

**ALAMEDA LOCAL AGENCY FORMATION COMMISSION
RESOLUTION NO. 2006-30**

**APPROVING AN UPDATE TO THE SPHERE OF INFLUENCE FOR THE
HAYWARD AREA RECREATION AND PARK DISTRICT**

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 Hayward Area Recreation and Park District and adopted written determinations as required by Government Code Section 56430 on May 11, 2006; and

WHEREAS, the Hayward Area Recreation and Park District (HARD) services include operation and maintenance of community and neighborhood parks, recreation and community centers, senior centers, golf courses, sports fields, school park areas, pools, gymnasiums, and other facilities, and recreational programs at its own facilities as well as school facilities shared with the District; and

WHEREAS, the agency was formed in 1944 as an independent district and is governed by a five-member Board of Directors; and

WHEREAS, the District's boundary area includes the City of Hayward, and the unincorporated areas of San Lorenzo, Ashland, Castro Valley, Cherryland, Fairview, Crow Canyon and Palomares; and

WHEREAS, the SOI was established in 1983 and is not coterminous with its bounds; and

WHEREAS, there have been two changes to the SOI since it was formed: Bay Fair and Portofino areas were detached without corresponding SOI amendments; and

WHEREAS, it would be appropriate to remove these areas from the District's SOI; and

WHEREAS, no change in regulation, land use or development will occur as a result of reducing the District'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; and

WHEREAS, the SOI was duly considered at a public hearing held on July 13, 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. Reduce the SOI for the Hayward Area Recreation and Park District to exclude two areas previously annexed by the City of San Leandro as generally depicted in Exhibit A attached hereto.

2. Consider the criteria set forth in Government Code Section 56425(e) and determine as follows:

- g. *The present and planned land uses in the area, including agricultural and open-space lands* – The recommended SOI does not conflict with planned land uses. County and City of Hayward policies support the provision of adequate park and recreation services for residents. County and City plans envision continued growth in population needing park services.
- h. *The present and probable need for public facilities and services in the area* – There is a steadily growing population needing services.
- i. *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* – For the most part, park services are adequate. HARD has fewer developed park acres than statutory park acreage standards, although HARD does have additional planned park acres and park facilities. The District conducts performance evaluation and monitors productivity to improve service efficiency.
- j. *The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* – Services are provided throughout the City of Hayward, the unincorporated areas of San Lorenzo, Ashland, Castro Valley, Cherryland, and Fairview. The Crow Canyon and Palomares Hills areas lie within HARD boundaries and are affected communities.
- k. *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* – While some agricultural and open space lands exist in the area, no impacts on agricultural and open space lands or Williamson Act contracts will occur as no SOI expansion is contemplated.
- l. *Nature, location, extent, functions & classes of services to be provided* – HARD operates and maintains community and neighborhood parks, recreation and community centers, senior centers, golf courses, sports fields, school park areas, pools, gymnasiums, and other facilities; recreational programs at its own facilities, as well as school facilities shared with the District throughout the City of Hayward, the unincorporated areas of San Lorenzo, Ashland, Castro Valley, Cherryland, Fairview, Crow Canyon and Palomares.

3. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), this SOI update which reduces the District's SOI is categorically exempt under Section 15061(b)(3) of the CEQA Guidelines.

4. Direct staff to file a Notice of Exemption as lead agency under Section 15062 of the CEQA Guidelines.

* * * * *

This Resolution was approved and adopted by the Alameda Local Agency Formation Commission at a regular meeting held on July 13, 2006, at 7051 Dublin Boulevard in Dublin, California on the motion made by Commissioner Foulkes, seconded by Commissioner Kamena, and duly carried.

Ayes: 7 (Commissioners Combs, Foulkes, Steele, Miley, Lockhart, Kamena, and Sblendorio)
Noes: 0
Excused: 0

/Janet Lockhart/

Janet Lockhart, Chair, Alameda LAFCo

Approved as to Form:

By: 
Brian Washington, LAFCo Legal Counsel

CERTIFICATION: I hereby certify that the foregoing is a correct copy of a resolution adopted by the Alameda Local Agency Formation Commission, Oakland, California.

