

RECORDING REQUESTED BY:  
Angela Schell, Clerk to the Commission/Office Manager  
LOCAL AGENCY FORMATION COMMISSION

WHEN RECORDED, PLEASE MAIL TO:

LAFCO  
1170 West 3<sup>rd</sup> Street, Unit 150  
San Bernardino CA 92415-0490  
Inter-Office Mail Code 0490



Recorded in Official Records  
San Bernardino County

Assessor-Recorder-County Clerk

DOC # 2023-0124726

05/23/2023  
01:32 PM  
SAN

Titles: 1 Pages: 7

B9246

Fees: \$0.00  
Taxes: \$0.00  
CA SB2 Fee: \$0.00  
Total: \$0.00

Exempt from Fee Pursuant to Government Code Section 6103

This Space for Recorder's Use Only

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CERTIFICATE OF COMPLETION

**LAFCO 3261 - Reorganization to Include Annexation to the City of Fontana  
and Detachment from and County Service Area 70**

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Title of Document

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION

# LOCAL AGENCY FORMATION COMMISSION FOR SAN BERNARDINO COUNTY

1170 West 3<sup>rd</sup> Street, Unit 150, San Bernardino, CA 92415-0490  
(909) 388-0480 • Fax (909) 388-0481  
lafco@lafco.sbcounty.gov  
www.sbclafco.org

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## CERTIFICATE OF COMPLETION

I, **Angela Schell**, Clerk to the Local Agency Formation Commission for San Bernardino County, hereby certify that the **Local Agency Formation Commission** has completed a change of organization.

The short title of the action is: **LAFCO 3261 - Reorganization to Include Annexation to the City of Fontana and Detachment from County Service Area 70**

The name of each city and/or district involved in this change of organization or reorganization and the kind or type of change of organization ordered for each city and/or district are as follows:

<u>City or District</u>	<u>Type of Change of Organization</u>
City of Fontana County Service Area 70	Annexation to Detachment from

The above-listed city and/or district are located within the following county: County of San Bernardino.

The change of organization was ordered without an election. Resolution No. 3374 ordering the change of organization, a copy of which is attached as LAFCO Exhibit "A" was adopted by the Executive Officer of the Local Agency Formation Commission on May 22, 2023. The terms and conditions of the change of organization are set forth in this resolution. The map and legal description of the actions are set forth in Exhibits "A" and "A-1" to Resolution No. 3374.

Pursuant to Government Code Section 56886.1, public utilities, as defined in Section 216 of the Public Utilities Code, have ninety (90) days following the recording of this Certificate of Completion to make the necessary changes to impacted utility customer accounts.

The area is legally uninhabited.

**SAMUEL MARTINEZ**  
Executive Officer

By: 

**Angela Schell**  
Clerk to the Commission

**Dated: May 23, 2023**

**THE EFFECTIVE DATE OF THIS ACTION IS MAY 23, 2023**

**LOCAL AGENCY FORMATION COMMISSION  
FOR SAN BERNARDINO COUNTY**

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**PROPOSAL NO.: LAFCO 3261**

**RESOLUTION NO. 3374**

**A RESOLUTION OF THE EXECUTIVE OFFICER OF THE LOCAL AGENCY FORMATION COMMISSION FOR SAN BERNARDINO COUNTY ORDERING LAFCO 3261 - REORGANIZATION TO INCLUDE ANNEXATION TO THE CITY OF FONTANA AND DETACHMENT FROM COUNTY SERVICE AREA 70**

**WHEREAS**, this action is being taken pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Sections 56000 et seq.); and,

**WHEREAS**, the public hearing by the Local Agency Formation Commission for San Bernardino County (hereafter "the Commission") was called for April 19, 2023 at the time and place for which notice was given, and at the hearing the Commission heard and received all oral and written support and/or opposition; the Commission considered all plans and proposed changes of organization, and all evidence which were made, presented, or filed; it received evidence as to whether the territory is inhabited or uninhabited, improved or unimproved; and all persons present were given an opportunity to hear and be heard in respect to any matter relating to the application, in evidence presented at the hearing;

