
BUTTE LOCAL AGENCY FORMATION COMMISSION
1453 DOWNER STREET, SUITE C, OROVILLE, CALIFORNIA 95965
TELEPHONE (530) 538-7784 FAX (530) 538-2847

REGULAR MEETING NOTICE OF THE COMMISSION

Location: **To be held remotely via Zoom**
Date/Time: **Thursday, January 6, 2022 - 9:00 a.m.**

SPECIAL NOTICE

CORONAVIRUS (COVID-19) ADVISORY NOTICE: THE HEALTH AND SAFETY OF BUTTE COUNTY RESIDENTS, PUBLIC OFFICIALS AND EMPLOYEES IS A TOP PRIORITY. Based on guidance from the California Department of Public Health, the California Division of Occupational Safety and Health, the California Governor's Proclamation of a State of Emergency issued on March 4, 2020, the provisions of Assembly Bill 361 as enacted by Butte LAFCo Resolution, in order to minimize the spread of the COVID-19 virus, Butte LAFCo meetings can be conducted remotely. The Commission's virtual meeting can be accessed by the public as follows:

Please click the link below to [join](#) the meeting or utilize the telephone option (audio only)

1. **JOIN MEETING:**

<https://us02web.zoom.us/j/83616169501?pwd=R1pZdEV5bk1oSDIaZ1d3UmRGd29Gdz09>
Passcode: **974969**

2. **Or Telephone:**

Dial (for higher quality, dial a number based on your current location):

US: +1 669 900 9128

Webinar ID: **836 1616 9501**

Passcode: **974969**

PUBLIC COMMENTS:

Comments from the public on the agenda items will also be accepted as follows:

1. Attend meeting virtually via Zoom and comment.
2. Via email to Commission Clerk (jstover@buttecounty.net)
2. Via phone (530-538-7784)
3. Mail to Butte LAFCo, 1453 Downer Street, Suite C, Oroville, CA 95965.

MEETING PARTICIPATION:

1. When you join the Zoom meeting, please enter your email address and your name so that you can be identified to speak.
2. To provide comment, you will need to use the raise hand function in Zoom. For those accessing the meeting from a computer or smartphone, that raise hand feature can be selected by clicking or tapping it. For members of the public utilizing a telephone (audio only) to access the meeting, you can use the raise hand feature when the item for which you desire to provide comment is called by pressing *9 on your keypad to raise your hand. When it is your turn to speak, you will be called upon by the last 4 digits of your phone number, if available and asked to identify yourself for the record.

All comments received will be conveyed to the Commission for consideration during the meeting. All meetings conducted under these circumstances will be recorded and placed on the LAFCo website (www.buttelafco.org) for public access and accountability. Public comments will be limited to three (3) minutes.

REQUIREMENT FOR ROLL CALL VOTES ON ALL MOTIONS: Pursuant to Government Code Section 5494(A), "All votes taken during a teleconferenced meeting shall be by roll call.

THANK YOU: The Commission appreciates the public's adaptation and patience during this crisis and will endeavor to refrain from placing non-essential items, or matters of significant public interest on the agenda until such time greater public participation can be reasonably accommodated.

AGENDA

ALL ITEMS ARE OPEN FOR PUBLIC COMMENT

1. CALL TO ORDER

1.1 Roll Call

2. CONSENT AGENDA

2.1 Approval of the Minutes of November 4, 2021

2.2 Approval of the Minutes of December 2, 2021

2.3 Adoption of a Renewing Resolution In Support of AB361

Pursuant to Assembly Bill 361 (AB361), in order for the Commission to retain the option to conduct its meetings remotely, it must adopt a resolution indicating that a Gubernatorial State of Emergency exists and the Commission has determined, by majority vote, that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees, Commissioners or staff. **ACTION REQUESTED:** Consider Staff Memorandum and Approve Resolution No. 8 2021/22.

3. NOTICED PUBLIC HEARINGS

3.1 21-06 - Formation of Tuscan Water District

(This public hearing is continued from the December 2, 2021 meeting.)

The Commission will conduct no business nor take any action on this item. It will be continued to the February 3, 2022, Commission meeting.

