

**ALAMEDA LOCAL AGENCY FORMATION COMMISSION
RESOLUTION NO. 2006-05**

**APPROVING AN UPDATE TO THE SPHERE OF INFLUENCE FOR THE
CASTRO VALLEY SANITARY DISTRICT**

WHEREAS, Government Code Section 56425 et seq. requires the Local Agency Formation Commission (LAFCo) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code Section 56425(f) requires that LAFCo review and update the adopted SOI boundaries, as necessary, not less than once every five years; and

WHEREAS, Government Code Section 56430 requires that a municipal services review be conducted prior to or in conjunction with a SOI update; and

WHEREAS, LAFCo conducted a municipal services review of the services provided by the Castro Valley Sanitary District and adopted written determinations as required by Government Code Section 56430 on November 10, 2005; and

WHEREAS, the Castro Valley Sanitary District's SOI is not coterminous with its boundary; and

WHEREAS, the District provides wastewater collection services to the Castro Valley community, and also provides refuse collection and recycling service through a contract with Waste Management of Alameda County, Inc. within its boundaries; and

WHEREAS, the District's SOI was established in 1983, and since then, there have been several modifications to the District's SOI and numerous annexations; and

WHEREAS, there is currently territory located in the canyonlands which is outside the District's service boundary but within its SOI; and

WHEREAS, development of this area is limited by a voter-initiated growth boundary (Measure D), and there is currently no apparent need for sewer service to this area; and

WHEREAS, it would be appropriate to remove this area from the District's SOI; and

WHEREAS, no change in regulation, land use or development will occur as a result of reducing the District's SOI; and

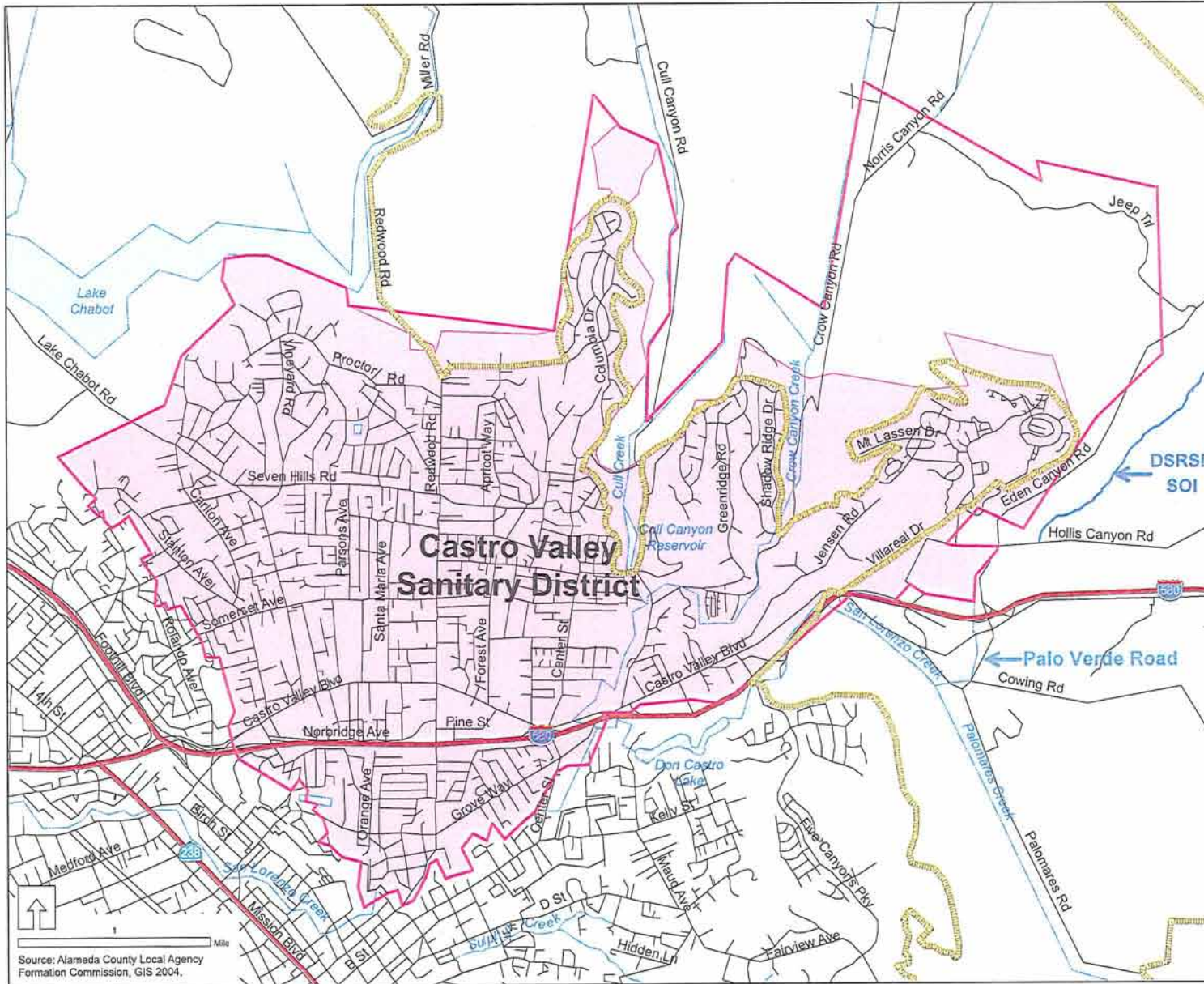
WHEREAS, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the location of this SOI map;

