#### **RESOLUTION NO. 1967**

RESOLUTION OF APPLICATION OF THE BOARD OF DIRECTORS OF CALLEGUAS MUNICIPAL WATER DISTRICT TO INITIATE VENTURA LOCAL AGENCY FORMATION COMMISSION PROCEEDINGS REGARDING THE DISTRICT'S OPERATION OF THE SALINITY MANAGEMENT PIPELINE

WHEREAS, the Calleguas Municipal Water District (District) constructed the Salinity Management Pipeline (SMP) for the purposes of facilitating the development of regional water resources to enhance water supply reliability; and

WHEREAS, the SMP is currently utilized by various public agencies to maximize the beneficial use of critical water resources; and

WHEREAS, Ventura Local Agency Formation Commission (LAFCo) staff have provided an opinion that operation of the SMP by the District constitutes a wastewater service; and

WHEREAS, LAFCo has taken the position that the District is not currently authorized by LAFCo to provide wastewater services and that LAFCo encourages the District to submit an application requesting activation of the latent power to provide wastewater services related to operation of the SMP; and

WHEREAS, the District remains steadfast that its operation of the SMP is properly characterized under certain "Water Services" as provided in LAFCo's Water and Wastewater Municipal Service Review dated January 2004, which the District is fully authorized to provide as "Recycled-Reclaimed Water, Agricultural Water, Groundwater Management, and Water Replenishment"; and

WHEREAS, while the District respectfully disagrees with the opinion of LAFCo staff that operation of the SMP constitutes a wastewater service, in the spirit of cooperation and to avoid a potentially unnecessary dispute, the District will submit an application to initiate LAFCo proceedings as referenced above and in accordance with the Part 3 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, California Government Code, commencing with Section 56650, all without waiving its position that the District is presently fully authorized to operate the SMP; and

WHEREAS, this proposal is consistent with the sphere of influence of any affected cities and districts.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE CALLEGUAS MUNICIPAL WATER DISTRICT RESOLVES AS FOLLOWS:

1. That proceedings be initiated by the Ventura Local Agency Formation Commission pursuant to Part 3 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, California Government Code,

- commencing with Section 56650 to activate the latent power to provide wastewater services related to operation of the SMP.
- 2. That the application for such change of organization attached hereto as Exhibit A is incorporated as though set forth fully herein.
- 3. That the affected territory covered by such application is the entire territory of the District and is depicted in the map attached hereto as Exhibit B.
- 4. The Interim General Manager shall transmit a signed copy of this Resolution to the LAFCo Executive Officer.

ADOPTED, SIGNED AND APPR	OVED this 15th day of May, 2019.
	Thomas L. Slosson President of the Board of Directors
ATTEST:	

Andy Waters Secretary of the Board of Directors

STATE OF CALIFORNIA	)
COUNTY OF VENTURA	) SS )
District, DO HEREBY CERTIF	y of the Board of Directors of Calleguas Municipal Water that the foregoing Resolution was duly adopted by the ict at the regular meeting of said Board held on the 15th
	Secretary of the Board of Directors

EXHIBIT 'A' To Resolution No. 1967



### VENTURA LOCAL AGENCY FORMATION COMMISSION

COUNTY GOVERNMENT CENTER • HALL OF ADMINISTRATION 800 S. VICTORIA AVENUE, L #1850 • VENTURA, CA 93009

Tel (805) 654-2576 • Fax (805) 477-7101

HTTP://WWW.VENTURA.LAFCO.CA.GOV

# Application DISTRICT CHANGE OF ORGANIZATION

Please complete the application *in its entirety.* All questions within the sections pertinent to the proposal must be answered.

	APPLICANT:	For LAFCo Use Only
Agency Name:		- File#
Mailing Address:		
Staff Contact:		_
Title:		_
Phone:		_
E-mail:		
	SECTION 1: CONTACT INFORMAT	TION
1. Applicant's represent	tative (if applicable):	
Name:	Company:	
Mailing address:		
Phone:	Fax:	
E-mail:		
2. Other interested part	ies to receive notices, agendas, staff re	ports:
Name:	Company:	
Mailing address:		
Phone:	Fax:	
E-mail:		
Name:	Company:	
Mailing address:		
Phone:	Fax:	
F 9.		