**WHEREAS**, at the hearing, the Commission, as lead agency, determined that this proposal is statutorily exempt from environmental review. The basis for this determination is that the Commission's approval of the annexation has no potential to cause any adverse effect on the environment. Therefore, this action is exempt as defined under Section 15061 (b)(3) of the State CEQA Guidelines and the Commission's adopted CEQA Guidelines, and directed its Executive Officer to file a Notice of Determination within five (5) days with the San Bernardino County Clerk of the Board of Supervisors; and,

**WHEREAS**, at the hearing, the Commission determined that: 1) the proposal is certified to be legally uninhabited; 2) the proposal has 100 % landowner consent; and 3) no written opposition to a waiver of protest proceedings was submitted by any subject agency; therefore, the Commission waived the protest proceedings as permitted by Government Code Section 56662(d).

**WHEREAS**, the Commission adopted and issued its Resolution No. 3368 on April 19, 2023 and an Amended Resolution No. 3368 was issued on May 22, 2023 making determinations and approving the proposed reorganization as described in Exhibit "A" and "A-1" attached hereto and by this reference incorporated herein; and,

RESOLUTION NO. 3374

**WHEREAS**, the terms and conditions for LAFCO 3261, as approved by the Commission on April 19, 2023, are as follows:

**CONDITIONS:**

**Condition No. 1.** The boundaries of this change of organization are approved as set forth in Exhibits "A" and "A-1" attached.

**Condition No. 2.** The following distinctive short-form designation shall be used throughout this proceeding: LAFCO 3261.

**Condition No. 3.** All previously authorized charges, fees, assessments, and/or taxes currently in effect by the City of Fontana (annexing agency) shall be assumed by the annexing territory in the same manner as provided in the original authorization pursuant to Government Code Section 56886(t).

**Condition No. 4.** The I-15 Logistics, LLC shall indemnify, defend, and hold harmless the Local Agency Formation Commission for San Bernardino County from any legal expense, legal action, or judgment arising out of the Commission's approval of this proposal, including any reimbursement of legal fees and costs incurred by the Commission.

**Condition No. 5.** Pursuant to Government Code Section 56886.1, public utilities, as defined in Section 216 of the Public Utilities Code, have ninety (90) days following the recording of the Certificate of Completion to make the necessary changes.

**Condition No. 6.** The date of issuance of the Certification of Completion shall be the effective date of the reorganization.

**NOW, THEREFORE, BE IT RESOLVED**, that the Executive Officer hereby determines and orders as follows:

**SECTION 1.** Pursuant to the provisions of Government Code Section 56662(d), the protest proceedings for this action have been waived as outlined above.

**SECTION 2.** The Executive Officer, on behalf of the Commission, hereby orders the reorganization as described in Exhibits "A" and "A-1" to include the annexation to the City of Fontana and Detachment from County Service Area 70.

**SECTION 3.** The regular County assessment roll is utilized by the City of Fontana.

**SECTION 4.** The affected territory will not be taxed for existing general bonded indebtedness and/or contractual obligations of the annexing agency, the City of Fontana.

RESOLUTION NO. 3374

**SECTION 5.** The Executive Officer shall cause to be prepared and filed a Certificate of Completion, as required by Government Code Sections 57176 through 57203, and a Statement of Boundary Change, as required by Government Code Section 57204.

**DATED: May 23, 2023**

  
\_\_\_\_\_  
**SAMUEL MARTINEZ**  
Executive Officer



EXHIBIT "A"  
LEGAL DESCRIPTION  
ANNEXATION

LAFCO 3261 – REORGANIZATION TO INCLUDE ANNEXATION TO THE CITY OF  
FONTANA AND DETACHMENT FROM COUNTY SERVICE AREA 70  
(APN 0239-072-02)

THAT PORTION OF THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 1 NORTH, RANGE 5 WEST, SAN BERNARDINO MERIDIAN, LOCATED IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