WHEREAS, the SOI was duly considered at a public hearing held on January 12, 2006; and

WHEREAS, the Alameda LAFCo heard and received all oral and written protests, objections and evidence that were made, presented or filed, and all persons present were given an opportunity to appear and be heard with respect to any matter pertaining to said action.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Alameda LAFCo hereby:

1. Reduce the SOI for the Castro Valley Sanitary District as generally depicted in Exhibit A attached hereto.
2. Adopt the following SOI policies:
 - Policy Recommendation #1: LAFCo to encourage CVSD to continue discussions with Oro Loma regarding potential benefits of consolidation.
3. Consider the criteria set forth in Government Code Section 56425(e) and determine as follows:
 - a. *The present and planned land uses in the area, including agricultural and open-space lands* – City and County policies support the provision of adequate wastewater and refuse collection services. A reduction this SOI will not adversely affect agricultural or open space land or be growth inducing. No change to the present or planned uses will result from adoption of this SOI.
 - b. *The present and probable need for public facilities and services in the area* – Services are currently being provided and need to be continued. No changes in public facilities or services provided by the District will result from this SOI update.
 - c. *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* – Regarding sewer service, wastewater treatment capacity is inadequate and pipeline capacity enhancements are needed. Treatment capacity restoration is scheduled for completion in 2007. A relatively high sewer overflow rate indicates collection system capacity and integrity may be inadequate. The sewer collection system is subject to infiltration and inflow. Sewer blockage response times and inspection practices are adequate. The District conducts performance evaluation and planning efforts. Regarding solid waste service, a private waste hauler has the capacity to serve the area and serves a number of other jurisdictions in the County. The unincorporated area as a whole meets the required 50% diversion rate for solid waste. Solid waste services appear to be adequate Adoption of the SOI update will not affect the present capacity of public facilities and adequacy of public services or the services provided by the District.
 - d. *The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* – Residents and businesses in Castro Valley rely on the District for sewer and solid waste services. Residents in the affected canyonlands rely on private septic systems. The SOI update will not affect the existence of any social or economic communities of interest in the area that are relevant to the District.
 - e. *The existence of agricultural preserves or other important agricultural or open space land in the area which could be considered within an agency's SOI, and the effect on maintaining the physical and economic integrity of such resources in the event that such resources are within a SOI of a local governmental agency* – The recommended SOI maintains and enhances the long-term integrity of agricultural and open space lands in the canyonland areas. Extension of sewer service into the affected canyonlands is already limited by the County Urban Growth Boundary to low-density development. No Williamson Act contracts will be adversely affected.
 - f. *Nature, location, extent, functions & classes of services to be provided* - The District provides wastewater collection, system maintenance and engineering, preventative maintenance, water quality education, wastewater treatment, and refuse collection and recycling service to the Castro Valley community.



Alameda County Reference Map

Legend

- Incorporated Cities
- Castro Valley Sanitary District (CVSD)
- CVSD Sphere of Influence
- Western Measure D Area
- Unincorporated Areas
- Hydrology

Castro Valley Sanitary District SOI Update

Reduce SOI to be coterminous with the current CVSD boundary
 Confirm that SOI includes the 2.5-acre Grove Way area within CVSD boundary.

**Castro Valley Sanitary District and Sphere of Influence
 Alameda County
 MUNICIPAL SERVICE REVIEW**

Source: Alameda County Local Agency Formation Commission, GIS 2004.