

RESOLUTION NO. 1194

**RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION
OF THE COUNTY OF SAN MATEO
MAKING DETERMINATIONS PURSUANT TO GOVERNMENT CODE
SECTIONS 56425 AND 56430
FOR THE SAN MATEO COUNTY HARBOR DISTRICT
AND REAFFIRMING THE SPHERE OF INFLUENCE**

RESOLVED, by the Local Agency Formation Commission of the County of San Mateo, State of California, that

WHEREAS, Government Code §56425 requires LAFCo to review and update spheres of influence; and

WHEREAS, in conjunction with reviewing the Sphere of Influence, the Commission conducted a Municipal Service Review pursuant to Government Code §56430; and

WHEREAS, the Executive Officer prepared a written report of the Municipal Service Review that was provided to the Commission and affected agencies; and

WHEREAS, the Commission heard and fully considered all the evidence presented at a hearing held on July 15, 2015; and

WHEREAS, the Commission heard and considered all oral and written testimony and the report of the Executive Officer, and all persons were given an opportunity to be heard with respect to the Sphere of Influence Update; and

WHEREAS, the Commission has the authority and responsibility, pursuant to Government Code §56425, to determine and periodically review and update the Sphere of Influence of each local governmental agency within its jurisdiction in the County.

WHEREAS, as part of this service review, the Commission is required pursuant to Government Code §56430 to make a statement of written determinations with regards to certain factors.

WHEREAS, the Municipal Service Review and Sphere of Influence Update qualifies for a General Exemption from further California Environmental Quality Act (CEQA) review based on CEQA Regulation §15061(b)(3) because they are activities covered by the general rule that CEQA only applies to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

NOW, THEREFORE, the Local Agency Formation Commission of the County of San Mateo DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

- 1) By Motion the Municipal Service Review and Sphere of Influence Update, reaffirming the Sphere of Influence of the San Mateo County Harbor District is Exempt from CEQA based on CEQA Regulation §15061(b)(3).
- 2) By Motion, the Commission accepts Executive Officer's Report dated July 8, 2015, the Municipal Service Review and Sphere of Influence Report, and all written comments and attachments incorporated herein and contained in attached "Exhibit A."
- 3) By Motion, the Commission adopts the Municipal Service Review determinations set forth in "Exhibit B" which is attached and hereby incorporated by reference.
- 4) By Resolution, the Commission adopts the Sphere Of Influence determinations set forth in the in "Exhibit C" and reaffirms the existing zero Sphere Of Influence for San Mateo County Harbor District.

Regularly passed and adopted this 15th day of July, 2015.

Ayes and in favor of said resolution:

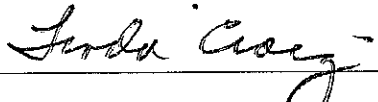
Commissioners: Joshua Cosgrove
Don Horsley
Ric Lohman
Mike O'Neill
Adrienne Tissier
Linda Craig, Chair

Noes and against said resolution:

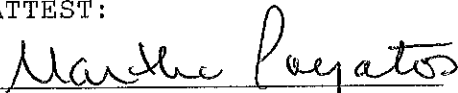
Commissioner(s): None

Commissioners Absent ~~and/or Excused~~:

Commissioner(s): Rich Garbarino


 Chair
 Local Agency Formation Commission
 County of San Mateo
 State of California

ATTEST:


 Martha Poyatos
 Executive Officer
 Local Agency Formation Commission

Date: 7-16-15

I certify that this is a true and correct copy of the resolution above set forth.

 Jean Brook
 Clerk to the Commission
 Local Agency Formation Commission

Date: _____