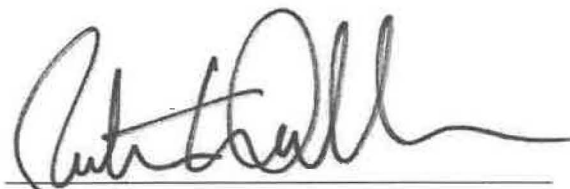
**BEGINNING** AT A POINT ON THE EXISTING BOUNDARY OF THE CITY OF FONTANA PER ANNEXATION NO. \_\_\_\_\_, (LAFCO 3243), RECORDED MARCH 29, 2021, AS INSTRUMENT NO. 2021-0140584, OFFICIAL RECORDS OF SAID COUNTY, SAID POINT BEING THE INTERSECTION OF THE NORTH LINE OF SAID NORTHWEST QUARTER OF SECTION 18 WITH THE NORTHWESTERLY RIGHT OF WAY LINE OF LYTLE CREEK ROAD (60.00 FEET WIDE) AS DESCRIBED IN DEED DATED JULY 16, 1934 AND RECORDED IN BOOK 982, PAGE 158 OF OFFICIAL RECORDS OF SAID COUNTY;

1. THENCE ALONG SAID CITY BOUNDARY AND SAID NORTHWESTERLY RIGHT-OF-WAY LINE AS ESTABLISHED PER ANNEXATION NO. \_\_\_\_\_, (LAFCO 3243), THROUGH ITS VARIOUS COURSES IN A GENERALLY WESTERLY, SOUTHERLY, AND SOUTHWESTERLY DIRECTION TO THE INTERSECTION OF SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF LYTLE CREEK ROAD AND THAT CERTAIN AGREED BOUNDARY LINE DESCRIBED IN DEED RECORDED NOVEMBER 23, 1949 IN BOOK 2491, PAGE 324, OFFICIAL RECORDS OF SAID COUNTY;
2. THENCE LEAVING SAID NORTHWESTERLY RIGHT OF WAY LINE, AND ALSO LEAVING SAID EXISTING CITY BOUNDARY, ALONG SAID AGREED BOUNDARY LINE, NORTH 00°30'32" WEST, 637.97 FEET MORE OR LESS TO THE INTERSECTION OF SAID AGREED BOUNDARY LINE WITH SAID NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 18;
3. THENCE ALONG SAID NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 18, NORTH 89°51'25" EAST, 838.74 FEET MORE OR LESS TO THE **POINT OF BEGINNING**.

CONTAINING: 233,114 SQUARE FEET, OR 5.352 ACRES, MORE OR LESS

EXHIBIT "B": ATTACHED HERETO AND MADE A PART HEREOF FOR CLARIFICATION PURPOSES IF NECESSARY.

THIS LEGAL DESCRIPTION WAS PREPARED BY ME OR UNDER MY DIRECTION.