Attest: 
Crystal Hishida Graff, LAFCo Executive Officer

Date: 7-27-06

Exhibit A – Hayward Area Recreation & Park District

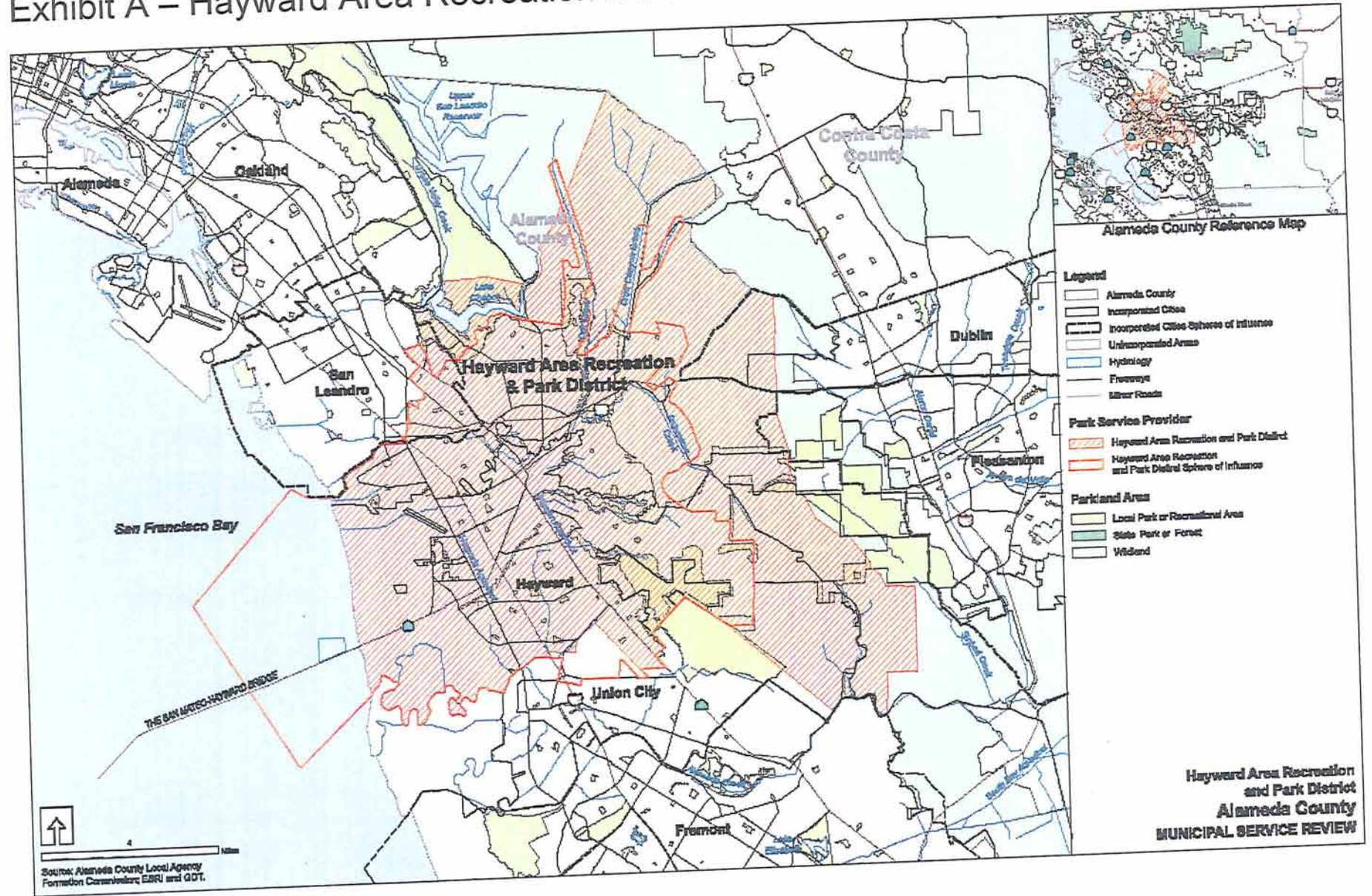


Exhibit A – Hayward Area Recreation & Park District

Hayward Recreation and Park District SOI Option 1

