



## BUTTE LOCAL AGENCY FORMATION COMMISSION

1453 Downer Street, Suite C • Oroville, California 95965-4950  
(530)538-7784 • Fax (530)538-2847 • [www.buttelafco.org](http://www.buttelafco.org)

To: Landowners within the proposed Tuscan Water District Boundaries  
From: Butte Local Agency Formation Commission (LAFCO)  
Date: March 9, 2022

Re: **Notice of Protest Hearing for Butte LAFCo File No. 21-06 – Tuscan Water District Formation to be held on Tuesday, April 5, 2022, from 9:00 a.m. to 10:00 a.m., at the offices of the Butte Local Agency Formation Commission, located at 1453 Downer Street, Suite C, Oroville, CA.**

**You are receiving this letter because you are a landowner of property within the proposed Tuscan Water District (TWD) being considered for formation.**

The proposal was approved by the Butte Local Agency Formation Commission on February 3, 2022, subject to a protest hearing and a local election. If you have questions about this proposal please visit the Butte LAFCo website at [www.buttelafco.org](http://www.buttelafco.org) or call the LAFCO Office at (530) 538-7784. It is important that you are fully informed prior to taking any action.

Enclosed is a protest form (*landowner*) which may be completed and submitted if you are **in opposition** to LAFCO Project No. 21-06 – Tuscan Water District Formation. If you are uncommitted or support the formation of the TWD, no action is required.

In order for LAFCO to accurately count your protest, you must either complete the enclosed form or provide other written documentation that meets the following criteria:

- You must personally print **and** sign your legal name.
- You must personally date your signature. The law is very specific in requiring that each signature be dated or the signature must be disregarded.
- You must provide a complete street address or Assessor's Parcel Number of the parcel proposed for inclusion in the TWD that you own.
- **You may not sign for another landowner unless:**
  - You are an agent authorized in writing by the owner of the affected land to act as an agent with respect to that land. A copy of the authorization must be submitted to LAFCo along with the signed protest form.
  - You are an authorized officer or employee providing protest on behalf of a private corporation and acting as that corporation's agent.

If there is more than one landowner listed on the current Assessment Role, please make sure that each landowner completes the form. There should be an adequate number of spaces on each form. In the event there are more landowners in your household, you may make a copy of the form or call the LAFCo Office for additional forms.

You may return the completed protest forms to the LAFCo office located at 1453 Downer Street, Suite C, Oroville, CA 95965-4950, or you may choose to attend the protest hearing and submit the completed protest forms in person at that time.

At this hearing you may submit written protests. **Please note that this hearing is purely for the purpose of receiving written protests, not testimony concerning the District Formation.** If you believe that you submitted a protest in error, you will have an opportunity to withdraw your protest prior to the end of the hearing. Whether you mail your protest or attend the protest hearing, all protests must be in the possession of the Executive Officer or his designee by the close of the protest hearing (10:00 a.m., April 5, 2022) in order to be valid and counted.

Upon the conclusion of the protest hearing, staff will cause the submitted protests to be checked against the listing of landowners maintained by the Butte County Assessor's Office. These lists will then be analyzed by LAFCO staff and the outcome will be reported out at the next regularly scheduled meeting of the Butte Local Agency Formation Commission.

If you have any questions regarding the form or method of protest, please call Stephen Lucas, Butte LAFCO Executive Officer, at (530) 538-7784, or via email at [slucas@buttecounty.net](mailto:slucas@buttecounty.net). We will do our best to assist you in working your way through this process.

Enclosure:

Landowner Protest Form

# LANDOWNER PROTEST FORM

In accordance with the California Government Code, commencing with Section 57000, the undersigned landowner hereby protest the following change of organization or reorganization:

LAFCO Proposal or Reference Number: **LAFCO File No. 21-06 – Tuscan Water District Formation**

**Only signatures dated and submitted between the date of publication of the hearing notice (March 15, 2022) and the conclusion of the protest hearing (10AM, April 5, 2022) will be considered in ascertaining the value of written protests (GC 57051).**

**Each of the Undersigned states:**

- I personally signed this protest as landowner of affected territory.
- I have personally affixed my address or property description sufficient to identify the location of the property.
- I personally affixed hereto the date of my signature.

Date (Month, day, year)	Name of Signer and Signature	Address or APN
April 5, 2022	Print Jane Doe	10 Home Place City, State, Zip Code or APN 123-456-789
	Sign <i>Jane Doe</i>	
	Print	
	Sign	
	Print	
	Sign	
	Print	
	Sign	
	Print	
	Sign	
	Print	
	Sign	

**PLEASE NOTE – This official protest form is provided for your convenience and for consistency of this public process, but protest that meets the minimum criteria required by law will be counted. It is understood that for landowner protests involving a parcel with more than one owner listed on the County Assessment Roll, only the signer’s proportionate share of the value of the property will be credited in the protest**

## NOTICE OF PROTEST HEARING

**NOTICE IS HEREBY GIVEN** that on Tuesday, April 5, 2022, from 9:00 a.m. to 10:00 a.m. at the office of the Butte Local Agency Formation Commission (LAFCo), located at 1453 Downer Street, Suite C, Oroville, CA, the Butte LAFCo Executive Officer will hold a public hearing for the single and only purpose of receiving written protests from any owner of land and/or registered voter within the area proposed for the formation of the Tuscan Water District as identified as "**Butte LAFCo File No. 21-06 – Formation of the Tuscan Water District**". The territory proposed for formation, as approved by the LAFCo, consists of 3,136 parcels totaling approximately 102,327 acres in size, and is generally bounded by the Tehama County line on the north, SR99 and Chico city limits on the east, Ord Ferry Road/ Western Canal Water District/Grainland Road on the south and the Sacramento River on the west.

This landowner district formation was initiated by a landowner petition submitted by the proponents who desired to provide representation for primarily agricultural users/landowners who wish to partner with other County agencies to address groundwater sustainability issues within the Vina Subbasin.

The proposed terms and conditions for this landowner district formation are set forth in Butte LAFCo Resolution No. 11 2021/22, adopted by the Commission on February 3, 2022, which is available for review in the LAFCo office at the address listed above and on our website at [www.buttelafco.org](http://www.buttelafco.org) .

All protests must be in writing, in the form required by California Government Code Section 57051, signed and dated, and addressed to Stephen Lucas, Executive Officer, Butte Local Agency Formation Commission, 1453 Downer Street, Suite C, Oroville, CA 95965-4950, and be **received any time prior to the conclusion of the hearing at the date and time set forth above**. The original completed protest forms may be submitted via US Mail or at the protest hearing. For further information or to obtain a copy of the LAFCo Resolution or protest forms, call (530) 538-7784, or visit the Butte LAFCo website at [www.buttelafco.org](http://www.buttelafco.org).

PLEASE NOTE THAT THIS HEARING IS PURELY FOR THE PURPOSE OF RECEIVING WRITTEN PROTESTS, NOT TESTIMONY CONCERNING THE DISTRICT FORMATION.

**BUTTE LOCAL AGENCY FORMATION COMMISSION**