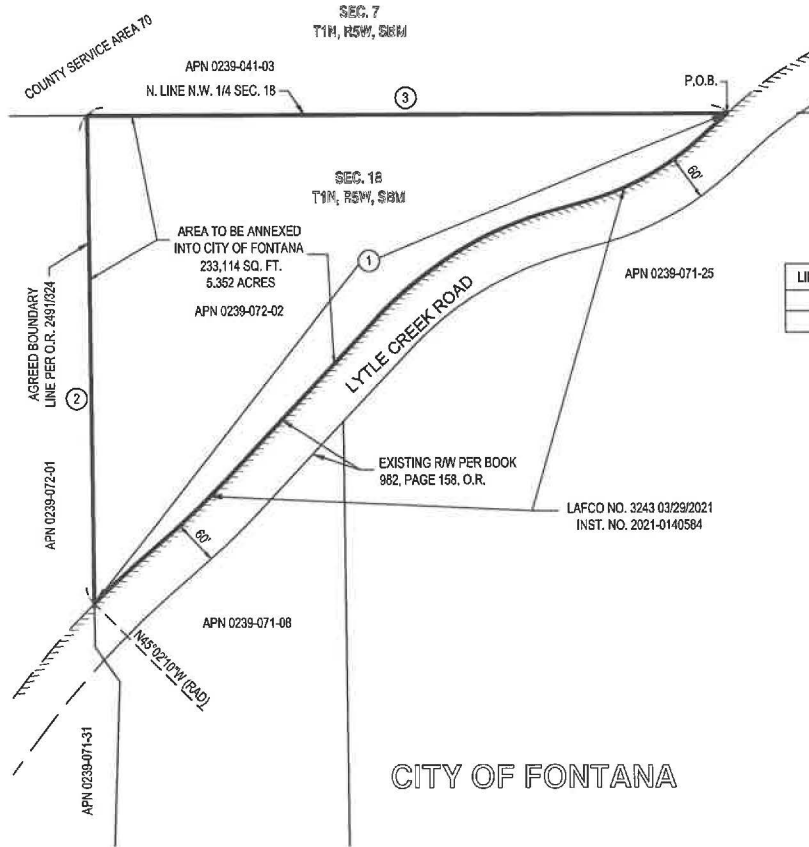
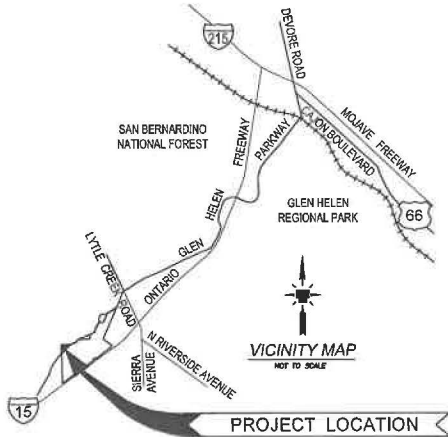
ROBERT WALKER, L.S. 7137

03/14/2023

DATE

FOR QUESTIONS REGARDING THIS MAP OR TO OBTAIN A COPY OF THIS MAP IN ELECTRONIC FORM, PLEASE CONTACT LAFCO FOR SAN BERNARDINO COUNTY

**EXHIBIT B  
ANNEXATION MAP  
LAFCO 3261 - REORGANIZATION TO INCLUDE ANNEXATION TO THE CITY OF FONTANA  
AND DETACHMENT FROM COUNTY SERVICE AREA 70 (APN 0239-072-02)**



LINE #	BEARING/Delta	RADIUS	LENGTH
2	N00°30'32"W		637.97'
3	N89°51'25"E		838.74'

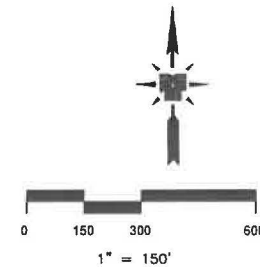
**LEGEND**

- P.O.B. = POINT OF BEGINNING
- [Solid Line] = ANNEXATION/DETACHMENT BOUNDARY
- [Dashed Line] = EXISTING CITY OF FONTANA BOUNDARY AND LAFCO 3243 BOUNDARY
- Ⓝ = COURSE NUMBER

*Robert Walker*  
 LICENSED LAND SURVEYOR  
 ROBERT WALKER  
 No. 7137  
 STATE OF CALIFORNIA

ROBERT WALKER, PLS 7137  
 DATE PREPARED: 03/14/2023

**AFFECTED AGENCIES**  
 CITY OF FONTANA  
 COUNTY SERVICE AREA 70



ANNEXATION TO THE CITY OF FONTANA

**DAVID EVANS  
ASSOCIATES INC.**  
 1414 E. Main Street, Suite 220  
 Fontana, CA 92335  
 Phone: 909.481.5700

REVISIONS: APPD.

DATE: March 14, 2023  
 DESIGN:  
 DRAWN: 60Z  
 CHECKED: RW  
 REVISION NUMBER:

SCALE: 1"=150'

PROJECT NUMBER:  
 CPRK115L0001

DRAWING FILE:

CPRK115L0001 Annexation Exhibit B

SHEET NO.

1  
 OF 1

EXHIBIT A-1

EXHIBIT A-1

FOR QUESTIONS REGARDING THIS MAP OR TO OBTAIN A COPY OF THIS MAP IN ELECTRONIC FORM, PLEASE CONTACT LAFCO FOR SAN BERNARDINO COUNTY