

LOCAL AGENCY FORMATION COMMISSION FOR SAN BERNARDINO COUNTY

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To: California State Legislature
From: Local Agency Formation Commission for San Bernardino County
Date: November 21, 2019
Subject: Report on Pilot Program Related to Government Code Section 56133.5

Government Code § 56133.5 (Assembly Bill No. 402, effective January 1, 2016) established a pilot program (through 2020) for Napa and San Bernardino commissions to authorize a city or district to extend service(s) outside an agency's boundary and sphere of influence subject to certain determinations, i.e., service extension was identified/evaluated in a service review, service extension will not have an adverse impact on open space/agricultural lands or is not growth inducing, and inclusion of the area to be served into an agency's sphere of influence is not feasible/desirable. This pilot program requires that the Local Agency Formation Commission for San Bernardino County (hereafter "San Bernardino LAFCO") submit a report to the Legislature on its participation in the pilot program, the number of requests made pursuant to § 56133.5, and its actions.

San Bernardino LAFCO received the following three (3) requests pursuant to § 56133.5:

1. Inland Empire Utilities Agency (IEUA) (Authorized 11/20/2019)

The IEUA is a regional wastewater treatment service provider. San Bernardino LAFCO authorized IEUA to continue to provide wastewater treatment service to the portions of the City of Fontana (wastewater collector) that are outside IEUA's boundary and sphere of influence.

2. City of Big Bear Lake (Authorized 10/16/2019)

In 1989, the City of Big Bear Lake acquired (through condemnation) a water system of a private water company and assumed responsibility for all the water company's certificated service area, which includes areas outside its boundary and sphere of influence. San Bernardino LAFCO authorized the City of Big Bear Lake to continue to provide water service to the said service areas, which include areas within Fawnskin, Big Bear City, Erwin Lake, Lake Williams and other areas outside the City of Big Bear Lake's boundary and sphere of influence.

3. City of Colton (Authorized 10/23/2017)

San Bernardino LAFCO authorized the City of Colton to provide water service to a parcel within the City of Grand Terrace, which is outside the City of Colton's boundary and sphere of influence.

San Bernardino LAFCO staff is aware of at least two more requests for approval (authorization) of service pursuant to § 56133.5. Based on the need to continue to process future requests, San Bernardino LAFCO respectfully asks that the Legislature consider repealing the January 1, 2021 sunset date for the pilot program.

This report, as well as the full reports for all three (3) requests identified above, can be downloaded from the following link: www.sbcclfco.org/PilotProgram.aspx. To order a hard copy of any of the said reports, please call San Bernardino LAFCO at (909) 388-0480.

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