

**Mariposa County  
Local Agency Formation Commission  
Resolution No. 2022-006**

**A Resolution of the Mariposa County Local Agency Formation Commission Making  
a Finding of Exemption from the California Environmental Quality Act and  
Approving a Municipal Service Review and Sphere of Influence Amendment for the  
Mariposa Public Utility District**

**WHEREAS**, pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (“CKH”), the Mariposa County Local Agency Formation Commission (“LAFCo” or Commission”) is required to review and update, as necessary, spheres of influence (“SOI”) of local agencies not less frequently than once every five years; and

**WHEREAS**, the Mariposa Public Utility District (“District”) submitted an application (Application No. 2022-080) and supporting materials to the Commission pursuant to Government Code Section 56428 requesting a revision to the District’s SOI to add 5,070± acres that would facilitate planned, orderly, and efficient growth of the District (Attachment "A"); and

**WHEREAS**, CKH directs the Commission to conduct a review of municipal services no later than the time it considers an action to either determine, amend, or update an SOI for a local agency, and

**WHEREAS**, the Executive Officer has caused to be prepared a municipal service review (“MSR”) in response to the District’s request for an SOI update and notice of the Commission hearing for the District SOI update was duly given in a publication of general circulation as required by CKH, at the time, in the form, and in the manner prescribed by law; and

**WHEREAS**, at the duly-noticed public meeting held on the 16<sup>th</sup> day of May 2022, the Commission heard, discussed, and considered all relevant evidence, including but not limited to MSR determinations and recommendations, and environmental review documentation, and all testimony, correspondence, and attachments received during the public hearing process.

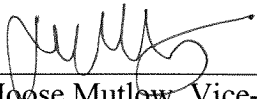
**NOW, THEREFORE BE IT RESOLVED** that the Mariposa County Local Agency Formation Commission does hereby determine and order as follows:

- A. Acting as lead agency under the California Environmental Quality Act ("CEQA"), the Commission finds that the MSR prepared for the District is exempt from the provisions of CEQA under CEQA Guidelines Section 15306, Information Collection.
- B. Acting as responsible agency under CEQA, the Commission finds that the District SOI amendment does not have the potential to result in a significant effect on the environment, and that the SOI amendment is exempt from the provisions of CEQA under CEQA Guidelines Section 15061(b)(3).
- C. The Commission has received the report and public testimony regarding the proposed MSR and proposed District SOI amendment.

- D. The Commission approves the MSR determinations including those required pursuant to Californai Government Code Section 56430, together with any changes deemed appropriate, the evidence for said determinations substantiated in the record.
- E. The Commission approves the SOI determinations, together with any changes deemed appropriate, the evidence for said determinations substantiated in the record.
- F. The sphere of influence of the Mariposa Public Utility District is amended to include 5,070± acres consisting of unincorporated land as depicted in Attachment "A".

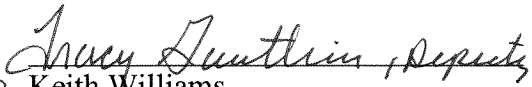
On a motion by Commissioner Forsythe, a second by Commissioner Smallcombe, **PASSED AND ADOPTED** by the Mariposa County Local Agency Formation Commission this 16<sup>th</sup> day of May 2022 by the following vote:

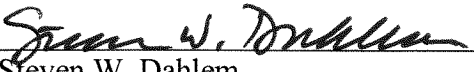
AYES: SMALLCOMBE, SWEENEY, FORSYTHE, IUDICE, MUTLOW  
 NOES: NONE  
 EXCUSED: MENETREY  
 ABSTAIN: NONE

  
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 Moose Mutlow, Vice-Chair  
 Mariposa County LAFCo

ATTEST:

APPROVED AS TO LEGAL FORM:

  
 for Keith Williams  
 Interim Clerk of the Board

  
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 Steven W. Dahlem  
 County Counsel

# Attachment "A"

