

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



**FROM:** Supervisor Marion Ashley

**SUBMITTAL DATE:**

April 14, 2011

**SUBJECT:** Initiation of LAFCO Application for Detachment of Property from the Banning Library District

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Adopt Resolution No. 2011-099 requesting that LAFCO commence proceedings for the detachment of the property described in the resolution from the Banning Library District;
2. Authorize the County Librarian to pay LAFCO filing fees related to the application in the amount of \$8,050; and
3. Direct the Clerk of the Board to file a Notice of Exemption.

**BACKGROUND:** The Banning Library District is an independent library district operating in the City of Banning. The Banning Library District operates the Banning Public Library and the Cabazon Branch Library. The communities of Cabazon, Whitewater, and Snow Creek are within the Banning Library District boundary, but are not currently receiving adequate library services from that district. Portions of the cities of Desert Hot Springs and Palm Springs also lie within the Banning Library District Boundary.

  
Marion Ashley, 5<sup>th</sup> District Supervisor

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Buster, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley  
Nays: None  
Absent: None  
Date: April 26, 2011  
xc: Supvr. Ashley, LAFCO, District, EO, COB

Kecia Harper-Ihem  
Clerk of the Board

By:   
Deputy

3.4

## **BACKGROUND**

The Riverside County Library System currently provides library services to residents of the City of Desert Hot Springs through the Desert Hot Springs Library. Likewise, the City of Palm Springs currently provides library services to its residents through the Palm Springs Public Library.

The Riverside County Library System is willing and able to provide an improved level of library services to the communities of Cabazon, Whitewater, Snow Creek and the surrounding area, as proposed. Should LAFCO approve the application, it is estimated that cost savings shall more than mitigate revenue loss to the Banning Library District. A detailed plan of service, including financial analysis, shall be included in the LAFCO application.

It is therefore proposed that the property described in the resolution be detached from the Banning Library District.

In order for LAFCO to consider and process this proposal, it must be formally initiated by a resolution of application adopted by the County and the payment of filing fees.

Pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15061 (b)(3), a notice of exemption is appropriate as it can be seen with certainty there is no possibility that the proposed detachment will have a significant effect on the environment.

2  
3 RESOLUTION NO. 2011-099

4  
5 A RESOLUTION OF APPLICATION  
6 REQUESTING THE LOCAL AGENCY FORMATION COMMISSION  
7 COMMENCE PROCEEDINGS FOR THE DETACHMENT OF  
8 PROPERTY FROM THE BANNING LIBRARY DISTRICT

9 WHEREAS, the County of Riverside desires to initiate proceedings pursuant to the Cortese-  
10 Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code section 56000 et  
11 seq.) for detachment of the property from the Banning Library District identified in Exhibit A, which  
12 exhibit is attached hereto and incorporated herein by this reference ("the Property"); and,

13 WHEREAS, the Property encompasses the communities of Cabazon, Whitewater and Snow  
14 Creek and portions of the cities of Desert Hot Springs and Palm Springs; and,

15 WHEREAS, the communities of Cabazon, Whitewater and Snow Creek are not currently  
16 receiving adequate library services from the Banning Library District; and,

17 WHEREAS, those portions of the Property within Desert Hot Springs are already receiving  
18 library services from the Riverside County Library System; and,

19 WHEREAS, those portions of the Property within Palm Springs are already receiving library  
20 services from the City of Palm Springs; and,

21 WHEREAS, the reason for the proposed detachment is to provide better library services and a  
22 more logical service boundary; and,

23 WHEREAS, the proposed detachment is currently inconsistent with the sphere of influence of  
24 the Banning Library District, but a conforming sphere of influence amendment will be concurrently  
25 submitted; now, therefore,

26 BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of Supervisors of  
27 the County of Riverside assembled in regular session on April 26, 2011, that it hereby requests the  
28 Riverside County Local Agency Formation Commission commence proceedings for detachment of the  
Property from the Banning Library District.

FORM APPROVED COUNTY COUNSEL  
BY: ~~KATHY A. LIND~~ KATHY A. LIND  
DATE: 04/14/11

2 RESOLUTION NO. 2011 - 099

3 A RESOLUTION OF APPLICATION  
4 REQUESTING THE LOCAL AGENCY FORMATION COMMISSION  
5 COMMENCE PROCEEDINGS FOR THE DETACHMENT OF  
6 PROPERTY FROM THE BANNING LIBRARY DISTRICT