### **SECTION 2: PROPOSAL INFORMATION**

3.	The proposal involves:	
	☐ Annexation of land	
	☐ Detachment of land	
	Other - Explain:	
	Please visit <b>smp.calleguas.cor</b>	<b>n</b> for additional information related to SMP
4.	General location of proposal area:	
5.	Parcel/Owner information. Please provide the additional sheets, as necessary. If there are mu	
	residences) all addresses must be included for	
	Assessor parcel number:	
	Site address, if applicable:	
	Other addresses, if applicable:	
	Owner:	
	Phone:	E-mail:
	Assessor parcel number:	
	Site address, if applicable:	
	Other addresses, if applicable:	
	Owner:	
	Owner mailing address:	
	emior maining address	
	Phone:	E-mail:

LAFCo Application for a District Change of Organization Page 2 of 19

### (Parcel/Owner Information Continued) Assessor parcel number: \_\_\_\_\_ Site address, if applicable: Other addresses, if applicable: \_\_\_\_\_ Owner: Owner mailing address: Phone: E-mail: Assessor parcel number: Site address, if applicable: Other addresses, if applicable: Owner: Owner mailing address: Phone: E-mail: Assessor parcel number: Site address, if applicable: Other addresses, if applicable: Owner:\_\_\_\_\_ Owner mailing address: Phone: E-mail: 6. Have all landowners provided written consent for the proposal? ✓ N/A ☐ Yes ☐ No Please attach all consent letters. 7. Is the proposal area within the District's sphere of Influence? ☐ Yes ■ **No -** Please complete a sphere of influence amendment application. LAFCo Application for a District Change of Organization

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## **SECTION 3: AFFECTED AGENCIES** 8. Does the proposal include: ☐ Unknown ☐ Yes ☐ No a. Detachment from any other agency or district? (i) **If yes**, please identify: b. Annexation to any other agency or district? ☐ Unknown ☐ Yes ☐ No (i) **If yes**, please identify: **SECTION 4: LAND USE** CMWD Service Area: 9. What is the size of the proposal area? \_\_\_\_\_ acres \_\_ square feet 10. Is the proposal area within a sphere of influence for a city? Yes – City of \_\_\_\_\_ ☐ No 11. Is the proposal area within the municipal boundaries of a city? Yes – City of ☐ No 12. General plan/zoning. Please complete the following table. For proposals involving more than five parcels, attach a similarly formatted table with the following information for each parcel. \*Applicable General Plan Designation \*Applicable Zone Designation Assessor Parcel Number LAFCo Application for a District Change of Organization

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Assess	attach a sin	nilarly fo	se complete the following ormatted table with the following		
Nu	mber			applicable	Buildings
Surroun	ding land ι	uses. F	Please complete the follow	ring table.	
Gurroun	_		·		Zoning
Gurroun	ding land u		Please complete the follow Existing Land Use	ring table.  General Plan	Zoning
Surround	_		·		Zoning
	_		·		Zoning
North	_		·		Zoning
North South	_		·		Zoning
North South East	_		·		Zoning
North South East West	Jurisdict	tion	·		Zoning
North South East West	Jurisdict	tion	Existing Land Use	General Plan	Zoning
North South East West To a	Jurisdict	tion at a new	Existing Land Use  development – Complete	General Plan	Zoning
North South East West To a	Jurisdict	cal. ate new	Existing Land Use  development – Complete	General Plan	Zoning

<ul><li>Have all entitlements for the</li><li>Yes - Indicate the file nun</li></ul>	development been approved nbers and approval dates in t	
<u> </u>	nd/or ordinances approving	all entitlements
■ No – Skip to Question 16		
Entitlement	File Number	Approval Date
General Plan Amendment		
Specific Plan		
Prezone		
Tentative Tract Map		
Tentative Parcel Map		
Use Permit (or equivalent)		
Development Agreement		
Othor		
Other:		
r proposals other than those to ange of organization:	·	
r proposals other than those to	evelopment within the prop	oosal area contemplated

