



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Set Public Hearing for February 4, 1994 to Consider Sproul Reorganization, Including Annexation to the City of Lodi and Detachment from Certain Districts as Approved by the Local Agency Formation Commission Located at 5435, 5479, 5535, 5567 5909 and 6161 East State Route 12 and 17282 North Guild Avenue.

MEETING DATE: January 5, 1994

PREPARED BY: Community Development Director

RECOMMENDED ACTION: that the City Council set Public Hearing for February 4, 1994 to consider the Sproul Reorganization, including annexation to the City of Lodi and detachment from certain districts as approved by the Local Agency Formation Commission located at 5435, 5479, 5535, 5567 5909 and 6161 East State Route 12 and 17282 North Guild Avenue.

BACKGROUND INFORMATION: The Sproul Reorganization consists of 7 parcels and contains 40 acres. When the City Council initiated the reorganization it consisted of only the parcels located at 5909 and 6161 East State Route 12. After the Council acted, Mr. Gary Guthrie, owner of 17282 North Guild Avenue (northeast corner of State Route 12 and Guild Avenue), petitioned LAFCO for annexation to the City. The parcels at 5435, 5479, 5535 and 5567 East State Route 12 were added to the annexation by LAFCO.

The Local Agency Formation Commission approved the reorganization consisting of all 7 parcels on December 17, 1993 with the following condition:

"The City's Resolution completing the reorganization shall state that the affected territory will remain within the boundary of County Service Area No. 53, Household Hazardous Waste."

Since this annexation did not have 100% owner consent LAFCO could not waive hearing and notice. No one protested at the time of the LAFCO hearing.

FUNDING: Application fee.

James B. Schroeder
James B. Schroeder
Community Development Director

JBS/ck
Attachments

APPROVED

Thomas A. Peterson

THOMAS A. PETERSON
City Manager



recycled paper

CC:1

RESOLUTION NO. 895

BEFORE THE CAL AGENCY FORMATION COMMISSION OF SAN JOAQUIN COUNTY
APPROVING PROPOSED SPROUL REORGANIZATION (LAFC 20-93) Including
Annexation To The City Of Lodi and Detachment From The Mokelumne Fire
District And The SJC Resource Conservation District

WHEREAS, the above entitled proposal was initiated by resolution
of the City of Lodi, and on October 18, 1993, the Executive Officer
certified the application filed for processing in accordance with the
Local Government Reorganization Act; and,

WHEREAS, the Commission held a public hearing on the proposed
reorganization on December 17, 1993, in the Board of Supervisors
Chambers, County Courthouse, pursuant to notice of hearing which was
published, posted and mailed in accordance with State law; and

WHEREAS, at said hearing the Commission heard and received
evidence, both oral and documentary, submitted in favor of and in
opposition to the proposed reorganization and all persons present were
given an opportunity to be heard;

NOW THEREFORE, THE Local Agency Formation Commission of San
Joaquin County DOES HEREBY RESOLVE, DETERMINE, AND ORDER as follows:

Section 1. The Negative Declaration adopted by the City of Lodi
as lead agency has been reviewed and considered.

Section 2. The above entitled reorganization is approved subject
to the following condition:

- a) The City's resolution completing the reorganization shall
state that the affected territory will remain within the
countywide boundary of County Service Area No. 53, Household
Hazardous Waste Management.

Section 3. The boundaries are hereby amended to include the four parcels located west of Guild Avenue, said boundaries being set forth in Exhibit A.

Section 4. The affected territory is uninhabited.

Section 5. The City of Lodi is designated as the Conducting Authority and the City Council is authorized to initiate proceedings for uninhabited reorganization in accordance with Section 57000 et seq. of the Government Code.

Section 6. The Executive Officer is hereby authorized and directed to mail and file certified copies of this resolution as required by Section 56853 of the Government Code.

PASSED AND ADOPTED this 17th day of December 1993, by the following vote:

AYES: Commissioners Simas, Darrah, Nelson, Perry and Cabral

NOES:

ABSTAIN: Commissioner Barber.

GEORGE L. BARBER, CHAIRMAN
Local Agency Formation Commission
of San Joaquin County

EXHIBIT A

October 22, 1993

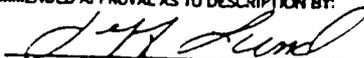
DESCRIPTION OF
PROPOSED
SPROUL ANNEXATION TO THE CITY OF LODI
San Joaquin County, California

A portion of the northeast quarter of Section 6, and the northwest quarter of Section 5, Township 3 North, Range 7 East, Mount Diablo Base and Meridian, more particularly described as follows:

