

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

231



FROM: County Counsel

SUBMITTAL DATE: December 20, 2005

SUBJECT: Resolution No. 2006-010 Supporting the Approval of the Annexation Application of the City of Lake Elsinore for the Pacific Clay Property

RECOMMENDED MOTION: That the Board of Supervisors Adopt Resolution No. 2006-010 Supporting the Approval of the Annexation Application of the City of Lake Elsinore for the Pacific Clay Property

BACKGROUND: In order to resolve litigation related to the Western Riverside County Multiple Species Habitat Conservation Plan, the County entered into a Settlement Agreement and Memorandum of Understanding (Agreement) with Pacific Clay Products, Inc. and others in 2004. Pursuant to the terms of this Agreement, the County agreed to adopt a resolution supporting an annexation application submitted by the City of Lake Elsinore for the Pacific Clay Property. The attached resolution supports the City's annexation of the Pacific Clay Property as required by Section 3 of the Agreement.

Karin Watts-Bazan
Karin Watts-Bazan, Deputy County Counsel

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

[Signature]

Policy

Consent

Department Recommendation:
Per Executive Office:

COUNTY OF RIVERSIDE
JUL 20 10 32 AM '06
EXECUTIVE OFFICE

JUL 20 10 32 AM '06
EXECUTIVE OFFICE

Prev. Agn. ref.

Dist.

AGENDA NO.

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RESOLUTION NO. 2006-010

**SUPPORTING THE APPROVAL OF THE ANNEXATION
APPLICATION OF THE CITY OF LAKE ELSINORE FOR
THE PACIFIC CLAY PROPERTY**

WHEREAS, Pacific Clay Products, Inc. ("Pacific Clay") owns approximately 1,374 acres of land in unincorporated Riverside County, west of Interstate 15 and north of Lake Street, including a brick factory, retail uses, and undeveloped land actively mined since 1898 (the "Pacific Clay Property"), more specifically described in Exhibit "A" of this Resolution; and

WHEREAS, the Pacific Clay Property is located within the sphere of influence of the City of Lake Elsinore ("City") and will get, or presently gets, virtually all of its services from the City, and is a natural extension of the City; and

WHEREAS, the City and Pacific Clay have entered into a Pre-Annexation and Development Agreement for the Pacific Clay Property; and

WHEREAS, in accordance with the Cortese-Knox Local Government Reorganization Act of 2000, as amended, the City [and/or Pacific Clay] have submitted an annexation application to the Riverside Local Agency Formation Commission ("LAFCO") to annex the Property; and

WHEREAS, the County believes that the proposed annexation is consistent with all of LAFCO's and the County's policies and state statutes regarding annexation of property.

BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED by the Board of Supervisors of the County of Riverside, in regular session assembled on January 10, 2006, that:

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The Board hereby supports the City of Lake Elsinore's Annexation Application to the Riverside Local Agency Formation Commission to annex the Pacific Clay Property to the City of Lake Elsinore.

Adopted by the Board of Supervisors of the County of Riverside this ____ day of _____, 2006.

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