LAFCo Application for a District Change of Organization Page 6 of 19

	Yes
	No – Which?
	Unknown
	scribe any public easements, oil/water well operations, cellular site leases, etc. that rently exist within the proposal area:
Des	scribe the topography of the proposal area:
_	
	scribe the physical features of the proposal area, including private roads, streams, inage courses, vegetation, etc:
The	inage courses, vegetation, etc:
The	SECTION 5: SERVICES e district will provide the following services (indicate all that apply and complete only th
The	SECTION 5: SERVICES e district will provide the following services (indicate all that apply and complete only thowing questions related to each service):
The	SECTION 5: SERVICES e district will provide the following services (indicate all that apply and complete only the owing questions related to each service):  Fire / Emergency services – Complete Question 22
The	SECTION 5: SERVICES  district will provide the following services (indicate all that apply and complete only thowing questions related to each service):  Fire / Emergency services – Complete Question 22  Parks and recreation – Complete Question 23
The	SECTION 5: SERVICES  district will provide the following services (indicate all that apply and complete only thowing questions related to each service):  Fire / Emergency services – Complete Question 22  Parks and recreation – Complete Question 23  Sewer – Complete Question 24
The	SECTION 5: SERVICES  district will provide the following services (indicate all that apply and complete only thowing questions related to each service):  Fire / Emergency services – Complete Question 22  Parks and recreation – Complete Question 23  Sewer – Complete Question 24  Solid waste collection and disposal – Complete Question 25  Water – Complete Question 26  Other: List service(s) below and complete Question 27
The	SECTION 5: SERVICES  district will provide the following services (indicate all that apply and complete only the owing questions related to each service):  Fire / Emergency services – Complete Question 22  Parks and recreation – Complete Question 23  Sewer – Complete Question 24  Solid waste collection and disposal – Complete Question 25  Water – Complete Question 26

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Distance of nearest fire station from the proposal a What is the overall response time goal for fire/eme Priority calls: minutes Non-priority c What is the current average response time for fire/Priority calls: minutes Non-priority c What is the estimated response time for service calls Priority calls: minutes Non-priority c Are any new fire stations planned that will serve the	rgency service calls? alls: minutes emergency service calls? alls: minutes	
Priority calls: minutes Non-priority comparison what is the current average response time for fire/Priority calls: minutes Non-priority comparison what is the estimated response time for service calls: minutes Non-priority comparison with the priority calls: minutes Non-priority calls: minut	alls: minutes emergency service calls? alls: minutes lls to the proposal area?	
What is the current average response time for fire/Priority calls: minutes Non-priority c What is the estimated response time for service ca Priority calls: minutes Non-priority c	emergency service calls? alls: minutes lls to the proposal area?	
Priority calls: minutes Non-priority c What is the estimated response time for service ca Priority calls: minutes Non-priority c	alls: minutes Ils to the proposal area?	
What is the estimated response time for service ca Priority calls: minutes Non-priority c	lls to the proposal area?	
Priority calls: minutes Non-priority c		
	alls: minutes	
Are any new fire stations planned that will serve the		
	e proposal area?	
Yes - Where and when?		
□ No		
How will service be financed?		
What parks and recreation services and programs	will be provided?	
What is the district's parkland goal?	acres per	residents
What is the district's parkland goal?  What is the district's current parkland ratio?	·	
	acres per	
What is the district's current parkland ratio? What will be the district's parkland ratio upon comp	acres per	residents
What is the district's current parkland ratio? What will be the district's parkland ratio upon comp	acres per eletion of the proposal? acres per	residents
	How will service be financed?	How will service be financed?

