
C O U N C I L C O M M U N I C A T I O N

TO: THE CITY COUNCIL
FROM: THE CITY MANAGER'S OFFICE

COUNCIL MEETING DATE
OCTOBER 4, 1989

SUBJECT: WHITE SLOUGH NO. 5 (NON-CONTIGUOUS) ANNEXATION TO THE CITY OF LODI,
 12751 NORTH THORNTON ROAD, LODI

RECOMMENDED ACTION: That the City Council adopt Resolution No. 89-142 - A Resolution of the Lodi City Council Ordering the White Slough No. 5 (Non-Contiguous) Annexation to the City of Lodi Without Notice and Hearing. (See Exhibit C attached).

The White Slough No. 5 annexation application was filed with the Local Agency Formation Commission by submittal of Resolution No. **89-86** adopted July **19, 1989** proposing to annex 270.4 acres of non-contiguous, City-owned property. The territory is a portion of the City's White Slough Water Pollution Control Facility located on both sides of the 1-5 freeway, one mile south of State Highway 12, about five miles west of Lodi.

State law allows a city to annex non-contiguous territory provided that **it** is owned by the City and is used for municipal purposes. Although there is a **300** acre limit for most uses, a recent change allows for annexation of unlimited acreage **if** the property is used for wastewater treatment or disposal.

The City of Lodi's White Slough Water Pollution Control Facility encompasses about **1246.4** acres. Most of the site is used for disposal of wastewater through spray irrigation. The City has previously annexed **976** acres which includes the treatment plant. This proposal would annex the remainder of the **qualifying** property.

The proposed annexation includes territory in both the Woodbridge Fire District and the Delta Fire District. Because of the distance **from** Lodi, **it** is proposed that the property remain in the Districts for fire protection.

The purpose of the annexation is to allow City jurisdiction over the City-owned property and to allow the property to be removed from the property tax roll. No special districts would be significantly affected by the annexation.

Following a public hearing regarding the matter held on September 15, **1989** before the Local Agency Formation Commission, the Local Agency Formation Commission of San Joaquin County determined and ordered the **following**:

Section 1. The White Slough No. 5 (non-contiguous) annexation is approved subject to certain terms and conditions.

Section 2. The boundaries are approved as set forth in Exhibit A, attached.

Section 3. The territory proposed to be annexed is uninhabited.

Section 4. The territory is owned by the City of Lodi, is being used for wastewater treatment or disposal.

Section 5. The City of Lodi is designated as the conducting agency and is authorized to complete proceedings for non-contiguous annexation **without** notice and hearing in accordance with Section 57002(b) of the Government Code.

Attached is a copy of Resolution 764 of the Local Agency Formation Commission of San Joaquin County - Resolution approving the White Slough No. 5 (non-contiguous) annexation to the City of Lodi (LAFC 19-89) (Exhibit B). Also attached is a diagram of the subject area.

Alice M. Reimche
Alice M. Reimche
City Clerk

RESOLUTION NO. 89-142

A RESOLUTION OF THE LODI CITY COUNCIL
ORDERING THE WHITE SLOUGH NO. 5 (NON-CONTIGUOUS) ANNEXATION TO THE
CITY OF LODI WITHOUT NOTICE AND HEARING

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IN THE MATTER OF)	RESOLUTION MAKING DETERMINATIONS
ANNEXATION TO THE)	AND ORDERING ANNEXATION WITHOUT
CITY OF LODI)	NOTICE AND HEARING

Section 1. RESOLVED, BY THE CITY COUNCIL OF THE CITY OF LODI that it determines:

- a) Preliminary proceedings for the annexation of certain described non-contiguous, City-owned territory to the City of Lodi were initiated by the filing of Resolution No. 89-86 with the Local Agency Formation Commission in the County of San Joaquin, pursuant to the requirements of the Municipal Organization Act.
- b) Thereafter, appropriate proceedings were conducted by said Local Agency Formation Commission and said Commission on September 15, 1989, adopted a resolution approving the proposed annexation, subject to certain conditions.