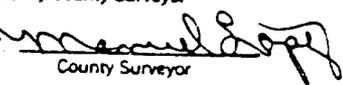
Beginning at the intersection of the north line of State Highway 12 with the east line of said Section 6, said intersection being on the Lodi City Limit line; thence South $1^{\circ}06'00''$ East along said City Limit line, 80.47 feet to the south line of State Highway 12; thence leaving said City Limit line, easterly along said south line of State Highway 12, a distance of 535 feet, more or less, to intersection with the southerly production of the east line of Parcel "A" of Parcel Map filed in Book 11 of Parcel Maps at page 73, San Joaquin County Records; thence North $0^{\circ}15'$ West along said southerly production and the east line of said Parcel "A", 761 feet, more or less, to the northeast corner thereof; thence North $89^{\circ}05'$ West along the north line of said Parcel "A" and its westerly production, 535.2 feet to intersection with said east line of Section 6; thence southerly along said east line, 195.17 feet to the northeast corner of that certain tract of land deeded to John Taylor Fertilizers Co., Recorded as Instrument No. 82030372, Official Records of San Joaquin County; thence North $88^{\circ}46'$ West along the north line of said Fertilizers Co. land, 885.4 feet to the northwest corner thereof, being the northeast corner of that certain tract of land deeded to Gary V. Guthrie, et ux, recorded as Instrument No. 92100169, Official Records of San Joaquin County; thence North $88^{\circ}46'$ West along the north line of said Guthrie land, 403.8 feet to intersection with the east line of Guild Avenue (60 feet wide); thence North $0^{\circ}01'$ West along said east line, 163.88 feet to intersection with the easterly production of the north line of Lot 4 of EDDLEMAN TRACT (the map or plat of which is filed in Book of Official Maps and Plats, Volume 1, page 26, San Joaquin County Records); thence North $88^{\circ}50'$ West along said easterly production and the north line of said Lot 4, a distance of 689.35 feet to the northwest corner thereof, being on said Lodi City Limit line; thence along said City Limit line the following two (2) courses: (1) southerly along the west line of said Lot 4, and along the west line of Lot 2 of said EDDLEMAN TRACT, and said west line of Lot 2 produced southerly, 727 feet, more or less, to intersection with said north line of State Highway 12, and (2) easterly along said north line, 1980 feet, more or less, to the point of beginning.

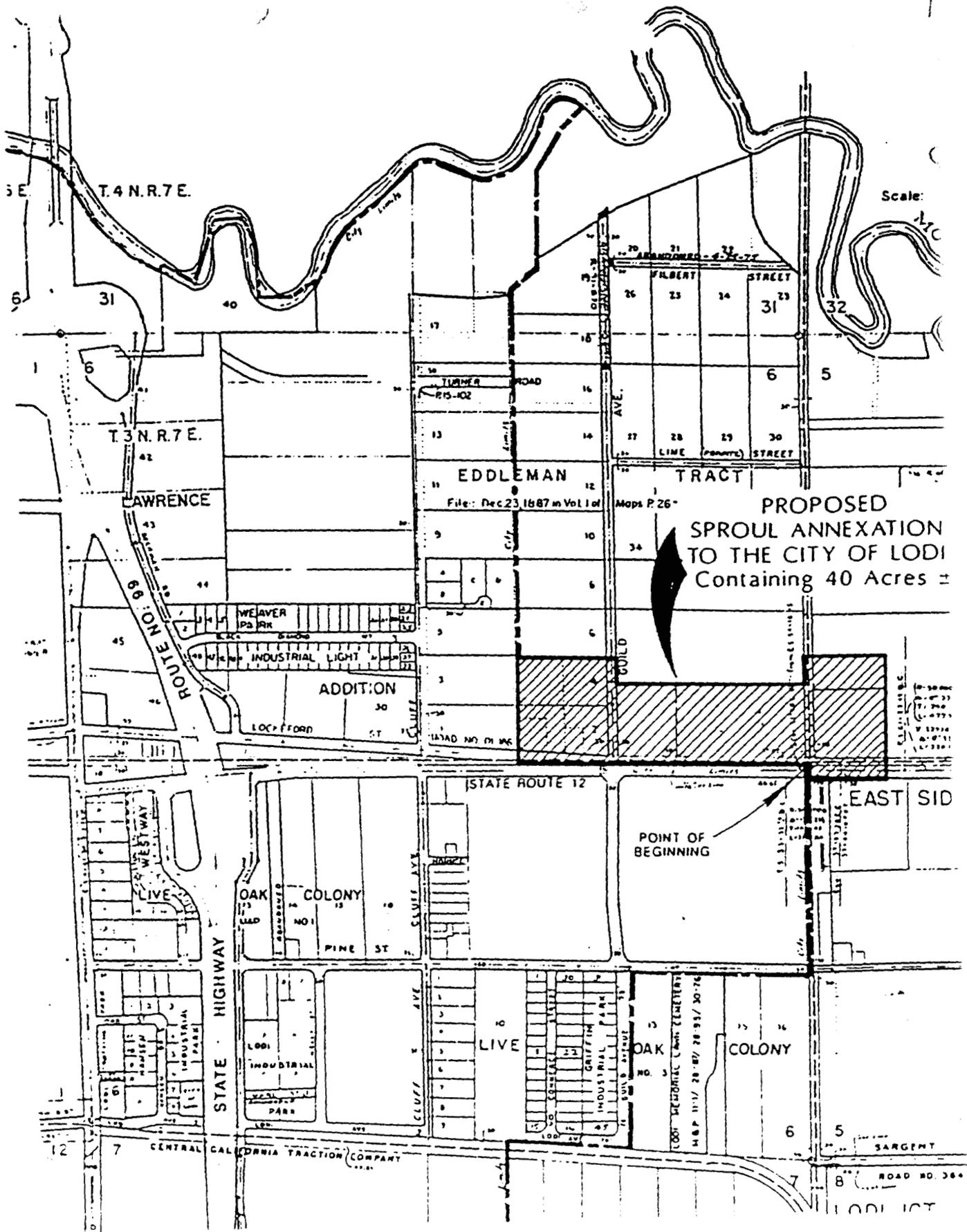
Containing 40 acres, more or less.