Se	ewer Service
a.	The district provides:
	Sewer collection and/or conveyance
	Sewer treatment
b.	Is the proposal due to a failed septic system?
C.	What is the district's current wastewater treatment capacity (expressed in million gallons per da (mgd) and equivalent dwelling units (edu)?
	mgd edu
d.	What is the average volume of influent currently being treated?
	mgd edu
e.	What is the peak flow volume? mgd
f.	What is the peak flow capacity? mgd
g.	Has peak flow capacity been exceeded within the past two years?
	Yes - Describe the frequency and volume of incidents that exceeded the agency's peak capacity:
h.	
h. i.	How many future equivalent dwelling units have been reserved or committed for proposed
	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built? edu
	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built? edu  Can all projects that have received commitments of sewer availability be accommodated with:
	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built? edu  Can all projects that have received commitments of sewer availability be accommodated with:  (i) Current capacity? Yes
i.	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built? edu  Can all projects that have received commitments of sewer availability be accommodated with:  (i) Current capacity? Yes Yes
i.	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built?
i.	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built?
i.	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built?
i.	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built?
i.	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built?
i. j. k.	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built?
i. j. k.	How many future equivalent dwelling units have been reserved or committed for proposed projects and projects that have been approved, but not built?edu  Can all projects that have received commitments of sewer availability be accommodated with:  (i) Current capacity? Yes

n.	Will the proposal require the extension of a trunkline?  Yes - What distance?  No
Ο.	At what location will the project connect to the existing sewer system?
p.	How will infrastructure improvements <i>and</i> on-going service be financed?
. So	olid waste collection and disposal
a.	How will solid waste collection/disposal services be provided?
	☐ District will provide service
	☐ Private service provider under contract with district
b.	Other: Explain:
	How will service be financed?
. Wa	How will service be financed?  atter Service:
. Wa	How will service be financed?  ater Service: The district provides (check all that apply):
. Wa	How will service be financed?  ater Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j
. Wa	How will service be financed?  ater Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j  Retail potable water – Complete b - j
. Wa	How will service be financed?  ater Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j
. Wa	Atter Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j  Retail potable water – Complete b - j  Agricultural water – Complete c - j  Groundwater management and/or conservation – Complete k
. <b>W</b> a	Atter Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j  Retail potable water – Complete b - j  Agricultural water – Complete c - j  Groundwater management and/or conservation – Complete k
. <b>W</b> a	Atter Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j  Retail potable water – Complete b - j  Agricultural water – Complete c - j  Groundwater management and/or conservation – Complete k  Is the proposal area considered in the district's latest Urban Water Management Plan (UWMP)?
. <b>W</b> a	Atter Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j  Retail potable water – Complete b - j  Agricultural water – Complete c - j  Groundwater management and/or conservation – Complete k  Is the proposal area considered in the district's latest Urban Water Management Plan (UWMP)?
. <b>W</b> a	Atter Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j  Retail potable water – Complete b - j  Agricultural water – Complete c - j  Groundwater management and/or conservation – Complete k  Is the proposal area considered in the district's latest Urban Water Management Plan (UWMP)?  Yes  (i) Does the UWMP reflect the approved land use on the site?  No  What is the district's current total water supply (in acre feet per year)?  Not applicable to this proposal AF
. <b>W</b> a a. b.	Atter Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j  Retail potable water – Complete b - j  Agricultural water – Complete c - j  Groundwater management and/or conservation – Complete k  Is the proposal area considered in the district's latest Urban Water Management Plan (UWMP)?  Yes  (i) Does the UWMP reflect the approved land use on the site?  No  What is the district's current total water supply (in acre feet per year)?  Not applicable to this proposal AF
a. b.	Atter Service:  The district provides (check all that apply):  Wholesale potable water – Complete b - j  Retail potable water – Complete b - j  Agricultural water – Complete c - j  Groundwater management and/or conservation – Complete k  Is the proposal area considered in the district's latest Urban Water Management Plan (UWMP)?  Yes  (i) Does the UWMP reflect the approved land use on the site?  No  What is the district's current total water supply (in acre feet per year)?  Not applicable to this proposal AF

