

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 23-09

RESOLUTION REAFFIRMING THE SPHERE OF INFLUENCE OF THE MARIN CITY COMMUNITY SERVICES DISTRICT

WHEREAS upon determination and adoption of a sphere of influence, the Marin Local Agency Formation Commission is required to periodically review and update adopted spheres of influence for each city and special district not less than once every five years, as necessary, within Marin County under Government Code Section 56425 (g); and

WHEREAS the Executive Officer has conducted a review of the adopted sphere of influence of local government agencies in the Golden Gate Corridor area, prepared a summary, *Golden Gate Corridor Municipal Service Review*, including his recommendations thereon, the summary having been presented to and considered by this Commission; and

WHEREAS a public hearing by this Commission was held on the *Golden Gate Corridor Municipal Service Review* and staff's recommendations contained in that report on the date and at the time noticed thereof, and at the hearing, this Commission heard and received all oral and written testimony, objections and evidence which were made, presented or filed, and all persons present were given an opportunity to hear and be heard with respect to the proposal and the Executive Officer's report.

NOW, THEREFORE, based upon the information contained in the Executive Officer's report, correspondence from affected agencies and information received during the public hearings, the Marin Local Agency Formation Commission **DOES HEREBY RESOLVE, DETERMINE AND ORDER** as follows:

Section 1. The sphere of influence of the Marin City Community Services District is hereby reaffirmed as shown on Exhibit B attached hereto and incorporated herein by reference and the Commission makes the written determinations pursuant to Government Code section 56425(e) as provided for in Exhibit A attached hereto and incorporated herein by reference.

Section 2. Pursuant to Section 15061(b)(3) of the State CEQA Guidelines, the Commission finds that this review and reaffirming of the sphere of influence of the Marin City Community Services District is exempt from the provisions of the California Environmental Quality Act because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Section 3. The Executive Officer is hereby directed to mail copies of this resolution to affected local government agencies in the Golden Gate Corridor area.

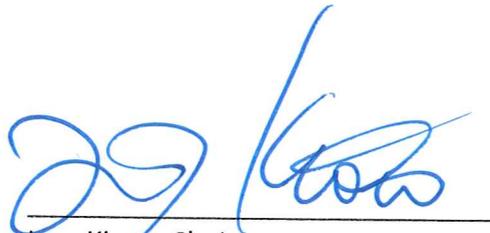
PASSED AND ADOPTED by the Marin Local Agency Formation Commission, on April 6, 2023, by the following vote:

AYES: Kious, Coler, Rodoni, Lucan, Murray, Burdo, Savel

NOES: _____

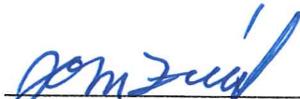
ABSTAIN: _____

ABSENT: _____



Lew Kious, Chair
Marin LAFCo

ATTEST:



Jason Fried, LAFCo Executive Officer

APPROVED AS TO FORM:



Malathy Subramanian, LAFCo Counsel

Attachments to Resolution No. 23-09

- a) Exhibit A - Determinations
- b) Exhibit B - Map

EXHIBIT A

MARIN CITY COMMUNITY SERVICES DISTRICT SPHERE OF INFLUENCE DETERMINATIONS

GOVERNMENT CODE SECTION 56425

- 1) The present and planned land uses in the area, including agricultural and open-space lands.

Present and planned land uses in the adopted sphere of influence are governed by the Marin Countywide Plan and the Marin City Community Plan. The remaining development potential in the planning area is minimal, as current zoning regulations designated by the current Community Plan make the area essentially built out. Since, 2000, only 28 units have been added to the planning area, making the annual residential unit additions approximately 1.4 units per year.

- 2) The present and probable need for public facilities and services in the area.

The Marin City Community Services District's current facilities and services included in the sphere of influence are sufficient to provide those services to the area within the designated sphere of influence. The District has recently received a sizeable grant allocation for the construction of new recreational facilities on District properties, as well as having retained the services of an architectural firm for project design.

- 3) The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide.

The operating departments and public facilities of the Marin City Community Services District are adequate to provide service to the District's current boundary and areas within its sphere of influence. Ongoing discussions with the County of Marin to rent District facilities for County provided programming would provide an additional influx of stable revenue for the District to maintain and explore expanding service offerings.

- 4) The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the city.

The Commission has determined that social and economic communities of interest between areas currently within the boundaries of the Marin City Community Services District and the area surrounding its jurisdiction are not relevant to the determination of the District's sphere of influence.

