

September 29, 2022

City of Palm Desert c/o Niamh Ortega, Deputy City Clerk 73510 Fred Waring Drive Palm Desert, CA 92260

RE: LAFCO 2021-06-1,2,3,4,&5-Countywide City Municipal Service Review and Sphere of Influence Reviews and Potential Amendments: City of Palm Desert (Addition)

You are hereby notified that the above named proposal was approved by the Riverside Local Agency Formation Commission at a public hearing held on July 28, 2022. A copy of Resolution No. and 19-22 including the map amending the sphere of influence for the City is attached for your records.

Should you have any questions, please feel free to contact our office.

Sincerely,

Elizabeth R. Valdez

Commission Clerk

CC: Todd Hileman, City Manager, City of Palm Desert - email Scott Bruckner, Executive Office - email Kecia Harper, Clerk of the Board - email Kevin Jeffries, Supervisor, 1st District - email Karen Spiegel, Supervisor, 2nd District - email Chuck Washington, Supervisor, 3rd District - email V. Manuel Perez, Supervisor, 4th District - email Jeff Hewitt, Supervisor, 5th District - email

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LOCAL AGENCY FORMATION COMMISSION Suite 111-B erside, California 92506-2208 (951) 369-0631

RIVERSIDE LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 19-22

REVIEWING AND AMENDING THE SPHERE OF INFLUENCE FOR THE CITY OF PALM DESERT (ADDITION)

LAFCO 2021-06-1,2,3,4&5

BE IT RESOLVED AND DETERMINED by the Riverside Local Agency Formation Commission ("Riverside LAFCO" or "the Commission") in $9\parallel$ regular session assembled on July 28, 2022, that the sphere of 10 influence determination as set forth in LAFCO 2021-06-1,2,3,4&5 11 Countywide Municipal Service Review and Sphere of Influence Review 12 and Potential Amendments - City of Palm Desert (addition) 13 depicted in Exhibits "A" and "B," attached hereto and made a part 14 hereof, has been reviewed and amended.

BE IT FURTHER RESOLVED, DETERMINED AND FOUND THAT:

- The Commission has initiated this review pursuant to 17 Government Code section 56425.
- Whereas a municipal service review that included the 19 subject agency was prepared and reviewed by this Commission pursuant 20 to Government Code section 56430 and determinations were made **21** thereon on July 28, 2022.
- The sphere of influence amendment is exempt from the 3. 23 California Environmental Quality Act (CEQA) pursuant **24** Guidelines section 15061(b)(3), as it can be seen with certainty 25| that there is no possibility that the amendment may have a 26 significant effect on the environment.
- The written Statement of Determinations attached hereto 28 as Exhibit "C" and incorporated herein by reference, pursuant to

1 Government Code section 56425(e) is adopted.

NOW, THEREFORE, BE IT RESOLVED, by the Riverside Local Agency 3 Formation Commission, that this Commission shall consider the area 4 easterly pocket within the Sun city area as depicted in Exhibits 5 $^{\circ}$ A" and "B" attached hereto, as being added to the sphere of 6 influence of the City of Palm Desert, it being fully understood 7 that the amendments of such sphere of influence is a policy 8 declaration of this Commission based on existing facts and 9 circumstances, which although not readily changed, may be subject 10| to review and change in the event a future significant change of 11 circumstances so warrants.

The Executive Officer is directed to transmit a certified 13 copy of this resolution to each subject agency.

14 15 Michael M. Vargae, Chair 16

 $18 \parallel$ I certify the above resolution was passed and adopted by the 19 Riverside Local Agency Formation Commission on July 28, 2022.