LAFCo Application for a District Change of Organization Page 10 of 19

f.	Is the district's long-term water supply ade	quate to serve the proposal area?
		imated water demand and the district's available
	supply.  (i) Estimated proposal demand:	Not applicable to this proposal AF
	(ii) Estimated available supply:	Not applicable to this proposal AFY
	☐ No - Please describe the district's plans	
g.	• •	
h.	' '	
	Yes - What distance?	<u> </u>
	□ No	
i.	At what location will the project connect to	the existing water system:
j.	How will infrastructure improvements <i>and</i>	on-going service be financed? (e.g. general property
	tax, assessment district, landowner/develo	per, user fees, etc.)
k.	Explain the groundwater management and	/or conservation services provided:
k.	Explain the groundwater management and	/or conservation services provided:
k.	Explain the groundwater management and	/or conservation services provided:
k.	Explain the groundwater management and	or conservation services provided:
		/or conservation services provided:
. Ot	ther services	·
. Ot	ther services  Please list any other service(s) that will be	provided:
. Ot	ther services	provided:
. Ot	ther services  Please list any other service(s) that will be	provided:
. Ot	ther services  Please list any other service(s) that will be	provided:
. Ot	ther services  Please list any other service(s) that will be	provided:
<b>∵. Ot</b> a.	ther services  Please list any other service(s) that will be   Does the district contract with another prov	provided:  vider for the service(s)?  Provider:
<b>∵. Ot</b> a.	ther services  Please list any other service(s) that will be   Does the district contract with another prov	provided:  rider for the service(s)?
<b>∵. Ot</b> a.	ther services  Please list any other service(s) that will be  Does the district contract with another proves Yes - Service	provided:  vider for the service(s)?  Provider:
<b>∵. Ot</b> a.	ther services  Please list any other service(s) that will be  Does the district contract with another proves Yes - Service	provided:  rider for the service(s)?  Provider:  Provider:  Provider:

☐ Yes ☐ No - How will adequate service be provided?  How will the service(s) be financed?  SECTION 6: AGRICULTURE AND OPEN SPACE	
How will the service(s) be financed?	
SECTION 6: AGRICULTURE AND OPEN SPACE	
SECTION 6: AGRICULTURE AND OPEN SPACE	
all or any portion of the proposal area or any adjoining land:	
	tion
Service land use capability classification system regardless of whether or not it is irrigation as irrigation is feasible?	ted as_
Does it qualify for a Storie Index Rating between 80 and 100?	es ☑N
Does it support livestock used for the production of food and fiber and that has an annucapacity of at least one animal per acre as defined by the latest USDA National Range Pasture Handbook?	and
Is it planted with fruit trees, nut-bearing trees, vines, bushes, or crops with a non-bearin of less than 5 years and that returns at least \$400 per acre on an annual basis?	_
Has it produced unprocessed plant products with an annual gross value of at least \$400 for 3 of the last 5 calendar years?	0 per acre es □ N
Note: If the answer is "Yes" to any one of the responses for 28(a) through 28(e), a information must be submitted as part of the application in order for the application considered complete for the purpose of filing. The Ventura LAFCo Commissioner Handbook (Sections 3.1.2 and 3.3.5) describes the information to be submitted.	ion to be
DSIO DE DEP IS OF HIGH	oes it qualify for a Storie Index Rating between 80 and 100?  Des it support livestock used for the production of food and fiber and that has an annual apacity of at least one animal per acre as defined by the latest USDA National Range asture Handbook?  Description of the latest used for the production of food and fiber and that has an annual apacity of at least one animal per acre as defined by the latest USDA National Range asture Handbook?  Description of the latest used in the l