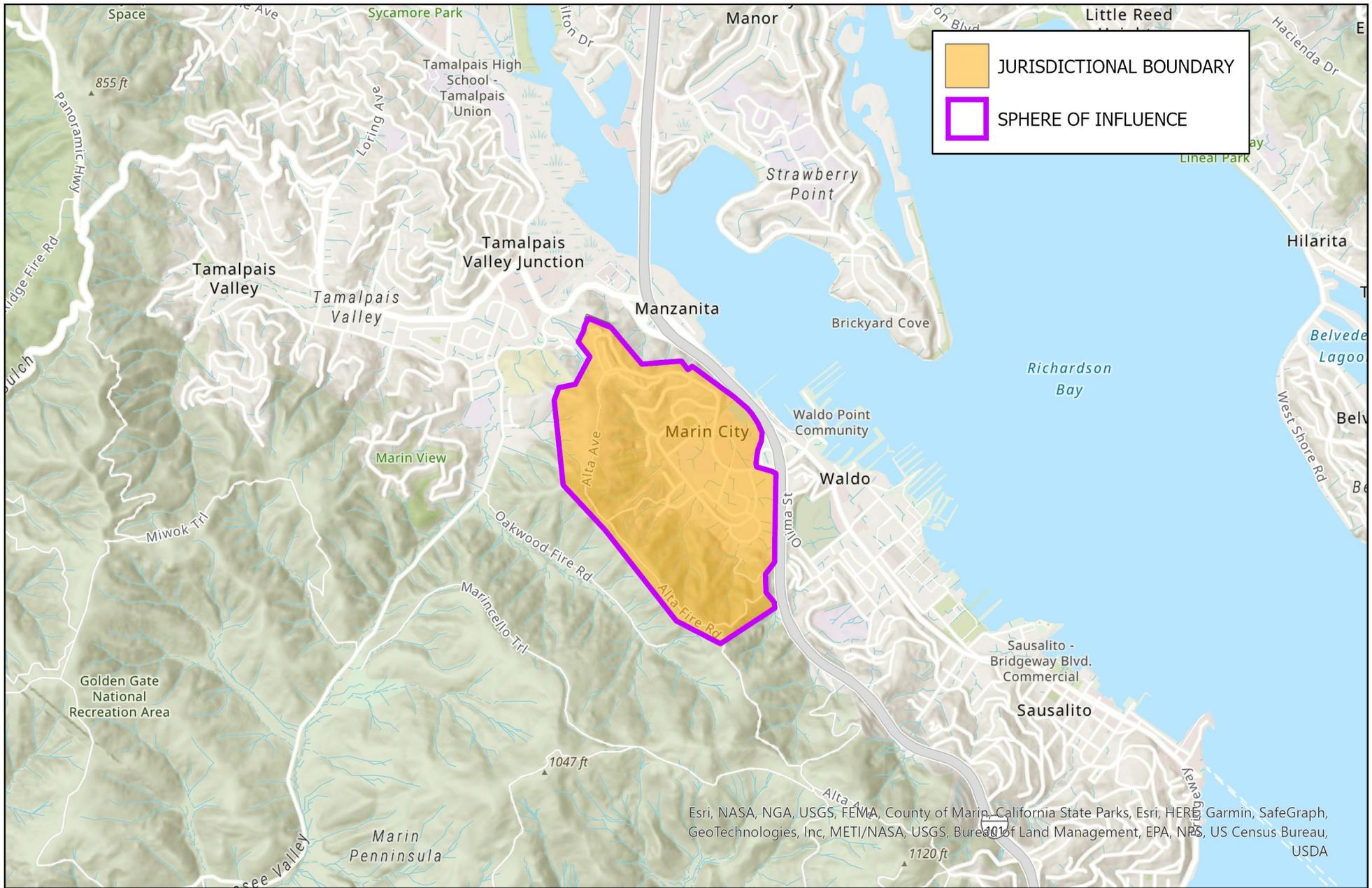
- 5) For an update of a sphere of influence for a city that provides public facilities or services related to sewers, municipal and industrial water, or structural fire protection, that occurs on or after July 1, 2012, the present and probable need for those public facilities

and services of any disadvantaged unincorporated communities within the existing sphere of influence.

The operating departments and public facilities of the Marin City Community Services District are adequate to provide service to the District's current boundary and areas within its sphere of influence and have the capacity to compensate for projected future growth within the service boundary.

The District's current jurisdictional boundary surrounds a census tract block group (Tract 1290, Block Group 1) that has been designated by Marin LAFCo as a disadvantaged unincorporated community (DUC) based on 2020 U.S. Census Bureau Redistricting Data. A disadvantaged community is defined in Water Code Section 7905.5(a) as a community with an annual median household income of less than 80 percent of the statewide median household income. The statutory definition of DUCs comes from Government Code Section 56033.5, which defines DUCs as "inhabited territory" that constitutes all or a portion of a disadvantaged community. "Inhabited territory" may be defined by Government Code Section 56046 as having at least 12 registered voters, or it can be determined by "commission policy".

Per Marin LAFCo's policy, Marin LAFCo will include considerations of disadvantaged unincorporated communities within a city or district sphere of influence in statements of written determinations of municipal service reviews. Marin LAFCo will prohibit the approval of city annexations greater than 10 acres that are contiguous to a disadvantaged unincorporated community unless the city applies to annex the disadvantaged unincorporated community as well. At this time Marin LAFCo has no applications for annexation for any lands contiguous to the identified DUC. Should LAFCo in the future get such a request then it will work with the community to determine if it is in the best interest of those living within the DUC to be annexed. If it is not within the community's best interest, then they would not be included with that application.



Esri, NASA, NGA, USGS, FEMA, County of Marin, California State Parks, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US Census Bureau, USDA



Marin City Community Services District

