## ALAMEDA LOCAL AGENCY FORMATION COMMISSION RESOLUTION NO. 2006-04

## APPROVING THE UPDATE OF THE SPHERE OF INFLUENCE FOR THE CURBSIDE RECYCLING COUNTY SERVICE AREA

WHEREAS, Government Code Section 56425 et seq. requires the Local Agency Formation Commission (LAFCo) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code Section 56425(f) requires that LAFCo review and update the adopted SOI boundaries, as necessary, not less than once every five years; and

**WHEREAS**, Government Code Section 56430 requires that a municipal services review be conducted prior to or in conjunction with a SOI update; and

WHEREAS, LAFCo conducted a municipal services review of the services provided by the Curbside Recycling County Service Area (CSA) and adopted written determinations as required by Government Code Section 56430 on November 10, 2005; and

WHEREAS, the CSA's SOI is currently coterminous with its service boundaries; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the CSA's SOI; and

**WHEREAS,** in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the location of this SOI map;

WHEREAS, the SOI update was duly considered at a public hearing held on January 12, 2006; and

WHEREAS, the Alameda LAFCo heard and received all oral and written protests, objections and evidence that were made, presented or filed, and all persons present were given an opportunity to appear and be heard with respect to any matter pertaining to said action.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Alameda LAFCo hereby:

- 1. Retain the existing the SOI for the Curbside Recycling CSA as generally depicted in Exhibit A attached hereto.
- 2. Adopt the following SOI Policy:
- Policy Recommendation #1: LAFCo to work with County to clarify CSA service boundaries.
- 3. Consider the criteria set forth in Government Code Section 56425(e) and determine as follows:
  - (a) The present and planned land uses in the area, including agricultural and open-space lands Existing land within the CSA includes small pockets of residential communities, which will continue to grow. Important open space and agricultural land is not found in the SOI. Therefore, areas included with this SOI update do not affect agricultural lands. County land

use policies support the provision of adequate recycling services for CSA residents. No change to the present or planned uses will result from this SOI update.

- (b) The present and probable need for public facilities and services in the area Services are currently being provided and need to be continued. No changes in public facilities or services provided by the CSA will result from this SOI update.
- (c) The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide The CSA does not own or maintain any facilities. Services are provided under contract by a private waste hauler, which has the capacity to serve the area and serves a number of other jurisdictions in the County. The SOI update will not affect the present capacity of public facilities and adequacy of public services or the services provided by the CSA.
- (d) The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency The CSA was formed to serve the residents of six neighborhoods in the Fairview area and unincorporated islands in Hayward in the West A Street and Mt. Eden areas. The SOI update will not affect the existence of any social or economic communities of interest in the area that are relevant to the CSA.
- (e) The existence of agricultural preserves or other important agricultural or open space land in the area which could be considered within an agency's SOI, and the effect on maintaining the physical and economic integrity of such resources in the event that such resources are within a SOI of a local governmental agency Curbside recycling services are needed in all areas, and do not, by themselves, induce or encourage growth on agricultural or open space lands. The SOI update will not adversely affect agricultural or open space land or be growth inducing. No Williamson Act contracts will be affected.
- (f) Nature, location, extent, functions & classes of services to be provided The CSA provides curbside recycling services to six neighborhoods in the Fairview area and in unincorporated islands in Hayward in the West A Street and Mt. Eden areas.
- 4. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), that the SOI update is categorically exempt under Section 15061(b)(3) of the CEQA Guidelines.
- 5. Direct staff to file a Notice of Exemption as lead agency under Section 15062 of the CEQA Guidelines.

