

LOCAL AGENCY FORMATION COMMISSION FOR SAN BERNARDINO COUNTY

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PROPOSAL NO.: LAFCO 3262

HEARING DATE: NOVEMBER 15, 2023

RESOLUTION NO. 3387

A RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR SAN BERNARDINO COUNTY MAKING DETERMINATIONS ON LAFCO 3262 AND APPROVING THE ANNEXATION TO THE HELENDALE COMMUNITY SERVICES DISTRICT (LOWER EASTERN SPHERE OF INFLUENCE). The annexation area comprises approximately 23+/- square miles that generally includes lower eastern portion of the Helendale Community Services District's sphere of influence.

On motion of Commissioner Baca, duly seconded by Commissioner Hagman, and carried, the Local Agency Formation Commission adopts the following resolution:

WHEREAS, an application by the Helendale Community Services District Board of Directors for the proposed annexation in San Bernardino County was filed with the Executive Officer of this Local Agency Formation Commission (hereinafter referred to as "the Commission") in accordance with the Cortese-Knox- Hertzberg Local Government Reorganization Act of 2000 (Government Code Sections 56000 *et seq.*), and the Executive Officer has examined the application and executed his certificate in accordance with law, determining and certifying that the filings are sufficient;and,

WHEREAS, at the times and in the form and manner provided by law, the Executive Officer has given notice of the public hearing by the Commission on this matter; and,

WHEREAS, the Executive Officer has reviewed available information and prepared a report including his recommendations thereon, the filings and report and related information having been presented to and considered by this Commission; and,

WHEREAS, the public hearing by this Commission was called for November 15, 2023, at the time and place specified in the notice of public hearing; and,

WHEREAS, at the hearing, this Commission heard and received all oral and written support and/or opposition; the Commission considered all plans and proposed changes of organization, objections and 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.

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NOW, THEREFORE, BE IT RESOLVED, that the Commission does hereby determine, find, resolve, and order as follows:

DETERMINATIONS:

SECTION 1. The proposal is approved subject to the terms and conditions hereinafter specified:

Condition No. 1. The boundaries 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 3262.

Condition No. 3. All previously authorized charges, fees, assessments, and/or taxes currently in effect by the Helendale Community Services District (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 Helendale Community Services District 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. The date of issuance of the Certificate of Completion shall be the effective date of this annexation.

SECTION 2. DETERMINATIONS. The following determinations are required to be provided by Commission policy and Government Code Section 56668:

1. The Registrar of Voters has determined that the annexation area is legally inhabited, containing 178 registered voters as of July 5, 2023, as certified by the County Registrar of Voters.
2. The annexation area is within the sphere of influence assigned the Helendale Community Services District.
3. The assessed value of land and improvements within the annexation area on the secured assessment roll is broken down as follows:

Land:	\$ 25,030,367
Improvements:	\$ 16,040,470
Total:	\$ 41,070,837
4. Legal notice of the Commission's consideration of the proposal has been provided through publication of a 1/8th page legal advertisement in *The Daily Press*, a newspaper of general circulation in the area. In addition, individual notices were provided to all affected and interested agencies, County departments, and those

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individuals and agencies having requested such notification. Comments from affected and interested agencies have been considered by the Commission in making its determination.

5. The County's current land use designations for the annexation area are: RC (Resource Conservation); RL (Rural Living); RC-AP (Resource Conservation-Agricultural Preserve); AG (Agriculture), and FL (Floodway). This annexation has no direct impact on said land use designations.
6. The Southern California Associated Governments (SCAG) has adopted its 2020-2045 Regional Transportation Plan and Sustainable Communities Strategy (RTP-SCS) pursuant to Government Code Section 65080. LAFCO 3262 has no direct impact on SCAG's Regional Transportation Plan and Sustainable Communities Strategy.
7. The Commission's Environmental Consultant, Tom Dodson and Associates, has recommended that this proposal is exempt from environmental review based on the finding that the Commission's approval of the annexation has no potential to cause any adverse effect on the environment; and therefore, the proposal is exempt from the requirements of CEQA, as outlined in the State CEQA Guidelines, Section 15061(b)(3). Mr. Dodson recommends that the Commission adopt the Exemption and direct its Executive Officer to file a Notice of Exemption within five (5) days.
8. The local agencies currently serving the area are:
 - County of San Bernardino
 - San Bernardino County Fire Protection District (SBCFPD) and its North Desert Service Zone
 - Mojave Desert Resource Conservation District
 - Mojave Water Agency
 - Barstow Cemetery District
 - County Service Area 60 (Apple Valley Airport)
 - County Service Area 70 (multi-function unincorporated area Countywide)

None of the local agencies are affected by this annexation as they are either regional in nature or identified for other services to a specific area.

9. A plan was prepared for the extension of services to the annexation area, as required by law. The Plan for Service indicates that the Helendale Community Services District can maintain and/or improve the level and range of services currently available in the area.

The current annual refuse disposal fee for developed parcels will transfer from the County (shown on the property tax bill as County Land Use-SWMD) to the Helendale CSD (Helendale-Refuse Land Use) upon completion of the annexation proposal.

