

**ALAMEDA LOCAL AGENCY FORMATION COMMISSION
RESOLUTION NO. 2007-01**

**APPROVING AN UPDATE TO THE SPHERE OF INFLUENCE FOR THE
CITY OF LIVERMORE**

WHEREAS, Government Code Section 56425 et seq. requires the Local Agency Formation Commission (LAFCo) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code Section 56425(f) requires that LAFCo review and update the adopted SOI boundaries, as necessary, not less than once every five years; and

WHEREAS, Government Code Section 56430 requires that a municipal services review be conducted prior to or in conjunction with a SOI update; and

WHEREAS, LAFCo conducted a municipal services review of the services provided by the City of Livermore and adopted written determinations as required by Government Code Section 56430 on May 11, 2006; and

WHEREAS, the City of Livermore provides police, fire, paramedic, stormwater, water, wastewater, golf course maintenance and operations, library, streetlight and street maintenance, and street sweeping services directly; and contracts with private companies for ambulance transport and solid waste collection services; and

WHEREAS, the City of Livermore incorporated in 1876; and

WHEREAS, the City lies in the eastern portion of Alameda County, bordered to the west by the cities of Dublin and Pleasanton and surrounded for the most part by unincorporated area; and

WHEREAS, the City of Livermore's SOI was established by LAFCo in December 1979; and

WHEREAS, the SOI was amended in 1981, 1984, 1988, 1992, 1999 and 2005; and

WHEREAS, there have been 83 annexations into the City bounds since SOI adoption, all but one involved territory in the SOI; and

WHEREAS, no change in regulation, land use or development will occur as a result of this sphere action; and

WHEREAS, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the location of this SOI map; and

WHEREAS, the SOI update was duly considered at public hearings held on July 13, 2006 and January 11, 2007; and

WHEREAS, the Alameda LAFCo heard and received all oral and written protests, objections and evidence that were made, presented or filed, and all persons present were given an opportunity to appear and be heard with respect to any matter pertaining to said action.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Alameda LAFCo hereby:

1. Retain existing SOI for the City of Livermore as generally depicted in Exhibit A attached hereto.
2. Adopt the following SOI Policy for the City of Livermore's SOI:

LAFCo shall encourage the Cities of Hayward, Livermore, Oakland and Pleasanton to annex, where appropriate, various islands and fringe areas including those currently receiving service.

3. Consider the criteria set forth in Government Code Section 56425(e) and determine as follows:

- a. *The present and planned land uses in the area, including agricultural and open-space lands* – City land uses primarily consist of residential use (36 percent). Other developed land is for industrial use (six percent) and commercial use (five percent). Institutional use occupies six percent and 12 percent of the City is undeveloped. Open space and agricultural uses within the City (18 percent) include public park and other recreational areas, vineyards, orchards and grazing areas. In 2000, Livermore voters approved an Urban Growth Boundary (UGB) that limits urban development in the southern portion of the City. The North Livermore UGB was adopted by the City Council in 2002. The City encourages infill development. The City’s UGB permits only non-urban uses beyond the UGB both inside and outside the city boundary; this promotes infill and preservation of open space. The City prohibits development on slopes of 25 percent or more. The SOI is consistent with planned land uses.
- b. *The present and probable need for public facilities and services in the area* – The population in the City is expected to continue to grow. Livermore’s residential growth areas include the Downtown area, the northwest area south of Las Positas College, and two Neighborhood Plan areas located in the eastern industrial areas.
- c. *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* – For the most part, municipal services provided in the city are adequate. Livermore reported high sewer overflow rates in 2004. Current wastewater disposal and storage capacity is inadequate to accommodate future growth in the City. Livermore needs to upgrade three stormwater pump stations within 5-10 years. The P Street pump station is not adequate for required flow rate. Springtown Branch Library was reported as in poor condition. The City conducts productivity monitoring to improve service efficiency.
- d. *The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* - Neighborhood planning areas include Springtown and downtown. Economic communities include downtown and the Lawrence Livermore National Laboratory.
- e. *The existence of agricultural preserves or other important agricultural or open space land in the area which could be considered within an agency's SOI, and the effect on maintaining the physical and economic integrity of such resources in the event that such resources are within a SOI of a local governmental agency* – No agricultural, open space or Williamson Act lands will be affected by approval of the proposed SOI as no expansions in SOI or service area are proposed. The proposed policy promotes orderly growth and more efficient service provision.

3. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), this SOI update which expands the District’s SOI to be countywide is categorically exempt under Section 15061(b)(3) of the CEQA Guidelines.

4. Direct staff to file a Notice of Exemption as lead agency under Section 15062 of the CEQA Guidelines.

* * * * *

This Resolution was approved and adopted by the Alameda Local Agency Formation Commission at a regular meeting held on January 11, 2007 in Dublin, California on the motion made by Commissioner Foulkes, seconded by Commissioner Crowle, and duly carried.