7 ADOPTED by Riverside County Board of Supervisors on April 26, 2011.

8 ROLL CALL:

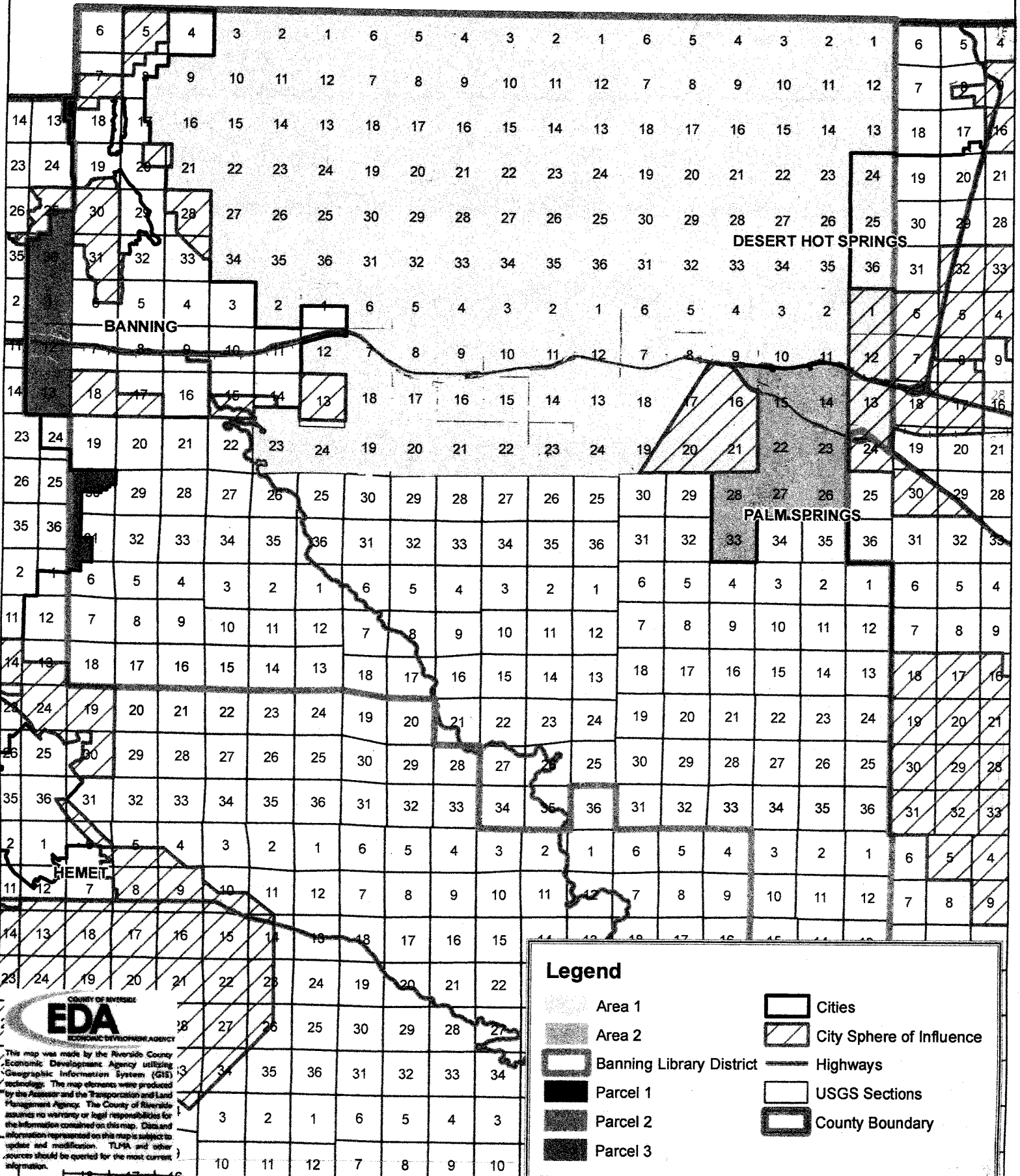
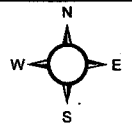
9 Ayes: Buster, Tavaglione, Stone, Benoit, and Ashley  
10 Nays: None  
11 Absent: None

12 The foregoing is certified to be a true copy of a resolution duly adopted by said Board of  
13 Supervisors on the date therein set forth.