This is a proposal for the formation of a California Water District (CWD) to be called the Tuscan Water District (TWD). The proposed TWD is to be approximately 102,237 acres in size and contains 3,136 individual parcels that are primarily used for agricultural production. The purpose of the TWD is to organize the landowners into a public agency with the overarching purpose of working cooperatively with the County of Butte, Butte County Water Commission, Vina, Butte and Rock Creek Reclamation District Groundwater Sustainability Agencies (GSA's) and other state and local agencies in the development of a Groundwater Sustainability Plans (GSP) for the Vina and Butte sub-basins that will ensure adequate water is available to continue the existing agricultural uses of the affected land. The proposed TWD formation is initially focused on developing its organizational and administrative capacity that will allow it to provide meaningful representation to its landowners as the process of developing groundwater sustainability plans is completed. The proposed TWD has presented no plans to develop or implement any particular projects, facilities or infrastructure and any such ideas would require great speculation at this time and would ultimately be determined by the yet to be developed groundwater sustainability plans. **Action Requested:** Take no action and continue the public hearing to February 3, 2022.

4. REGULAR AGENDA

4.1 Items Removed from the Consent Agenda *(If any)*

4.2 22-08 – South Feather Water and Power Agency – Oro Bangor Hwy Annexation No. 4

Proposed is the annexation of an approximately 90-acre parcel to the South Feather Water and Power Agency for the purpose of receiving irrigated (raw) water to the parcel to support fire risk mitigation for the existing single-family home. The annexation territory is located on the south side

of Oro Bangor Hwy, approximately 0.6 miles south of Mt. Ida Road in the east Oroville area in unincorporated Butte County. The subject parcel is identified as Assessor's Parcel Number 079-270-048. **ACTION REQUESTED:** Adopt Resolution No. 07 2021/22 approving the annexation to the South Feather Water and Power Agency.

5. **PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA** (If any)
6. **REPORTS AND COMMUNICATION**
 - 6.1 **Executive Officer's Report**
 - 6.2 **Correspondence** (None)
7. **ADMINISTRATION.** The Commission will discuss and provide direction to the Executive Officer on administrative matters relating to the operation of the Commission.
8. **ADJOURNMENT NOTICE:** Adjourn to **Thursday, February 3, 2022** in the City of Oroville Council Chambers. *It should be noted that COVID protocols can change often and the meeting may be required to be held virtually via Zoom.*

TO THOSE WHO PARTICIPATE IN LAFCO PROCEEDINGS:

- * *Government Code Section 84308 requires you to disclose campaign contributions to LAFCO Commissioners if they amount to \$250 or more and were made within the last twelve months. Please announce your applicable campaign contributions when you speak.*
- * *Any disabled person needing special accommodation to participate in the Commission proceeding is requested to contact LAFCo staff at (530) 538-7784 prior to meeting and arrangements will be made to accommodate you.*
- * *Any person may address the Commission during the "Public Comment." Please see the rules regarding public comments below.*
- * *Agenda documents relative to an Agenda item may be obtained from the Clerk of the Commission at a cost of \$.10 per page.*

RULES APPLYING TO PUBLIC COMMENTS

1. *Members of the public wishing to address the Commission upon any subject within the jurisdiction of Butte LAFCO may do so upon receiving recognition from the Chair at the appropriate time.*
2. *Comment on items not on the agenda should be made at the time indicated for "Public Comment" on the agenda. The Commission may not act on any matter so raised and will have to put off action until a meeting at which the matter can be put on the agenda.*
3. *Comment on specific agenda items may be made during the discussion of that agenda item, upon recognition by the Chair.*
4. *After receiving recognition, please stand and state your name and address before making your presentation, so that the Clerk may take down this information.*
5. *All documents to be presented to the Commission will be given to the Clerk of the Commission (original and eleven copies) prior to Call of Order of meeting. Such documents will be distributed to the Commission and made available for public inspection.*
6. *This agenda was mailed to those requesting notice and posted 72 hours in advance of the meeting at the following locations: LAFCo front entrance.*