Resolution No. 764 of the Local Agency Formation Commission approving the proposed annexation also authorized the City of Lodi to take proceedings for annexation as the designated conducting agency in accordance with Section 57002(b) of the Government Code.

Section 2. BE IT FURTHER RESOLVED, BY THE CITY COUNCIL OF THE CITY OF LODI:

- a) That the proposal for annexation is ORDERED in accordance with Section 57002(b) of the Government Code of the State of California.
 - 1. White Slough No. 5 (non-contiguous) Annexation to the City of Lodi.
 - 2. A description of said territory is attached hereto and made a part hereof, as though set out in full.

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Dated: October 4, 1989

I hereby certify that Resolution No. 89-142 was passed and adopted by the City Council of the City of Lodi in a regular meeting held October 4, 1989 by the following vote:

Ayes : Council Members -

Noes : Council Members -

Absent: Council Members -

**Alice M. Reimche
City Clerk**

EXHIBIT A

August 23, 1989

WHITE SLOUGH NO. 5 ANNEXATION TO THE CITY OF LODI San Joaquin County, California

A portion of the north half of Section 25, T.3N., R.5E., M.D.B. & M., and a portion of the north half of Section 30, T.3N., R.6E., M.D.B. & M., more particularly described as follows:

Beginning at the northeast corner of said Section 25, said corner being on the southwesterly line of Thornton Road, and also being the southwest corner of that certain 139.6 acre parcel of land annexed to the City of Lodi as PARCEL 2 of "WRITE SLOUGH NO. 4 ANNEXATION" by Resolution No. 87-125; thence leaving the Lodi City Limits line and running along said southwesterly line of Thornton Road, S. 50°22'53" E., 4210.35 feet to a point on the south line of the north half of said Section 30; thence along the south line of the north half of said Sections 25 and 30, N. 89°25'52" W., 5743.89 feet to the easterly line of Interstate Highway Route No. 5, as said easterly line is described in deed to the State of California, recorded in Volume 3455, Page 428, Book of Official Records of San Joaquin County; thence along said Highway easterly line the following four (4) courses:
(1) N. 13°40'35" W., 89.02 feet, (2) N. 13°21'29" W., 2000.00 feet,
(3) N. 11°33'54" W., 305.04 feet, and (4) N. 17°38'06" W., 349.98 feet to the southwest corner of said PARCEL 2 OF "WHITE SLOUGH NO. 4 ANNEXATION" thence along the Lodi City Limits line S. 89°22'52" E., 3150.23 feet to the point of beginning.

Containing 270.4 acres, more or less.

RECOMMENDED APPROVAL AS TO DESCRIPTION OF:

Peter DeChamok

Chief Deputy County Surveyor

APPROVED BY:

Henry M. Thrate

County Surveyor



RESOLUTION NO. 764

BEFORE THE LOCAL AGENCY FORMATION COMMISSION OF SAN JOAQUIN COUNTY
RESOLUTION APPROVING THE WHITS SLOUGH NO. 5 ANNEXATION TO THE
CITY OF LODI (LAFC 19-89)

WHEREAS, the above entitled proposal was initiated by resolution of the City of Lodi, and on August 8, 1989, the Executive Officer certified the application filed for processing in accordance with the special provisions of the Local Government Reorganization Act regarding annexation of non-contiguous city-owned territory:
and,

WHEREAS, the Commission held a public hearing on the proposed annexation on September 15, 1989, 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 annexation and all persons present were given an opportunity to heard;

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

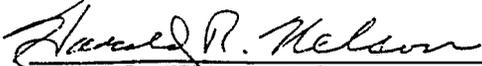
- Section 1. The above named annexation is approved subject to the terms and conditions contained herein.
- Section 2. The boundaries are approved as set forth in Exhibit A.
- Section 3. The territory proposed to be annexed is uninhabited.
- Section 4. The territory is owned by the City of Lodi, is being used for wastewater treatment or disposal.
- Section 5. The City of Lodi is designated as the conducting agency and is authorized to complete proceedings for noncontiguous annexation without notice and hearing in accordance with Section 57002(b) of the Government Code.