The Plan for Service and Fiscal Impact Analysis have been reviewed and compared with the standards established by the Commission and the factors contained within Government Code Section 56668. The Commission finds that the Plan for Service

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and the Fiscal Impact Analysis conform to those adopted standards and requirements.

- 10. The annexation area can benefit from the availability and extension of municipal services from the Helendale Community Services District.
- 11. This proposal will not affect the fair share allocation of the regional housing needs assigned to the County of San Bernardino through the Southern California Association of Government's (SCAG) Regional Housing Needs Allocation (RHNA) process.
- 12. With respect to environmental justice, which is the fair treatment of people of all races, cultures, and incomes with respect to the location of public facilities and the provision of public services, the following demographic and income profile was generated using ESRI's Business Analyst within the current Helendale Community Services District territory and within the annexation area.

Demographic and Income Comparison	Helendale CSD	Annexation Area
Race		
• White Alone	47.4%	60.9%
• African American Alone	3.0%	6.8%
• American Indian Alone	3.2%	1.2%
• Asian Alone	1.1%	4.8%
• Pacific Islander Alone	0.0%	0.4%
• Some Other Race Alone	31.0%	12.2%
• Two or More Races	14.3%	13.8%
Ethnicity		
• Hispanic Origin (Any Race)	54.3%	30.5%
Median Household Income	\$64,489	\$98,068

- 13. The County of San Bernardino adopted a resolution determining there will be a zero property tax transfer as a result of the annexation. This resolution fulfills the requirement of Section 99 of the Revenue and Taxation Code.
- 14. The maps and legal descriptions are in substantial compliance with LAFCO and State standards.

SECTION 3. Approval by the Local Agency Formation Commission indicates that completion of this proposal would accomplish the proposed annexation in a reasonable manner with a maximum chance of success and a minimum disruption of service to the functions of other local agencies in the area.

SECTION 4. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution in the manner provided by Section 56882 of the Government Code.

LAFCO # 3262

ANNEXATION TO THE HELENDALE COMMUNITY SERVICE DISTRICT (LOWER EASTERN SPHERE OF INFLUENCE)

(AREA "A" ANNEXATION)

All those portions located in Township 8 North, Range 4 West and Township 8 North, Range 3 West, San Bernardino Meridian (S.B.M.), in the County of San Bernardino, State of California, more particularly described as follows:

Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23 and 24, Township 8 North, Range 4 West and Sections 5, 6, 7, 8, 17, 18, 19, 20, 29, 30 and 31 Township 8 North, Range 3 West.

The above described area contains 23 square miles or 14,720 acres, more or less.

This legal description was prepared by me or under my direction.

By: 