Thompson, Executive Officer

The foregoing instrument is certified, under penalty of perjury, to be a true copy of the original on file in this

Elizabeth R. Valdez, Commission Clerk Riverside Local Agency Formation Commission Executed on Lipumbur 29, 20 2 Riverside, California

FORM APPROVED LEGAL COUNSEL

BY: Melissa R. Cushman

DATE

28 | // RIVERSIDE LOCAL AGENCY FORMATION COMMISSION 6216 Brockton Avenue Suite 111-B Riverside, California 92506-2208 (951) 369-0631

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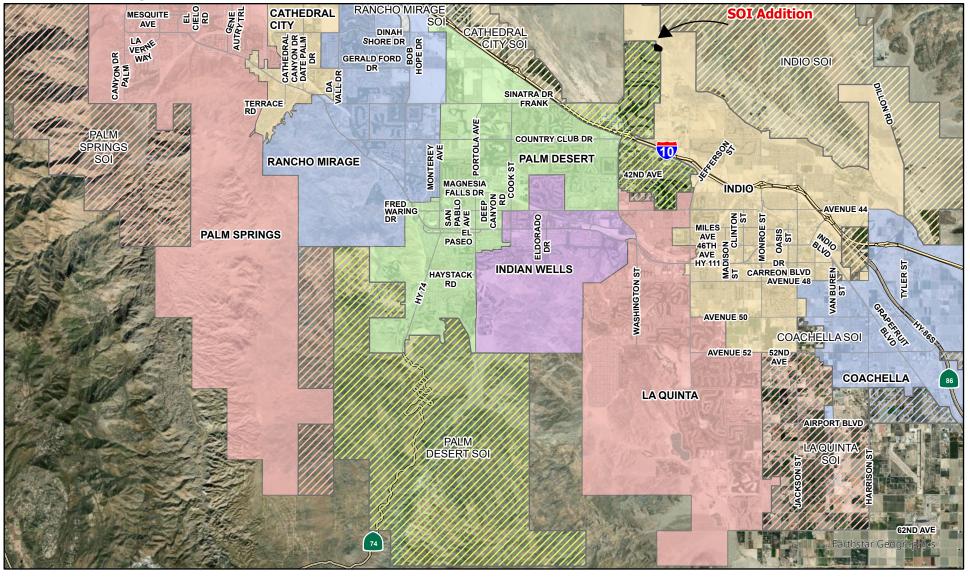
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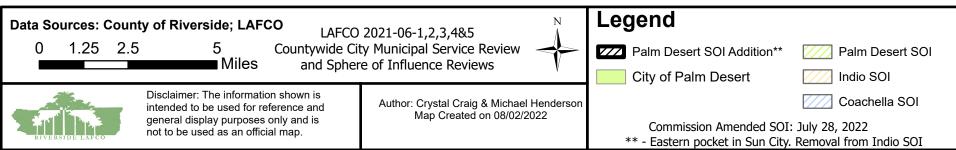
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City of Palm Desert and Sphere of Influence

Exhibit "A"





Per City of Indio's request, the City is proposing SOI reduction of the two Pocket areas within Sun City. The easterly pocket is within Palm Desert's General Plan. The westerly pocket is **NOT** within Palm Desert's General Plan. The westerly pocket will need to be updated within Palm Desert General Plan. See Staff Report for details.

City of Palm Desert: SOI Addition Sun City Sphere Reduction for City of Indio

Exhibit "B"

Addition

to Palm

Desert SOI

Exhibit 46: Sun City Sphere Reduction

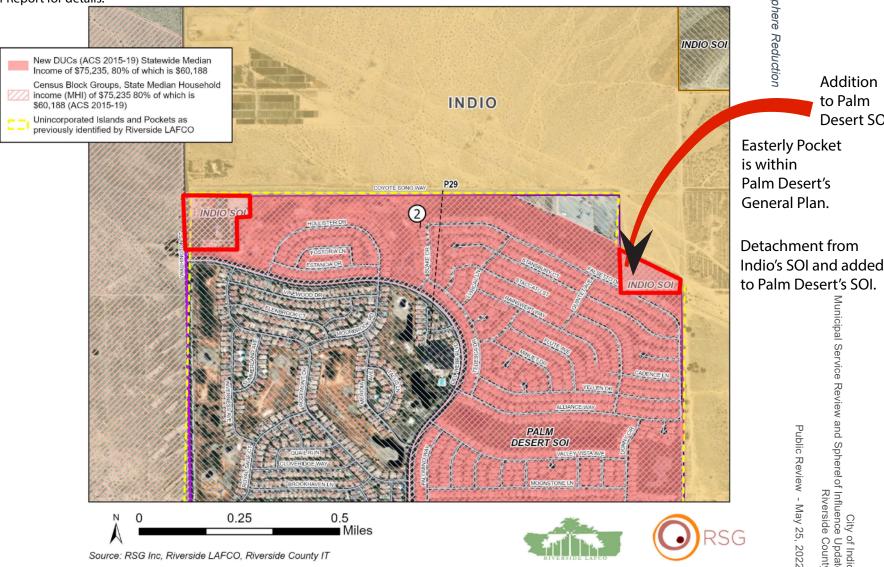


Exhibit "C" STATEMENT OF DETERMINATIONS City of Palm Desert (Addition)

