



Inyo Local Agency Formation Commission

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STAFF REPORT

MEETING DATE: June 5, 2009

AGENDA ITEM: 10

SUBJECT: Protest Hearing for Consolidation No. 2009-01/Indian Creek and Westridge Community Services Districts

EXECUTIVE SUMMARY

The Indian Creek Community Services District (ICCSA) and the Westridge Community Services District (WCSD) are located adjacent to each other in West Bishop, provide water service within their respective boundaries, and have submitted an application to consolidate. Combination of the Districts is expected to improve assurance of an adequate and safe water supply, protection of groundwater resources, and better economies of scale. The Inyo LAFCO approved the subject application on May 8, 2009, and if no petition is submitted at the protest hearing, the approval will become final and the Executive Officer will issue a Certificate of Completion.

STAFF RECOMMENDATION

Staff recommends the Commission conduct a public protest hearing regarding Consolidation No. 2009-01/Indian Creek and Westridge Community Services Districts. If a petition meeting the requirements of Government Code Section 57081 is presented prior to conclusion of the hearing, it is recommended that the Commission direct staff to proceed with an election. If no petition is submitted, or if a petition is submitted that does not meet the specified requirements, no further action is required, and the Commission's approval of the project in Inyo LAFCO Resolution No. 2009-01 shall become final.

CONSOLIDATION DESCRIPTION¹

The ICCSD and WCSD adopted Resolutions of Application to consolidate and subsequently submitted an application to the Inyo LAFCO, including a service plan. On May 8, 2009 the Commission adopted Resolution No. 2009-01 (refer to Exhibit A) making findings, adopting a Negative Declaration, approving the consolidation, directing the Executive Officer to issue a Certificate of Completion, and scheduling a protest hearing for June 5, 2009. The findings indicate that there is a need for the services to be provided,

¹ Additional information regarding the project is available at the following website address:
<http://inyoplanning.org/projects.htm>.

the Districts have demonstrated the ability to provide services, there are no reasonable or feasible alternatives, and the proposed boundaries are logical.

ELECTION

Government Code Section 57081(b) indicates the following:

An election shall only be held if the commission finds either of the following:

- (1) In the case of inhabited territory, that a petition requesting that the proposal be submitted to confirmation by the voters has been signed by either of the following:
 - (A) At least 25 percent of the number of landowners within the territory subject to the consolidation or reorganization who own at least 25 percent of the assessed value of land within the territory.
 - (B) At least 25 percent of the voters entitled to vote as a result of residing within, or owning land within, the territory.

Any petition must be submitted by the end of the protest hearing.

EXHIBITS

- A. Inyo LAFCO Resolution No. 2009-01