14 KECIA HARPER-IHEM, Clerk of said Board

15 By: \_\_\_\_\_  
16 Deputy

**Beaumont and Banning Library Districts  
Selected APN Areas  
January 25, 2011**

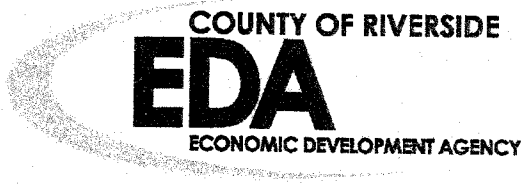


**Legend**

Area 1	Cities
Area 2	City Sphere of Influence
Banning Library District	Highways
Parcel 1	USGS Sections
Parcel 2	County Boundary
Parcel 3	

**COUNTY OF RIVERSIDE**  
**EDA**  
ECONOMIC DEVELOPMENT AGENCY

This map was made by the Riverside County Economic Development Agency utilizing Geographic Information System (GIS) technology. The map elements were produced by the Processor and the Transportation and Land Management Agency. The County of Riverside assumes no warranty or legal responsibility for the information contained on this map. Data and information represented on this map is subject to update and modification. TUMA and other sources should be queried for the most current information.



FILED  
RIVERSIDE COUNTY

APR 13 2011

LARRY W. WARD, CLERK

By *M. Meyer* Deputy

**NOTICE OF EXEMPTION**

April 13, 2011

**Project Name:** Proposed Detachment of Areas 1 and 2 from the Banning Library District

**Project Location:** See attached exhibit

**Description of Project:** The Banning Library District is an independent library district operating in the City of Banning. The Banning Library District operates the Banning Public Library and the Cabazon Branch Library. The communities of Cabazon, Whitewater and, Snow Creek are within the Banning Library District boundary but are currently underrepresented and are not receiving adequate library services. Portions of the cities of Desert Hot Springs and Palm Springs also lie within the Banning Library District Boundary. It is therefore proposed that the designated Areas 1 and 2 on the attached exhibit, of which these communities are a part, be detached from the Banning Library District.

**Name of Public Agency Approving Project:** County of Riverside Economic Development Agency

**Name of Person or Agency Carrying Out Project:** County of Riverside Economic Development Agency

**Exempt Status:** California Environmental Quality Act (CEQA) General Rule Exemption Section 15061 (b) (3)

**Reasons Why Project is Exempt:** The project is exempt from the provisions of CEQA specifically by CEQA Guidelines:

- Section 15061 (b) (3) – Where it can be seen with certainty, there is no possibility that the proposed detachment may have a significant effect on the environment.

Signed: *Claudia Steiding* Date: *April 13, 2011*

Claudia Steiding, Senior Environmental Planner  
County of Riverside, Economic Development Agency

COUNTY CLERK  
Neg Declaration/Ntc Determination  
Filed per P.R.C. 21152  
POSTED

APR 13 2011

Removed: \_\_\_\_\_  
By: \_\_\_\_\_ Dept.  
County of Riverside, State of California

[www.rivcoeda.org](http://www.rivcoeda.org)

Administration  
Aviation  
Business Intelligence  
Cultural Services  
Community Services  
Custodial

Housing  
Housing Authority  
Information Technology  
Maintenance  
Marketing

Economic Development  
Edward-Dean Museum  
Environmental Planning  
Fair & National Date Festival  
Foreign Trade  
Graffiti Abatement

Parking  
Project Management  
Purchasing Group  
Real Property  
Redevelopment Agency  
Workforce Development

STATE OF CALIFORNIA - THE RESOURCES AGENCY  
DEPARTMENT OF FISH AND GAME  
**ENVIRONMENTAL FILING FEE CASH RECEIPT**

Receipt #: 201100313

State Clearinghouse # (if applicable): \_\_\_\_\_

Lead Agency: RIVERSIDE COUNTY E.D.A. Date: 04/13/2011

County Agency of Filing: Riverside Document No: 201100313

Project Title: PROPOSED DETACHMENT OF AREAS 1 AND 2 FROM BANNING LIBRARY DISTRICT

Project Applicant Name: RIVERSIDE COUNTY E.D.A. Phone Number: \_\_\_\_\_

Project Applicant Address: P.O. BOX 1180 RIVERSIDE CA 92502

Project Applicant: Local Public Agency

CHECK APPLICABLE FEES:

- |   |         |
|---|---------|
| <input type="checkbox"/> Environmental Impact Report  | _____   |
| <input type="checkbox"/> Negative Declaration   | _____   |
| <input type="checkbox"/> Application Fee Water Diversion (State Water Resources Control Board Only)     | _____   |
| <input type="checkbox"/> Project Subject to Certified Regulatory Programs                               | _____   |
| <input checked="" type="checkbox"/> County Administration Fee   | \$64.00 |
| <input type="checkbox"/> Project that is exempt from fees (DFG No Effect Determination (Form Attached)) |         |
| <input checked="" type="checkbox"/> Project that is exempt from fees (Notice of Exemption)              |         |

**Total Received** \$64.00

Signature and title of person receiving payment: 

Notes: