

**RESOLUTION NO. 3957**

**A RESOLUTION OF APPLICATION BY THE CITY COUNCIL OF THE CITY OF SOLEDAD REQUESTING THE LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY TO INITIATE PROCEEDINGS FOR THE REORGANIZATION OF TERRITORY FOR MIRAVALLE IIB INVOLVING ANNEXATION OF 46.23 ACRES TO THE CITY OF SOLEDAD AND DETACHMENT FROM THE MONTEREY COUNTY RESOURCE CONSERVATION DISTRICT AND THE MISSION SOLEDAD RURAL FIRE PROTECTION DISTRICT**

**WHEREAS**, the City of Soledad desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, for a reorganization that would concurrently annex territory to the City of Soledad and detachment from the Monterey County Resource Conservation District and the Mission Soledad Rural Fire Protection District; and

**WHEREAS**, notice of intent to adopt this resolution of application has been given, and this Council has conducted a public hearing based upon this notification; and

**WHEREAS**, the principal reasons for the proposed reorganization are as follows: that the 2005 General Plan anticipated an expansion of growth into this project area and the annexation would be a logical extension of the City of Soledad's present boundary, and the subject area was planned for development with the prior annexation of Miravale II A and the extension of services provided up to this project area; and

**WHEREAS**, the following agency or agencies would be affected by the proposed jurisdictional changes:

<u>Agency</u>	<u>Nature of Change</u>
Mission Soledad Rural Fire District	Detachment
Monterey County Resource Conservation District	Detachment

;and

**WHEREAS**, the territory proposed to be reorganized is uninhabited, and a map and description of the boundaries of the territory are attached hereto as Exhibits A & B and by this reference incorporated herein; and

**WHEREAS**, it is desired to provide that the proposed reorganization be subject to the following terms and conditions: Conditions of Approval for Miravale II as adopted by Resolution No. 3379 adopted by the City Council of the City of Soledad October 15, 2003 and subsequently amended on November 2, 2005 based on bifurcation of the project, all as attached as Exhibit A hereto and made a part hereof, and

**WHEREAS**, this proposal is consistent with the adopted spheres of influence for all of the agencies which would be affected by reorganization; and

**WHEREAS**, the Miravale Partnership-Hamby Property Final Environmental Impact Report (FEIR) (State Clearinghouse No. 97121038) was prepared and certified by the City Council on May 19, 2000; and

**WHEREAS**, the regular County assessment roll will be used by the City of Soledad to carry taxes and assessments that may be levied within the reorganized territory; and

**WHEREAS**, after the reorganization the affected territory will be taxed for existing bonded indebtedness of the City of Soledad.

**NOW THEREFORE, BE IT HEREBY RESOLVED**, this Resolution of Application is hereby adopted and approved by the City Council of Soledad, and the Local Agency Formation Commission of Monterey County is hereby requested to take proceedings for the annexation of territory as authorized and in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

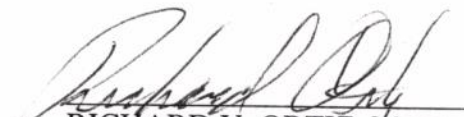
**PASSED AND ADOPTED** this 7th day of March 2007, by the City Council of Soledad, by the following vote:

AYES, and in favor thereof, Councilmembers: Martha Camacho, Juan Saavedra, Patricia Stephens, Mayor Pro Tem Christopher Bourke, Mayor Richard Ortiz

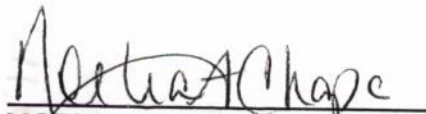
NOES, Councilmembers: None

ABSTAIN, Councilmembers: None

ABSENT, Councilmembers: None

  
RICHARD V. ORTIZ, Mayor

ATTEST:

  
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NOELIA F. CHAPA, City Clerk