

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

AGENDA OF OCTOBER 24, 2012

REGULAR MEETING

TO: Ron Briggs, Chair, and
Members of the El Dorado County Local Agency Formation
Commission

FROM: José C. Henríquez, Executive Officer

**AGENDA ITEM #4D: AUTHORIZE THE EXECUTIVE OFFICER TO WAIVE AN
APPLICATION REQUIREMENT FOR THE SHINGLE
SPRINGS RANCHERIA REORGANIZATION (LAFCO
PROJECT 2012-04), IF NECESSARY**

RECOMMENDATION

Staff recommends that the Commission authorize the Executive Officer to waive the State Board of Equalization map and legal description requirements if submission of those documents may jeopardize a December 5, 2012 hearing date.

REASON FOR RECOMMENDED ACTION AND BACKGROUND

Current Commission policy requires applicants to submit all application requirements before the Executive Officer can issue the Certificate of Filing that sets the Commission hearing. Among those requirements are the submittal of maps and legal description of the affected territory, which must meet the standards set by the State Board of Equalization and reviewed by the County Surveyor.

All application requirements have been submitted on the Shingle Springs Rancheria Reorganization except for the map and legal description. According to Tom Cumpston, El Dorado Irrigation District counsel and applicant representative, the map and legal description should be ready to submit to the County Surveyor by October 22, 2012. EID staff's concern is how the late submission of the map and description may affect a scheduled December 5th Commission hearing on the proposal.

The date of the hearing is driven not just by when the application requirements are submitted, but also on whether 21 days notice can be given. While LAFCO staff is confident all requirements will be submitted in time so that the Certificate of Filing and 21-day notice can be posted for the December 5th meeting, staff recommends the Commission authorize the Executive Officer to waive the map and legal description requirement if some delay threatens the December 5th hearing date. SBE-compliant maps and legal descriptions will still be required as conditions of approval.