

RESOLUTION NO. 2021-67

A RESOLUTION OF APPLICATION BY THE CITY OF WHITTIER, CALIFORNIA, REQUESTING THE LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES (LAFCO) TO INITIATE PROCEEDINGS FOR CHANGE OF ORGANIZATION OF TERRITORY

RECITALS

- A. The City of Whittier desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, for a change of organization that would annex approximately 58-acres territory into the City of Whittier.
- B. This annexation is being proposed upon a Resolution of Application to Initiate Proceedings for annexation filed by the City of Whittier.
- C. The territory proposed to be annexed is inhabited.
- D. The boundaries of the proposed area are depicted on the corresponding Exhibit "A", for annexation, which are incorporated herein by reference.
- E. pursuant to the provisions of the California Environmental Quality Act ("CEQA"), the State CEQA Guidelines, and the City of Whittier's Local CEQA Guidelines, the proposed action is not a project under State CEQA Guidelines section 15378 because it does not have the potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.
- F. the proposed action is further exempt under State CEQA Guidelines section 15061, subdivision (b)(3) because it can be seen with certainty that there is no possibility the proposed action may have a significant impact on the environment as a result of the annexation boundary change.
- G. Even if the proposed action were considered a project, it is categorically exempt from environmental review under State CEQA Guidelines section 15319 (Class 19) as an annexation to a city containing existing private and public structures developed to the density allowed by the current Los Angeles County zoning where the extension of utility services to the existing facilities would have a capacity to serve only the existing facilities. The properties that would receive water and sewer services contain a combination of single family residences, multiple-family residences, a mobile home park, commercial uses and open space (McNees Park) consistent with the Los Angeles County's zoning for the properties as R-A, Residential Agricultural, R-1, Single-Family Residence, R-2, Two-Family Residence, R-3, Limited Density Multiple Residence, C-3-BE, General

Commercial with Billboard Exclusion, C-3-DP-BE, General Commercial with Development Program and Billboard Exclusion and C-M, Commercial Manufacturing and only existing structures would be served. None of the exceptions to the exemptions found in State CEQA Guidelines section 15300.2 apply.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WHITTIER, CALIFORNIA, DOES RESOLVE AS FOLLOWS:

SECTION 1. The above recitals are true and correct and are a substantial part of this resolution.

SECTION 2. The proposal is hereby made to LAFCO for an annexation of approximately 58 acres of land as follows:

a. This proposal is made pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Section 56000 et seq.).

b. The nature of the proposed change of organization is the annexation of the territory to the City of Whittier.

c. The affected territory proposed to be annexed is inhabited.

d. The boundaries of the proposal area are reflected in the Exhibit "A".

e. The affected territory is within the City of Whittier's Sphere of Influence.

f. It is desired that the proposed annexation be made subject to the following terms and conditions:

i. The property tax revenue for the annexed parcels be made consistent with a negotiated property tax revenue between affected agencies.

ii. The annexed territory be subject to all existing and future Whittier fees, services charges, assessments, and taxes.

iii. Any taxes, fees, charges, or assessments for the City of Whittier may be collected by the County of Los Angeles Tax Collector in the same manner as ad valorem property taxes or otherwise allowed by law.

g. The description of the proposal area is as follows:

The approximately 58-acre project area is commonly known as part of the West Whittier-Los Nietos community. It is comprised of a combination of existing single-family residences, multiple-family residences, a mobile home park, commercial uses and open space (McNees Park).

h. This proposal facilitates the City of Whittier eventually accepting a transfer of ownership of Whittier Boulevard from Esperanza Avenue to Valley Home Avenue through the legislative relinquishment process with the California Department of Transportation (Caltrans).


SECTION 3. The City of Whittier consents to waiver of protest proceedings pursuant to Government Code Sections 56662(a)(1) through 56662(a)(3), inclusive.

SECTION 4. This Resolution of Application to Initiate Proceedings is hereby adopted and approved by City of Whittier, and LAFCO is hereby requested to initiate proceedings for the annexation of territory as authorized and in the manner provided by the Cortese-Know-Hertzberg Local Government Reorganization Act of 2000.

SECTION 5. The City Clerk of the City of Whittier is hereby authorized and directed to file a certified copy of this Resolution with the Executive Officer of the Local Agency Formation Commission for the County of Los Angeles.


SECTION 6. The City Clerk shall certify to the passage and adoption hereof.

APPROVED AND ADOPTED this 28th day of September 2021.



JOSEPH A. VINATIERI, Mayor

ATTEST:




RIGOBERTO GARCIA JR., City Clerk
(seal)

EXHIBIT "A" – Map of Proposed Boundary

I CERTIFY THAT THE FOREGOING RESOLUTION NO. 2021-67 was passed and adopted by the City Council of the City of Whittier at the regular meeting held on the 28th day of September 2021, by the following vote:

AYES: 4 Council Members: Vinatieri, Warner, Dutra, Bouchot
NOES: 0
ABSTAIN: 0
ABSENT: 1 Council Member: Martinez



RIGOBERTO GARCIA JR., City Clerk
(seal)

EXHIBIT "A" – Map of Proposed Boundary