Ayes: 6 (Commissioners Steele, Miley, Lockhart, Kamena, Foulkes, and Sblendorio)
Noes: 0
Excused: 1 (Commissioner Combs)

/Janet Lockhart/

Janet Lockhart, Chair, Alameda LAFCo

Approved as to Form:

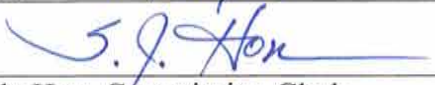
By: 
Brian Washington, LAFCo Legal Counsel

CERTIFICATION:

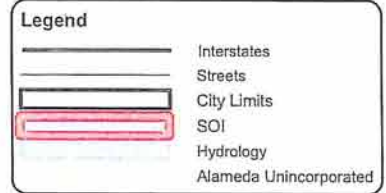
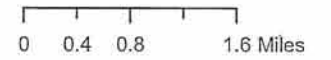
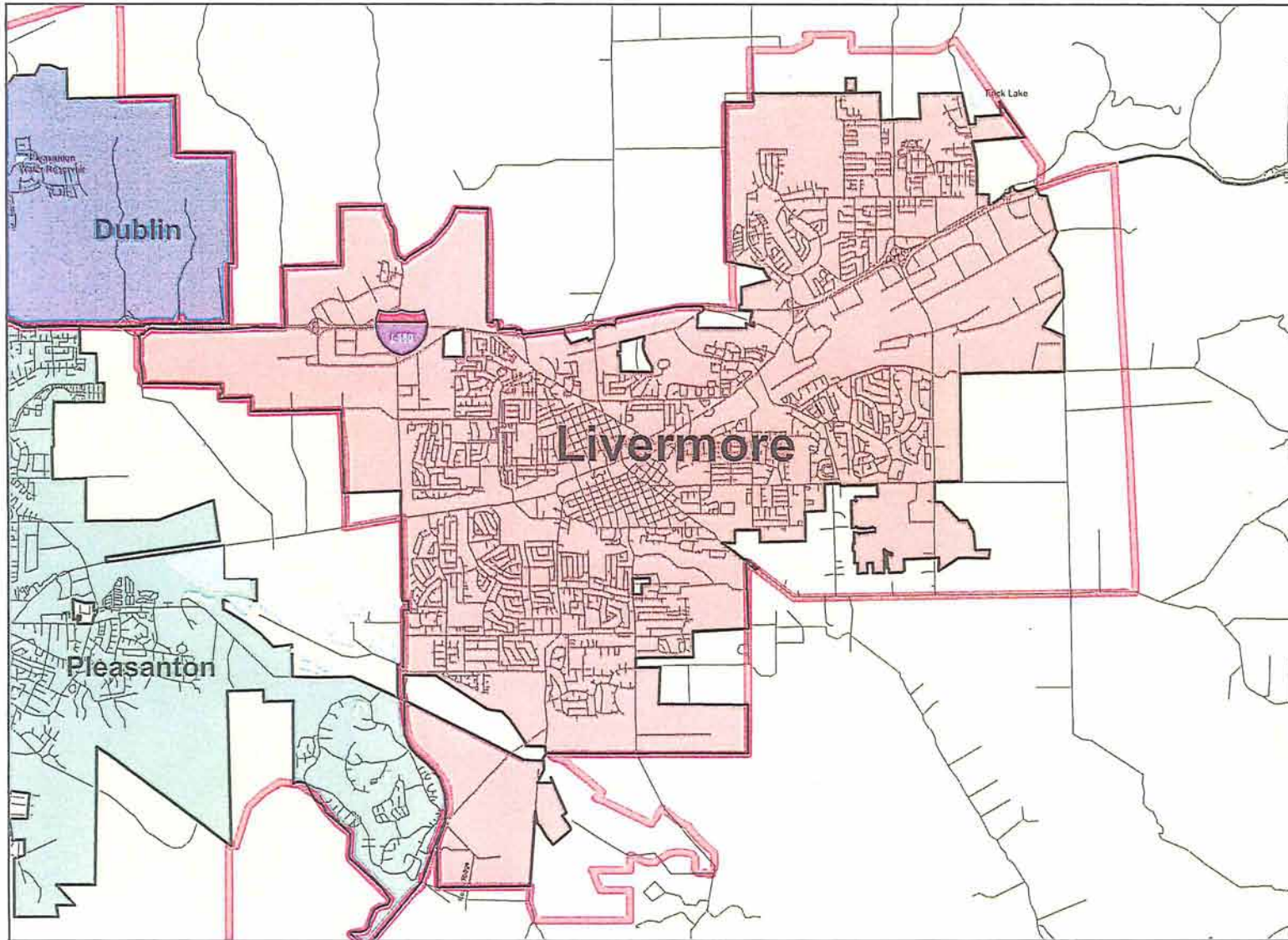
I hereby certify that this is a correct copy of a resolution passed and adopted by this Commission on the date stated above


Crystal Hishida Graff, Executive Officer

Dated: 1/31/07


Sandy Hou, Commission Clerk

CITY OF LIVERMORE & SOI



Alameda County Reference Map

