

MEMORANDUM LOCAL AGENCY FORMATION COMMISSION

TO: Local Agency Formation Commission

FROM: Shannon Costa, Deputy Executive Officer

SUBJECT: **LAFCo File No. 23-03 - City of Chico – Chico Canyon Road Annexation No. 8 - Certification of Termination of Proceedings**

DATE: November 28, 2023 for the meeting of December 7, 2023

SUMMARY

At its February 2, 2023, meeting, the Commission adopted Resolution No. 06 2022/23 approving the Chico Canyon Road Annexation No. 8 subject to completion of protest proceedings. The proposal involves the annexation of 107 parcels approximately 177 acres in size to the City of Chico, and the detachment of the CSA 164 (Butte County Animal Control). The territory is 100% surrounded by the City of Chico.

Protest proceedings concluded on March 29, 2023, resulting in protest forms received from 40% of the registered voters in the affected territory. As such, the annexation would need to be confirmed by the registered voters residing in the territory.

Pursuant to Government Code Section 57000(d), the City Election's Official conducted a special municipal election on October 3, 2023, on the matter of the annexation. The Elections Official received a total of 130 ballots, including 11 ballots in favor of the proposal and 119 ballots opposed. As such, the special election for Chico Canyon Road Annexation No. 8 was not approved by the registered voters.

The City of Chico elections official called for the certification of the election results at the November 7, 2023 Chico City Council meeting. Pursuant to Government Code Section 57179, the Commission must now adopt a Certificate of Termination of Proceedings.

ACTION REQUESTED: Adopt the Certificate of Termination of Proceedings for LAFCo File No. 23-03 - Chico Canyon Road Annexation No. 8.

Respectfully submitted,

Shannon Costa

Shannon Costa
Deputy Executive Officer

Attachments:

Attachment A: Certificate of Termination of Proceedings

Attachment B: City of Chico Certification of Election Results

Distribution:

Brendan Vieg, City of Chico (Brendan.vieg@chicoca.gov)

Requested by and when recorded mail to:
BUTTE LOCAL AGENCY FORMATION COMMISSION
1453 Downer Street, Suite C, Oroville, CA 95965

Exempt from fees per Gov Code 6103

Attest: _____

The following _____ page document is a correct copy of the original on file and of record in the LAFCO office.

By _____, Deputy

CERTIFICATE OF TERMINATION OF PROCEEDINGS

The following proposal entitles:

City of Chico – Chico Canyon Road Annexation No. 8

has been terminated due to:

MAJORITY WRITTEN PROTEST PURSUANT TO GOVERNMENT CODE SECTION 57078.

REJECTION BY MAJORITY OF VOTERS IN A MUNICIPAL ELECTION PURSUANT TO GOVERNMENT CODE SECTION 57179.

I hereby certify that as the Executive Officer for the Butte Local Agency Formation Commission, the above proposal has been terminated pursuant to Government Code Section 57179 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

By: _____
STEPHEN LUCAS, Executive Officer

Dated: December 7, 2023

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ATTEST:



Deborah R. Presson
City Clerk

APPROVED AS TO FORM:



John W. Lam, City Attorney*

*Pursuant to the Charter of the City of Chico
Section 906(e)



OFFICE OF THE CITY CLERK

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Chico, CA 95927-3420 <http://www.ci.chico.ca.us>

Certification of Election Results

State of California
County of Butte } ss.
City of Chico

I, Deborah R. Presson, City Clerk and Elections Official of the City of Chico, do hereby certify the following results of the October 3, 2023, Special Election for the Chico Canyon Annexation No. 8, which was not approved by voters. There were 119 voting against and 11 in favor of the measure herein set forth as provided by the City Clerk and Elections Official on this day. The whole number of votes cast in the annexation territory was 130.



*I affix my hand and official seal this 7th
day of November 2023.*

Deborah R. Presson, MMC
City Clerk & Elections Official