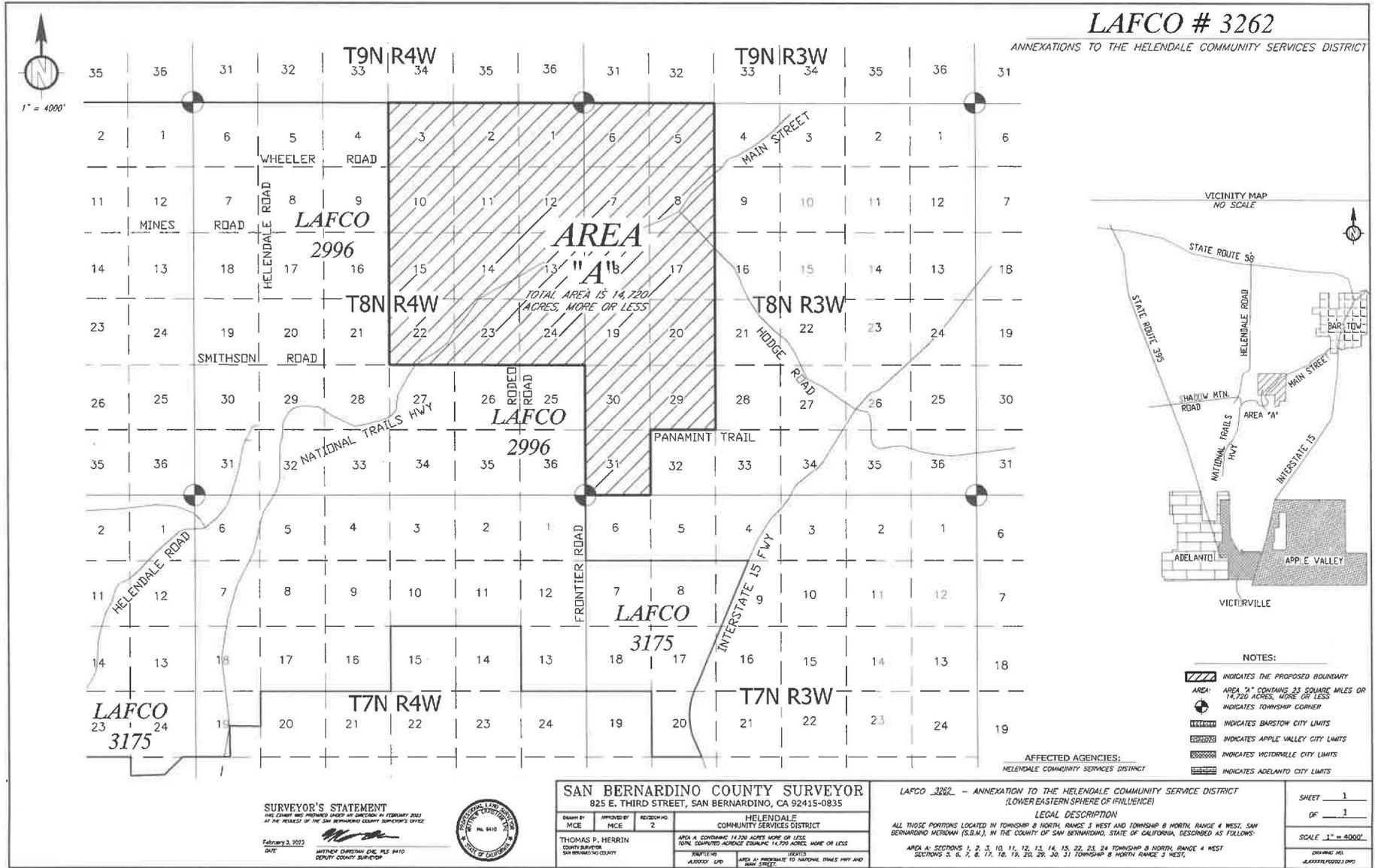
February 2, 2023

Matthew C. Ehe, PLS 9410
Deputy County Surveyor

Date

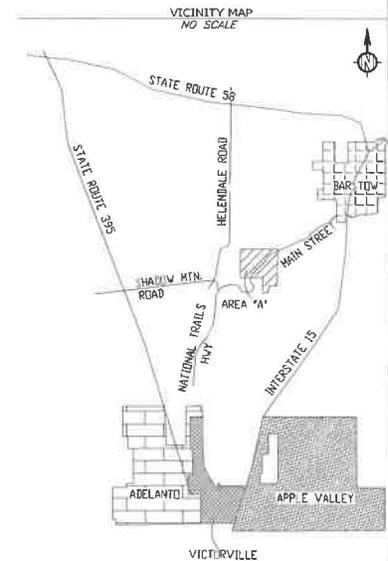


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ANNEXATIONS TO THE HELENDALE COMMUNITY SERVICES DISTRICT



- NOTES:**
- INDICATES THE PROPOSED BOUNDARY
 - AREA:** AREA "A" CONTAINS 23 SQUARE MILES OR 14,720 ACRES, MORE OR LESS
 - INDICATES TOWNSHIP CORNER
 - INDICATES BARSTOW CITY LIMITS
 - INDICATES APPLE VALLEY CITY LIMITS
 - INDICATES VICTORVILLE CITY LIMITS
 - INDICATES ADELANTO CITY LIMITS

AFFECTED AGENCIES:
HELENDALE COMMUNITY SERVICES DISTRICT

SURVEYOR'S STATEMENT
THIS MAP WAS PREPARED UNDER MY SUPERVISION IN FEBRUARY 2003 AT THE REQUEST OF THE SAN BERNARDINO COUNTY SURVEYOR'S OFFICE.
Thomas P. Herrin
February 3, 2003
DATE
SAN BERNARDINO COUNTY, CALIFORNIA
DEPUTY COUNTY SURVEYOR



SAN BERNARDINO COUNTY SURVEYOR		
825 E. THIRD STREET, SAN BERNARDINO, CA 92415-0835		
DRAWN BY PIECE	APPROVED BY PIECE	REVISION NO. 2
HELENDALE COMMUNITY SERVICES DISTRICT		
AREA A CONTAINS 14,720 ACRES, MORE OR LESS. TOTAL COMPUTED ACRES EQUALING 14,720 ACRES, MORE OR LESS.		
DRAWN BY THOMAS P. HERRIN	CHECKED BY THOMAS P. HERRIN	DATE FEBRUARY 3, 2003
AREA A: PARCELS TO NATIONAL TRAILS HWY AND MAIN STREET.		

LAFCO 3262 -- ANNEXATION TO THE HELENDALE COMMUNITY SERVICE DISTRICT (LOWER EASTERN SPHERE OF INFLUENCE)
LEGAL DESCRIPTION
ALL THOSE PORTIONS LOCATED IN TOWNSHIP 8 NORTH RANGE 4 WEST AND TOWNSHIP 8 NORTH RANGE 4 WEST, SAN BERNARDINO MERIDIAN (S.B.M.), IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:
AREA A: SECTIONS 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24 TOWNSHIP 8 NORTH RANGE 4 WEST
SECTIONS 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31 TOWNSHIP 8 NORTH RANGE 3 WEST

SHEET	1
OF	1
SCALE	1" = 4000'
DRAWING NO.	3262/00001.DWG

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EXHIBIT A-1

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