



# San Diego County Local Agency Formation Commission

Regional Service Planning | Subdivision of the State of California

## REGULAR MEETING AGENDA -AMENDED-

### SAN DIEGO COUNTY LOCAL AGENCY FORMATION COMMISSION

**MONDAY, DECEMBER 5, 2022**  
COUNTY ADMINISTRATION CENTER  
1600 PACIFIC HIGHWAY, ROOM 302  
SAN DIEGO, CALIFORNIA

Chair Jim Desmond  
Vice Chair Paul McNamara

Executive Officer Keene Simonds  
Commission Counsel Holly O. Whatley

County of San Diego	Cities	City of San Diego	Special Districts	General Public
Jim Desmond Joel Anderson Nora Vargas, Alt.	Paul McNamara Mary Casillas Salas Kristi Becker, Alt.	Chris Cate Marni von Wilpert, Alt.	Jo MacKenzie Barry Willis David A. Drake, Alt.	Andy Vanderlaan Harry Mathis, Alt.

San Diego LAFCO will hold the December 5, 2022 meeting in person at the County of San Diego Administration Center (1600 Pacific Highway, Room 302 in San Diego). Three-hour visitor parking is available using the Ash Street entrance.

In person attendance by the public is welcomed. The public may also watch, listen, and otherwise participate in the meeting remotely by any of the following options.

1. The public may watch and listen to the meeting live on YouTube using the link provided on our website homepage ([www.sdlafco.org](http://www.sdlafco.org)).
2. The public may watch, listen, and participate in the meeting by Zoom (<https://zoom.us>) or by telephone at (669) 900-9128 using Meeting/Webinar ID: 895 6767 7168 and Passcode 508649. Please use the “raise your hand” function in Zoom or push \*9 by telephone if/when you wish to speak. Then wait until your name is called before speaking.
  - a) The public may provide eComments on any item by emailing to [michaela.peters@sdcounty.ca.gov](mailto:michaela.peters@sdcounty.ca.gov)
    - eComments received before 8:00A.M. on Monday, December 5, 2022 will be forwarded to the Commission and posted online before the meeting. They will also be referenced during the meeting.
    - eComments received during the meeting and before the subject item is concluded will be read into the record by staff subject to the three-minute limit.

1. **9:00 A.M. – CALL TO ORDER BY CHAIR | ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**

**3. AGENDA REVIEW**

The Executive Officer will summarize the agenda as well as to advise of any requested changes. The Chair will also consider requests from Commissioners.

**4. PUBLIC COMMENT AND RELATED REQUESTS**

**a) Public Comment**

Opportunity for members of the public to speak to the Commission on any subject matter within the Commission's growth management duties/interests but not an item listed on the agenda. Three-minute limit. Each speaker's comments may not exceed three minutes.

**b) Public Requests to Discuss Consent Items**

Opportunity for members of the public to request the Commission pull one or more items from the consent calendar for discussion.

**5. CONSENT ITEMS**

All items calendared as consent are considered ministerial or non-substantive and subject to a single motion approval.

**a) Approval of Meeting Minutes for November 7, 2022 (action)**

The Commission will consider action minutes prepared by the Commission Clerk for the November 7, 2022 regular meeting. Recommendation to approve as presented. (Pages 5-16)

**b) Commission Ratification | Recorded Payments for October 2022 (action)**

The Commission will review a report identifying all payments made and received in October 2022. Recommendation to ratify payments as presented. (Pages 17-22)

**c) Proposed "Farkas-Felicita Road Reorganization" | Concurrent Annexation to City of Escondido and Detachment from County Service Area No. 135 and Related Actions (RO22-06)**

The Commission will consider a reorganization initiated by a landowner with the principal action to annex 0.4 acres of unincorporated territory to the City of Escondido. A concurrent detachment from County Service Area No. 135 and its regional communication service function is also part of the reorganization. Staff recommends conditional approval of the proposal to include removal of the affected territory from Rincon del Diablo Municipal Water District's authorized fire protection and emergency medical service area (Improvement District E) along with waiving protest proceedings and making an exemption finding as lead agency under the California Environmental Quality Act. The County Assessor's Office identifies the subject parcel as 238-320-01. (Pages 23-52)

**d) Protest Hearing Results | "County Service Area No. 69 Reorganization" (action)**

The Commission will receive the results of the protest hearing held for the "County Service Area No. 69 Reorganization." This proposal was conditionally approved by the Commission in October 2022 and principally involves the dissolution of County Service Area (CSA) No. 69 and its ambulance transport function and proportional designation of the City of Santee and Lakeside Fire Protection District (FPD) as successor agencies. The approved proposal also includes conforming annexations to Lakeside FPD. The noticed protest hearing was held by staff on November 18<sup>th</sup> without written opposition from affected landowners or registered voters. The protest hearing results are being presented to receive and file. (Pages 53-56)