RECOMMENDED APPROVAL AS TO DESCRIPTION BY:


Deputy County Surveyor

APPROVED BY


County Surveyor



3 E T. 4 N. R. 7 E.

T. 3 N. R. 7 E.

Scale: 1" = 400'

PROPOSED SPROUL ANNEXATION TO THE CITY OF LODI
 Containing 40 Acres ±

EDDLEMAN TRACT

File: Dec. 23, 1887 in Vol. 1 of Maps P. 26"

LAWRENCE

ROUTE NO. 99

ADDITION

STATE ROUTE 12

POINT OF BEGINNING

EAST SIDE

STATE HIGHWAY

CENTRAL CALIFORNIA TRACTION COMPANY

SARGENT

ROAD NO. 364

LODI

OAK COLONY

LIVE

OAK

COLONY

INDUSTRIAL PARK

INDUSTRIAL PARK

LODI MEMORIAL CEMETERY

INDUSTRIAL PARK

WEAVER PARK

INDUSTRIAL LIGHT

LOCKFORD ST

FILBERT STREET

LINE STREET

GUILD AVE.

TIMBER ROAD

CLIFF AVE.

DECLARATION OF MAILING

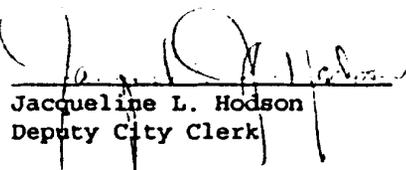
On January 6, 1994 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 6, 1994, at Lodi, California.

Jennifer M. Ferrin
City Clerk



Jacqueline L. Hodson
Deputy City Clerk



CITY OF LODI
CARNEGIE FORUM
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: February 2, 1994
Time: 7:00 p.m.

For information regarding this Public Hearing
Please Contact:

Jennifer M. Perrin
City Clerk
Telephone: 333-6702

NOTICE OF PUBLIC HEARING

February 2, 1994

NOTICE IS HEREBY GIVEN that on Wednesday, at the hour of 7:00p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing to consider the following matter:

- a) Sproul Reorganization, including annexation to the City of Lodi and detachment from certain districts as approved by the Local Agency Formation Commission located at 5435, 5479, 5535, 5567, 5909 and 6161 East State Route 12 and 17282 North Guild Avenue

Information regarding this item may be obtained in the office of the Community Development Director at 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

By Order Of the Lodi City Council:


Jennifer M. Perrin
City Clerk

Dated: January 5, 1994

Approved as to form:


Bobby W. McNatt
City Attorney

SPROUL REORGANIZATION PROPERTY OWNERS

APN 049-080-07 Dorothy Blair Mettler
17900 N. Cherry Rd.
Lodi, CA 95240
Situs: 5567 E. St. Rte. 12 Hwy

APN 049-080-08 Ole & Dorothy Mettler
17900 N. Cherry Rd.
Lodi, CA 95240
Situs: 5535 E. St. Rte. 12 Hwy

APN 049-080-09 Tetsuo Matsumoto
5479 E. Lockeford St.
Lodi, CA 95240
Situs: 5479 E. State Route 12

APN 049-080-10 F.V. & D.E. McClaine Trs.
5435 E. Lockeford St.
Lodi, CA 95240
Situs: 5435 E. St. Rte. 12 Hwy

APN 049-040-06 Gary Guthrie
c/o Stubbs Paint & Body
400 N. Cluff Ave.
Lodi, CA 95240
Situs: 17282 N. Guild Avenue

