

IN THE LOCAL AGENCY FORMATION COMMISSION
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

3rd DAY, June, 1976

PRESENT: COMMISSIONERS Donald Brown, Mayhew H. Davis, Hans Heilmann and Chairman Barney Schwartz
ABSENT: COMMISSIONER Howard Mankins

RESOLUTION NO. 76-7

RESOLUTION APPROVING REORGANIZATION OF
THE TEMPLETON AREA
TO FORM A COMMUNITY SERVICES DISTRICT

The following resolution is now offered and read:

WHEREAS, a proposal for Reorganization of the Templeton
Area to form a Community Services District

was duly filed with the San Luis Obispo County Local Agency Formation Commission, together with supporting documents required by the rules of said Commission; and

WHEREAS, said proposal has been processed pursuant to the provisions of the Government Code of the State of California as determined by the Executive Officer to the best of his knowledge; and

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

WHEREAS, said Executive Officer has reviewed said proposal and prepared a report, including his recommendations thereon, said proposal and report having been presented to and considered by this Commission; and

WHEREAS, the public hearing by this Commission was held upon the date and at the time and place specified in said Notice of Public Hearing and in any subsequent hearings; and

WHEREAS, at such hearing this Commission heard and received all oral and written protests, objections, and evidence which were made, presented, or filed, and all persons present were given the opportunity to hear and be heard in respect to any matter relating to said proposal and report.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the Reorganization of the Templeton Area, forming a Community Services District, an area located just north of Atascadero on both sides of Highway 101, of which the exterior boundaries as indicated on the map and legal description attached hereto and made a part of this Resolution, representing Inhabited territory, and being further identified in the files of the San Luis Obispo County Local Agency Formation Commission as file no. 6-R-76, be and the same is hereby APPROVED and designated as Reorganization of the Templeton Area

by the San Luis Obispo County Local Agency Formation Commission, subject to the following conditions and terms:

1. That although Templeton Community Services District will at present provide only water, fire, sewer and lighting services, it be formed to exercise all powers provided by law as follows:

(a) To supply the inhabitants of the district with water for domestic use, irrigation, sanitation, industrial use, fire protection, and recreation.

(b) The collection, treatment or disposal of sewage, waste and storm water of the district and its inhabitants.

(c) The collection or disposal of garbage or refuse matter.

(h) The equipment and maintenance of a police department or other police protection to protect and safeguard life and property.

(i) To acquire sites for, construct, and maintain library buildings, and to cooperate with other governmental agencies for library service.

(j) The opening, widening, extending, straightening, and surfacing, in whole or part of any street in such district, subject to the consent of the governing body of the county or city in which said improvement is to be made.

(k) The construction and improvement of bridges, culverts, curbs, gutters, drains, and works incidental to the purposes specified in subdivision (j), subject to the consent of the governing body of the county or city in which said improvement is to be made.

(l) The conversion of existing overhead electric and communication facilities to underground locations, which facilities are owned and operated by either a "public agency" or a "public utility" as defined in Section 5896.2 of the Streets and Highways Code, and to take proceedings for and to finance the cost of such conversion in accordance with the provisions of Chapter 28 (commencing with Section 5896.1) of Part 3 of Division 7 of the Streets and Highways Code, subject to the consent of the public agency or public utility responsible for the owning, operation and maintenance of such facilities. Nothing herein contained shall be construed as giving a district formed under this law the power to install, own or operate such facilities as are described in this subdivision.

(m) To contract for ambulance service to serve the residents of the district as convenience requires, if a majority of the voters in the district, voting in an election thereon, approve.

(n) To provide and maintain public airports and landing places for aerial traffic.

2. That the Sewer Service Line for the Templeton Community Services District be and hereby is established as set forth on the attached legal description and map marked as Exhibits "A" and "A1" which are incorporated herein by reference as though here fully set forth, and that sewer service not be provided outside this line by said Community Services District until such time as development within the line has occurred to such extent that development outside the line will not be premature.

Furthermore, that prior to allowing development outside the Sewer Service Line, said Community Services District, the County Planning Department, the County Planning Commission, and the Board of Supervisors shall review with and obtain Local Agency Formation Commission approval of a proposed realignment of this line.

3. That the Templeton Lighting District also be dissolved and that service be provided by the Community Services District.

4. That the rights and duties, facilities, equipment and assets and liabilities and reserve funds of the dissolving districts be transferred to the Templeton Community Services District.

5. That employees of the special districts to be dissolved may be transferred to the Community Services District and become employees of the district.

6. That bonded indebtedness shall remain the indebtedness of the assessment districts in which it was created.

7. The boundaries of the Templeton Community Services District shall be as established in Exhibits "A" and "A2", which are incorporated herein by reference as though fully set forth.

8. That there shall be two items on the ballot, as follows:

(a) "Shall the order adopted by the Board of Supervisors of the County of San Luis Obispo, ordering a Reorganization dissolving Templeton Fire Protection District, Templeton Sanitary District, Templeton Lighting District and County Waterworks District No. 5 and ordering formation of Templeton Community Services District, under the provisions of the District Reorganization Act of 1965, subject to the terms and conditions specified in said order, with a maximum property tax rate of \$1.30, thus establishing a tax rate scale from the minimum of \$0.0 to the maximum of \$1.30 per \$100 of assessed valuation within which the District must operate, be confirmed?"

(b) The officers of the Templeton Community Services District shall number five (5) and shall be elected pursuant to the provisions of the District Reorganization Act of 1965.

9. That if the Board of Supervisors calls for election upon the question of Reorganization said election shall be held on November 2, 1976.

BE IT FURTHER RESOLVED AND ORDERED that the Executive Officer of said Commission is hereby authorized and directed to mail certified copies of this resolution in the manner as provided by law.

On motion of Commissioner BROWN, seconded by Commissioner Davis, and on the following roll call vote, to-wit:

AYES: Brown, Davis, Heilmann and Schwartz

NOES: None

ABSENT: Mankins

ABSTAINING: None

the foregoing resolution is hereby adopted.

Barney Schmitt
Chairman, Local Agency Formation Commission

Barbara W. Carlson
Deputy Executive Officer

STATE OF CALIFORNIA)
County of San Luis Obispo) ss

I, BARBARA W. CARLSON, Deputy Executive Officer of the Local Agency Formation Commission, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true, and correct copy of an order made by the Local Agency Formation Commission as the same appears spread upon their minute book.

Barbara W. Carlson
Deputy Executive Officer
Local Agency Formation Commission