**CONSENT ITEMS CONTINUED...**

**e) Progress Report on Adopted Workplan (action)**

The Commission will receive a progress report on accomplishing the 30 specific projects included in the adopted workplan for 2022-2023. Staff recommendation to receive and file. (Page 57-60)

**f) Conducting Regular Meetings |**

**Approval of 2023 Meeting Calendar and Amendment to Change the Meeting Start Time from 9:00 A.M. to 10:00 A.M. Report on Active Proposals and Related Activities (action)**

The Commission will consider approving a regular meeting schedule for the 2023 calendar year. It is recommended the Commission follow recent practice and approve regular meetings on the first Monday of each month except for January, July, and September. It is also recommended the Commission approve an amendment to adopted policy (Rule II) to change the start of regular meetings from 9:00 A.M. to 10:00 A.M. and in doing so accommodate later start times for public schools. (Pages 61-72)

**g) Commission Terms (information)**

The Commission will receive its annual report on individual Commissioner terms. Six terms are set to expire in April 2023 with three – two special districts (regular and alternate) and one public (alternative) – necessitating future LAFCO action as detailed. (Pages 73-78)

**h) Report on Active Proposals and Related Activities (information)**

The Commission will receive a status report on the 25 active proposals currently on file with LAFCO. (Pages 79-94)

**6. PUBLIC HEARING ITEMS |**

**COMMISSIONER DISCLOSURE OF EX PARTE COMMUNICATIONS**

Public hearing items require expanded public notification per provisions in State law or have been voluntarily scheduled by the Executive Officer to ensure opportunity for public input. All public hearing items require verbal disclosures by Commissions regarding any material communications.

**a) Proposed Sphere of Influence Updates for the Escondido Region | City of Escondido, Rincon del Diablo Municipal Water District, and the Deer Springs Fire Protection District (action)**

The Commission will consider approving sphere of influence updates for the three affected agencies in the Escondido region under the Commission's oversight. The updates are being presented as part of the Commission's five-year study requirement to review and make changes as merited in using spheres to designate the affected agencies' appropriate and near-term boundaries. The updates draw on information included in a recently prepared municipal service review and recommends affirming two of the three agencies' – Deer Springs Fire Protection District and Rincon del Diablo Municipal Water District – spheres without changes. A change to the third agency's – City of Escondido – sphere to remove approximately 1,090 unincorporated acres along the northern perimeter to better align with parcel lines and other geographic markers is recommended along with establishing two special study areas as detailed. (Pages 95-126)

**7. BUSINESS CALENDAR**

Business items involve regulatory, planning, or other items that do not require a noticed hearing.

**a) Proposed “Pastrana-Artesian Road Change of Organization” |**

**Annexation to Rancho Santa Fe Community Services District and Related Negative Declaration under California Environmental Quality Act (CO22-02)**

The Commission will consider a change of organization initiated by a landowner to annex approximately 10.0 acres of unincorporated territory to the Rancho Santa Fe Community Service District (CSD). The annexation is specific to extending public wastewater services; other CSD services – security, underground utilities, and landscape maintenance – are not part of the proposal. The affected territory as submitted comprises one entire parcel currently undeveloped in the unincorporated community of Rancho Santa Fe. Staff recommends conditional approval of the proposal as submitted along with waiving protest proceedings. It is also recommended the Commission adopt a negative declaration as lead agency consistent with the findings of an initial study prepared by LAFCO staff. (Pages 127-216)

**b) Legislative Report (discussion)**

The Commission will receive a report on items of interest to the Commission and its regulatory and planning responsibilities under State law with the close of the most recent legislative session. This includes summarizing Senate Bill 938 and its successful passage to streamline and otherwise improve LAFCO protest hearings. The report also previews topics of interest heading into the next legislative session, including continued work on advancing an amendment to clarify exemption allowances involving out-of-agency services. The report is being presented to the Commission for discussion with the opportunity to provide related direction going forward. (Pages 217-238)

**c) Fee Waiver Request |**

**“Proposed Borrego Springs Fire Protection District Reorganization” (action)**

The Commission will consider a request from Borrego Springs Fire Protection District to waive all fees associated with its recent proposal filing to dissolve and transfer responsibilities via annexation to the San Diego County Fire Protection District. The total value of the fee waiver is \$24,563 assuming any potential Commission approval is not subject to voter approval. Staff recommends approval of the fee waiver along with authorizing a corresponding transfer of assigned monies from the fund balance. (Pages 239-244)

**8. COMMENDATIONS**

**9. EXECUTIVE OFFICER REPORT**

**10. COMMISSIONER ANNOUNCEMENTS | REQUESTS FOR FUTURE ITEMS**

**11. CLOSED SESSION**

**12. ADJOURNMENT TO NEXT MEETING**

February 6, 2023

Attest to Posting:  
Tamaron Lockett  
Commission Clerk