

STANISLAUS LAFCO

Stanislaus Local Agency Formation Commission

1010 – 10th Street, 3rd Floor ♦ Modesto, CA 95354

(209) 525-7660 ♦ FAX (209) 525-7643

ACTIVATION OF LATENT POWERS APPLICATION

Submit the following items for Activation of Latent Powers:

1. Application for Activation of Latent Powers.
2. A certified Resolution of Application from the subject district.
3. One copy of the metes-and-bounds legal description of the perimeter of the subject area.
4. One reproducible copy and ten (10) copies of the plat map.
5. Two (2) copies of a vicinity map showing the district's geographical location.
6. Environmental documentation: (submit documents from one category)

Initial Study: If no environmental review has been conducted, submit a completed Initial Study form available from the LAFCO office.

Categorical Exemption: If an agency has certified that the project qualifies for a categorical exemption from CEQA, please submit one copy of this finding.

Negative Declaration: If a Negative Declaration (ND) has been prepared, submit one copy of the ND with its certifying resolution and Initial Study.

Environmental Impact Report: If an Environmental Impact Report (EIR) has been prepared, submit 15 copies of the EIR with the certifying resolution. If applicable, only one copy of an appendix is required.

7. A three-year operating budget containing details concerning staffing, benefits, services and supplies, fixed assets, contingency reserves, etc.
8. A Capital Improvement Program budget for proposed capital projects required to implement the new service(s).*
9. LAFCO processing fees (contact LAFCO office).
10. Disclosure Statement (available from LAFCO office).

Additional information may be requested during staff's review of the proposal.

*If the service to be provided is water, evidence and documentation of availability and sufficiency of water supplies to serve the subject area is required.

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ACTIVATION OF LATENT POWERS APPLICATION

The information in this application is used by LAFCO staff to evaluate requests for activation of latent powers to provide new or additional service(s). Please respond to all items in this form, and indicated "NA", when an item does NOT apply.

Application is hereby made to authorize the: _____
(Name of district)
to provide this new or additional service(s): _____
(type of service)

As part of this application, the City of _____, or the _____ District, _____ (the applicant), and the _____ (real party in interest: subject landowner and/or registered voter) agree to defend, indemnify, hold harmless, and release the Stanislaus LAFCO, its agents, officers, attorneys, and employees from any claim, action, proceeding brought against any of them, the purpose of which is to attack, set aside, void, or annul the approval of this application or adoption of the environmental document which accompanies it. This indemnification obligation shall include, but not be limited to, damages, costs, and expenses, including attorney's fees.

The person signing will be considered the proponent for the proposed action(s) and will receive all related notices and other communications. I acknowledge that annexation to the City of _____ or the _____ district may result in the imposition of taxes, fees and assessments existing within the (city or district) on the effective date of annexation. I hereby waive any rights I may have under Articles XIII C and XIII D of the State Constitution (Proposition 218) to a hearing, assessment ballot proceeding or an election on those existing taxes, fees and assessments.

Signature: _____ Date: _____

Print/Type Name: _____

Address: _____

Phone#: _____

List the name and address of person(s) who also are to receive notices of these proceedings:

Name: _____

Address: _____

Phone#: _____

Name: _____

Address: _____

Phone#: _____

DESCRIPTION/JUSTIFICATION

1. Describe the new service that is being proposed, and discuss why the district should be authorized to provide the requested service at this time.

2. Indicate if the proposed new service would be provided throughout the district or be restricted to a particular area or areas. Please submit a map of the area(s) specified to receive service, if other than the entire district.

3. Currently what service(s) is/are being provided by the district? How many acres are currently included within the district?

4. When was the district formed and under what principal act? What service(s) did the district originally provide?

5. Explain the potential for the proposed new service to be extended into adjacent territory, and the likelihood that the service will be extended in the future.

6. If the service to be provided is water, evidence and documentation of availability and sufficiency of water supplies to serve the subject area is required.

LAND USE INFORMATION

1. How many acres or square miles of territory would receive the proposed new service?

2. How many residents would receive the new service? _____
How many of these are registered voters? _____
What is the source of your calculation? _____
3. List any adjacent or overlapping agency that is either currently providing the service requested by this proposal, or is authorized to provide that service.

4. Describe the current prevalent land uses in the area and the predominant General Plan designations within the district.

5. Is any change in land use anticipated as a result of this proposal? What other land uses or new development might occur? _____

6. Describe the topography of the area as well as the district's geographic location in relation to cities, communities, freeways/highways, or major topographical features.

FISCAL INFORMATION

For the questions in this section, please submit answers on additional pages and attach to this form.

1. Explain how the new service, if authorized, would be financed?
2. Indicate the approximate total cost of the new service as well as the anticipated cost to district residents.
3. If improvement districts or tax zones are proposed to be formed, explain the rationale used to determine the boundaries and associated benefit fees, taxes, or assessments.