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

PASSED AND ADOPTED this 15th day of September, 1989, by the following vote of the Local Agency Formation Commission of San Joaquin County to wit:

AYES: Commissioners Coale, Ennis, Simas, Wilhoit, and Nelson

NOES: None


HAROLD R. NEDSON, Chairman
Local Agency Formation Commission
of San Joaquin County

THE FOREGOING IS A CORRECT COPY OF
THE ORIGINAL ON FILE IN THIS OFFICE

GERALD F. SCOTT
EXECUTIVE OFFICER

By: 
COMMISSION CLERK

Date: September 15, 1989

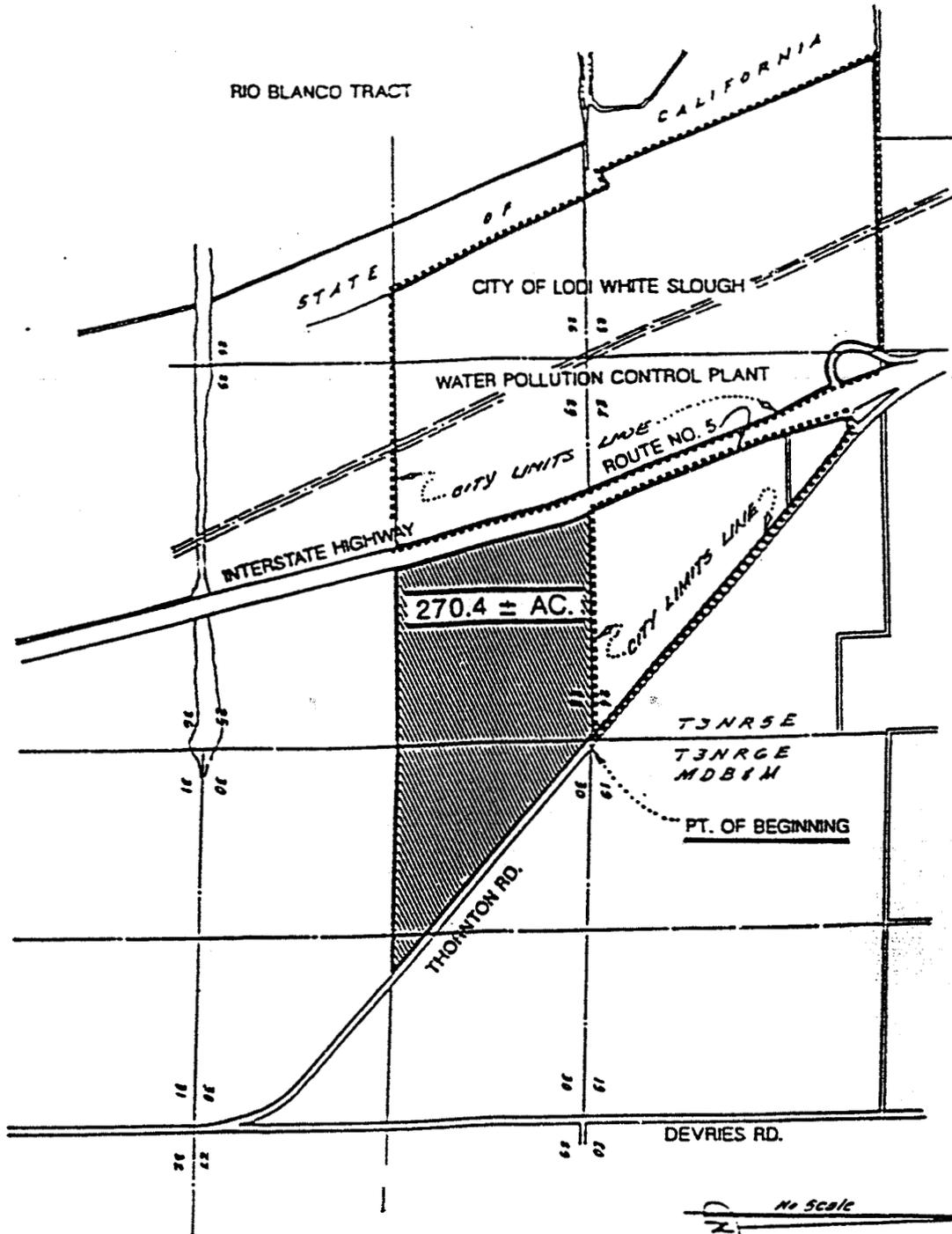


CITY OF LODI

PUBLIC WORKS DEPARTMENT

DI

WHITE SLOUGH NO. 5 ANNEXATION TO THE CITY OF LODI



August 23, 1989

Dr.	No.	Date	Revision	Appr.	Approved By	Date
JM						
CA						
Date					Public Works Director RCE	

EXHIBIT B

RESOLUTION NO. 764

BEFORE THE LOCAL AGENCY FORMATION COMMISSION OF SAN JOAQUIN COUNTY
RESOLUTION APPROVING THE WHITE SLOUGH NO. 5 ANNEXATION TO THE
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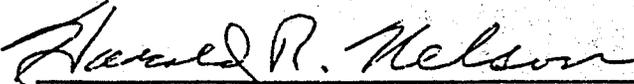
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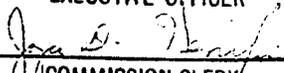
AYES: Commissioners Coale, Ennis, Simas, Wilhoit, and Nelson

NOES: None


HAROLD R. NELSON, Chairman
Local Agency Formation Commission
of San Joaquin County

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THE ORIGINAL ON FILE IN THIS OFFICE

GERALD E. SCOTT
EXECUTIVE OFFICER

By: 
COMMISSION CLERK

Date: September 15, 1989

CITY COUNCIL

JOHN R. (Randy) SNIDER, Mayor
DAVID M. HINCHMAN
Mayor Pro Tempore
EVELYN M. OLSON
JAMES W. PINKERTON, Jr.
FRED M. REID

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
CALL BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 334-5634
TELECOPIER: (209) 333-6795

10/9

THOMAS A. PETERSON
City Manager
ALICE M. REIMCHE
City Clerk
BOB McNATT
City Attorney