		ct to the application and comple		are under LCA contra	
	Contract number:		are unknown.		
b. Ty	pe of contract:   10 year	☐ 20 year			
	ate of contract execution: _				
d. Da	ate of contract expiration no	otice of non-renewal, or tentativ	e cancel	lation (if applicable)	):
☐ No					
	e within or adjacent to an	. •			
	Which greenbelt?				
☐ No					
l. Is any po	rtion of the site under an	agricultural or open space e	asement	t? ☐ Yes Unknow	☐ No
					v
order to p	district plan to establish pay for new or extended s	ASSESSMENT AND INDEBTE any new special taxes, fees, service(s) to the proposal are not status of new funding source	or asses	ssment districts ir	
order to	district plan to establish pay for new or extended s	any new special taxes, fees, service(s) to the proposal are	or asses	ssment districts in	
order to p ☐ Yes -	district plan to establish pay for new or extended s	any new special taxes, fees, service(s) to the proposal are	or asses	ssment districts in	
order to p  ☐ Yes -	district plan to establish pay for new or extended so Describe which services ar ee 27 d. above	any new special taxes, fees, service(s) to the proposal are	or assesea? e(s):		
order to p ☐ Yes - ☐ No So	district plan to establish pay for new or extended so Describe which services are ee 27 d. above	any new special taxes, fees, service(s) to the proposal are nd status of new funding source	or assesea? e(s):	n annexation?	1
order to p  Yes -	district plan to establish pay for new or extended so Describe which services are ee 27 d. above	any new special taxes, fees, service(s) to the proposal are not status of new funding source	or assesea? e(s):	n annexation?	1
order to p  Yes -	district plan to establish pay for new or extended so Describe which services are ee 27 d. above proposal area assume an How will the indebtedness	any new special taxes, fees, service(s) to the proposal are not status of new funding source	or assesea? e(s):	n annexation?	1
order to p  Yes -	district plan to establish pay for new or extended so Describe which services are ee 27 d. above proposal area assume an How will the indebtedness	any new special taxes, fees, service(s) to the proposal are not status of new funding source	or assesea? e(s):	n annexation?	1
order to p  Yes -	district plan to establish pay for new or extended so Describe which services are ee 27 d. above proposal area assume an How will the indebtedness	any new special taxes, fees, service(s) to the proposal are not status of new funding source	or assesea? e(s):	n annexation?	1
order to p  Yes -	district plan to establish pay for new or extended so Describe which services are ee 27 d. above proposal area assume an How will the indebtedness	any new special taxes, fees, service(s) to the proposal are not status of new funding source	or assesea? e(s):	n annexation?	1
order to p  Yes -	district plan to establish pay for new or extended so Describe which services are ee 27 d. above proposal area assume and How will the indebtedness see fees):	any new special taxes, fees, service(s) to the proposal are not status of new funding source	or assesea? e(s):	n annexation?	1

### 

37. Does the County's or a city's housing element identify the site as one that is needed to meet

☐ Yes ☐ No

its RHNA obligation?

#### **SECTION 10: ENVIRONMENTAL JUSTICE**

	es - Describe its location/name:
- а.	Does the district currently provide any services to this community?
	☐ Yes - What services?
	Not applicable to this proposal
b.	Is the community within the proposal area?
	Yes
	☐ No - Does the district have any plans to annex this community in the future?
	Yes: When?
	☐ No: Why not?

### **CERTIFICATION**

I certify under penalty of perjury, under the laws of the State of California, that the information contained in this application is true and correct. I acknowledge and agree that the Ventura Local Agency Formation Commission is relying on the accuracy of the information provided and my representations in order to process this application proposal.

I further certi district) to si	(name of	
Date:		
Print Name:		
Title:		
Signature:		

#### VENTURA LOCAL AGENCY FORMATION COMMISSION



COUNTY GOVERNMENT CENTER • HALL OF ADMINISTRATION 800 S. VICTORIA AVENUE, L #1850 • VENTURA, CA 93009 TEL (805) 654-2576 • FAX (805) 477-7101 HTTP://WWW.VENTURA.LAFCO.CA.GOV

#### **INDEMNITY AGREEMENT**

As part of this application, the applicant agrees to defend, indemnify, hold harmless and release the Ventura Local Agency Formation Commission (LAFCO), its officers, employees, attorneys, or agents from any claim, action or proceeding brought against any of them, the purpose of which is to attack, set aside, void, or annul, in whole or in part, LAFCO's action on the proposal or on the environmental documents submitted to support it. This indemnification obligation shall include, but not be limited to, damages, costs, expenses, attorney fees, and expert witness fees that may be asserted by any person or entity, including the applicant, arising out of or in connection with the application.