Based on the information, issues, and analysis presented in the Final MSR/SOI Report, which is available for examination upon request at the Riverside LAFCO office, 6216 Brockton Avenue, Suite 111-B, Riverside, CA 92506, the following determinations were adopted by the LAFCO Commission pursuant to Government Code section 56425(e):

1. <u>THE PRESENT AND PLANNED LAND USES IN THE AREA, INCLUDING AGRICULTURAL AND OPEN SPACE USES:</u>

Sun City: The City of Indio proposed that two (2) small areas that are currently within P29 be detached from the Indio SOI and added to the Palm Desert SOI in a corresponding change. The two (2) small areas are readily accessible from the Sun City community (Del Webb) in the Palm Desert SOI. The two (2) areas proposed for realignment are illustrated in Exhibit 46 within the staff report to the Final MSR/SOI Report. This change is merely technical and likely non-controversial.

The easterly pocket that is currently within Indio's SOI is recommended to be removed from Indio's SOI and added to Palm Desert's SOI since the parcel (752-030-046) is currently in Palm Desert's General Plan and is built-out with the existing Sun City Palm Desert Golf Course. In addition, the Greenbelt Dog Park is also located on this parcel. The two (2) small areas are readily accessible from the Sun City community (Del Webb) in the Palm Desert SOI.

The only addition to Palm Desert's SOI is adding the easterly pocket from Indio's SOI.

2. THE PRESENT AND PROBABLE NEED FOR PUBLIC FACILITIES AND SERVICES IN THE AREA:

The City of Indio does not provide services in the SOI. City staff indicated that the SOI lacks adequate storm water drainage and wastewater facilities. Parcel 752-030-046 is the existing Sun City Palm Desert Golf Course and makes sense to add this parcel to Palm Desert's SOI and remove from the City of Indio's SOI. In addition, the Greenbelt Dog Park is also located on this parcel and is already receiving water services from Coachella Valley Water District.

3. THE PRESENT CAPACITY OF PUBLIC FACILITIES AND ADEQUACY OF PUBLIC SERVICES WHICH THE AGENCY PROVIDED OR IS AUTHORIZED TO PROVIDE:

The City of Indio does not provide services in the SOI. City staff indicated that the SOI lacks adequate storm water drainage and wastewater facilities. Parcel 752-030-046 is the existing Sun City Palm Desert Golf Course and makes sense to add this parcel to Palm Desert's SOI and remove from the City of Indio's SOI. In addition, the Greenbelt Dog Park is also located on this parcel and is already receiving water services from Coachella Valley Water District. The easterly pocket area is readily accessible from the Sun City community (Del Webb) in the Palm Desert SOI.

4. THE EXISTENCE OF ANY SOCIAL OR ECONOMIC COMMUNITIES OF INTEREST IN THE AREA:

There are no social or economic communities of interest within the Sun City pocket are adjacent to the Del Webb community.

5. FOR AN UPDATE OF A SPHERE OF INFLUENCE OF A CITY OR SPECIAL DISTRICT THAT PROVIDES PUBLIC FACILITIES OR SERVICES RELATED TO SEWER, MUNICIPAL AND INDUSTRIAL WATER, OR STRUCTURAL FIRE PROTECTION, THE PRESENT AND PROBABLE NEED FOR THOSE PUBLIC FACILITIES AND SERVICES OF ANY DISADVANTAGED UNINCORPORATED COMMUNITIES (DUCS) WITHIN THE EXISTING SPHERE OF INFLUENCE:

Riverside LAFCO has determined that there are no DUCs within the two Sun City pocket areas. Since the SOI amendment (addition) is to Palm Desert's SOI, there is no DUC in the easterly pocket.