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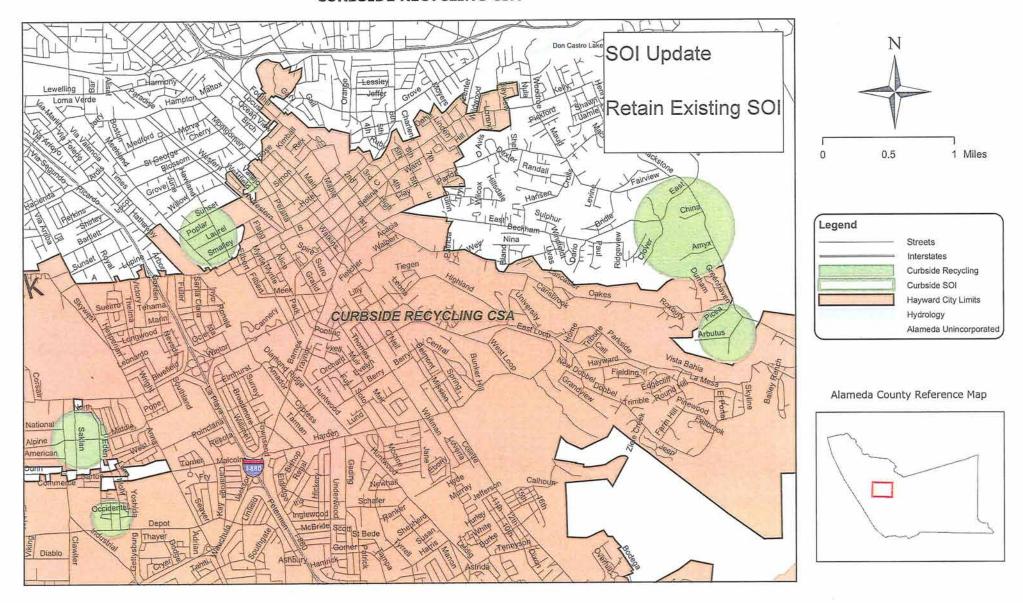
This Resolution was approved and adopted by the Alameda Local Agency Formation Commission at a regular meeting held on January 12, 2006, at 7051 Dublin Boulevard in Dublin, California on the motion made by Commissioner Foulkes, seconded by Commissioner Hosterman, and duly carried.

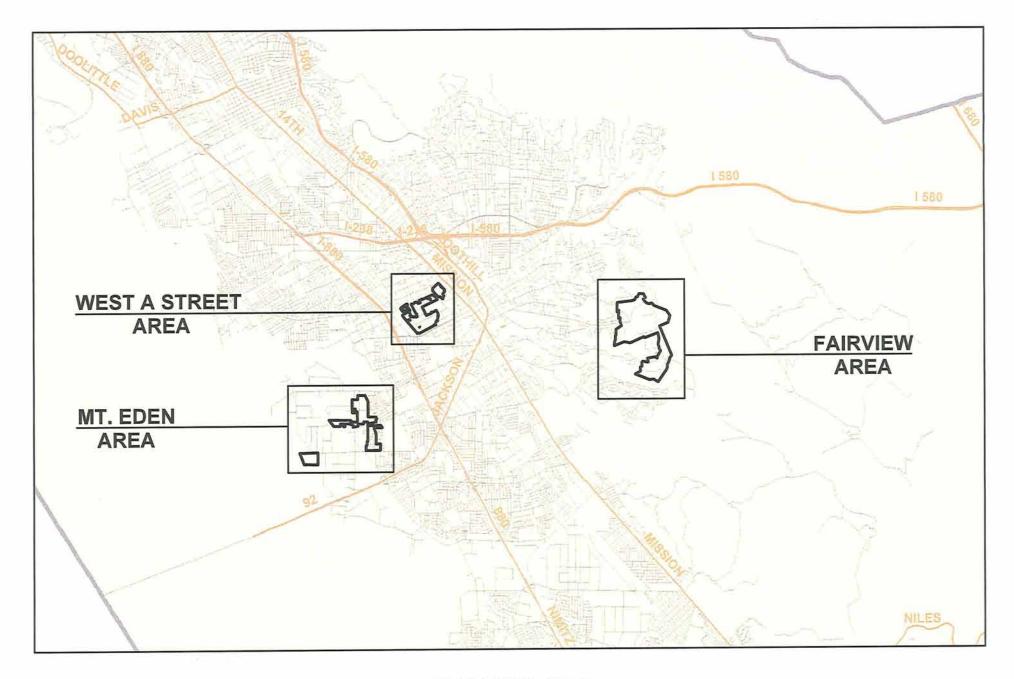
Ayes: 6 (Commissioners Butler, Crowle, Foulkes, Hosterman, Lockhart and Miley)
Noes: 0
Excused: 3 (Commissioners Combs, Kamena and Steele)

/Robert Butler/

Approved as to	Form:
Ву:	San Wangles
Brian V	Vashington, LAFCo Legal Counsel
	<u>CION</u> : I hereby certify that the foregoing is a correct copy of a resolution adopted by the Agency Formation Commission, Oakland, California.
Attest: Crystal	Hishida Graff, LARCo Executive Officer
Date: 2/3	406

## **CURBSIDE RECYCLING CSA**





## ALAMEDA COUNTY CURBSIDE RECYCLING CSA WEST A STREET / MT. EDEN / FAIRVIEW AREAS

0 0.5 1 2 3 4 Miles