LAFCO Case Name and No	(LAFCO USE ONLY)
Date:	
APPLICANT OR APPLICANT'S REPRESENTATIVE: (Proof of authority to sign must be provided)	
Signature:	_
Name:	_
Agency:	_
Title:	_
Address:	_

#### VENTURA LOCAL AGENCY FORMATION COMMISSION



COUNTY GOVERNMENT CENTER • HALL OF ADMINISTRATION 800 S. VICTORIA AVENUE, L #1850 • VENTURA, CA 93009 TEL (805) 654-2576 • FAX (805) 477-7101 HTTP://WWW.VENTURA.LAFCO.CA.GOV

#### AGREEMENT FOR PAYMENT OF LAFCO FEES

Applicant:	
LAFCO Case Name and No	(LAFCO USE ONLY)

The Applicant understands and agrees as follows:

- 1. The Ventura Local Agency Formation Commission ("LAFCO") has established a fee schedule pursuant to Government Code § 56383 to recover a portion of the estimated reasonable costs of LAFCO proceedings. Applicant has submitted a request for action to LAFCO that requires an initial deposit of funds in accordance with the fee schedule. Applicant hereby pays the initial deposit fee of \$\_\_\_\_\_\_ (LAFCO USE ONLY) to reimburse LAFCO for costs associated with the request.
- 2. LAFCO's costs of processing the request, consisting of LAFCO staff time at hourly rates based on the most recent LAFCO fee schedule, and all direct LAFCO costs associated with Applicant's request, will be charged to Applicant and deducted from the initial deposit fee. LAFCO's costs include but are not limited to: (a) Staff time spent reviewing application materials, responding by phone or correspondence to all inquiries relating to the request, preparing reports, attendance and participation at meetings, and making filings necessary to complete proceedings, and; (b) Direct costs for public notices, legal counsel, County, state and federal agency review and information, and consultants hired by LAFCO to assist in the review and processing of the request.
- 3. If the LAFCO Executive Officer determines the initial deposit fee is insufficient to reimburse all of LAFCO's costs incurred and to be incurred to complete the requested action, LAFCO will bill Applicant for, and Applicant must pay, an additional deposit equal to the additional fee estimated by the Executive Officer as necessary to fully reimburse LAFCO.
- 4. After all requested actions are complete the LAFCO Executive Officer will compute the actual final costs and will refund any unused portion of the deposit or will bill Applicant for any unreimbursed costs. Any refunds will be solely for the unused portion of the deposit and will not include any interest.
- 5. If Applicant fails to pay in full any sums billed by LAFCO within 15 days of the billing, the LAFCO Executive Officer may stop processing Applicant's request and/or set the request for hearing by LAFCO with a recommendation for denial due to failure to pay fees. The Executive Officer shall not be required to record a certificate of completion or otherwise complete any requested action until and unless all fees are paid in full.

6.	LAF	plicant may make a written request to LAFCO for an accounting FCO will respond within a reasonable period. Applicant's obligations shall not be delayed or deferred by such a request.	
7.	The	e undersigned is (check one):	
		The individual applicant or petitioner who agrees to be bound agreement and to pay the sums due LAFCO.	by the terms of this
		The authorized representative of the Applicant who is empowed agreement and who agrees the Applicant shall be bound by its te sums due LAFCO.	
		The property owner or real party in interest for an application of filed with LAFCO by a City or Special District. I agree to be bour agreement as they are applicable to Applicant and to pay to LAF Applicant. I agree that notice to Applicant of any obligation arisi construed to be notice to me.	nd by the terms of this CO all sums due from
Da	te:		
Na	me:		
Ма	iling	Address:	
Ph	one:		
Sig	natu	re:	

EXHIBIT 'B' To Resolution No. 1967

