3 parcels of unincorporated land of approximately 7 acres.
2. The City Council desires to also apply for the changes to the City's Sphere of Influence and the Urban Service Area as may be necessary to effectuate the reorganization.
3. A map of the boundaries of the approximately 7 acres is attached hereto and made a part hereof as Exhibit A.


Based upon the foregoing findings of fact, the City Council further finds and concludes that:

1. The City Council has complied with the requirements of the California Environmental Quality Act (CEQA), Public Resources Code Section 21000 *et seq.*, the CEQA Guidelines, Cal. Code Regulations, tit. 14, Section 15000 *et seq.*, by adopting a mitigated negative declaration for the project by Resolution No. 3535.
2. The City Council has determined that the proposed reorganization will promote the general health, safety and welfare of the community.
3. The City Council has determined that the reorganization, including the annexations, is consistent with and will facilitate the fulfillment of the goals, policies and objectives set forth in the City of Monte Sereno General Plan, as amended.
4. The City Council has determined that the proposed reorganization, including the annexations listed herein, is consistent with Government Code Section 56375.3 and 56757, which provides that, upon approval of the LAFCO, a city may annex unincorporated territory so long as the Sphere of Influence and Urban Service Areas have been modified and said annexation occurs within the Urban Service Area.
5. The City has, prior to the approval of this resolution, adopted an ordinance pre-zoning and establishing general plan land use categories for the subject territory.

NOW, THEREFORE, BE IT RESOLVED that the City Council requests the Santa Clara County Local Agency Formation Commission initiate proceedings for amending the City of Monte Sereno Sphere of Influence and Urban Service Area.








PASSED AND ADOPTED this 19th day of April, 2016, by the following roll call vote:

AYES: Council Members Craig, Wolsheimer and Mayor Allan
NOES: None
ABSENT: Council Members Anstandig and Huff

BY: 
Lionel M. Allan, Mayor

ATTEST:

ANDREA CHELEMENGOS, CITY CLERK

-  Single-Family Residential 1 D.U./Acre
-  Single-Family Residential 2 D.U./Acre
-  Single-Family Residential 3-5 D.U./Acre
-  Multi-family Residential 3 D.U./Acre
-  Public
-  Open Space
-  City Boundary
-  Urban Service Area (USA)
-  Sphere of Influence (SOI)
-  USA and SOI Amendment Area