October 9, 1989

Mr. Gerald F. Scott
Executive Officer
Local Agency Formation Commission
County Courthouse, Room 153
222 East Weber Avenue
Stockton, CA 95202

Subject: White Slough No. 5 (Non-contiguous) Annexation to the City
of Lodi (LAFC 19-89)

Dear Mr. Scott:

Pursuant to the Commission's Resolution 764 the Lodi City Council, in
action taken at its October 4, 1989 regular Council meeting adopted
Resolution No. 89-142 ordering the White Slough No. 5 (Non-contiguous)
Annexation to the City of Lodi without notice and hearing.

The City of Lodi issued and filed herewith, pursuant to your September
19, 1989 letter, a check in the amount of \$480.00 payable to the State
Board of Equalization covering the filing fee.

We would request that you execute and file a certification of
completion and statement of boundary change in this matter.

Also enclosed herewith please find six certified copies of the
heretofore mentioned Resolution No. 89-142.

Should you have any questions, please do not hesitate to call this
office.

Very truly yours,

Alice M. Reimche
Alice M. Reimche
City Clerk

AMR/jmp

Enclosure

RESOLUTION NO. 89-142

A RESOLUTION OF THE LODI CITY COUNCIL
ORDERING THE WHITE SLOUGH NO. 5 (NON-CONTIGUOUS) ANNEXATION TO THE
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 - 2. A description of said territory is attached hereto and made a part hereof, as though set out in full.

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Dated: October 4, 1989

I hereby certify that Resolution No. 89-142 was passed and adopted by the City Council of the City of Lodi in a regular meeting held October 4, 1989 by the following vote:

Ayes: Council Members - Olson, Pinkerton, Reid and Snider
(Mayor)

Noes: Council Members - None

Absent: Council Members - Hinchman

Alice M. Reimche
Alice M. Reimche
city Clerk