

**RESOLUTION NO. 09 -80**

**A RESOLUTION OF THE RIDGECREST CITY COUNCIL PROPOSING PROCEEDINGS FOR ANNEXATION OF TERRITORY TO THE CITY OF RIDGECREST IDENTIFIED AS ANNEXATION NO. 17-1 LOCATED ON 40.6 AC. NORTH OF THE NW CORNER OF KENDALL AVE. AND S. NORMA ST. APN-510010- 06 & 07 (TAFT CORP.) AND ANNEXATION 17-2 LOCATED ON 23.92 AC. NORTH OF RIDGECREST BLVD AND EAST OF AND INCLUDING BRADY ST. ,THE NORTH 1/2 OF LAS FLORES AVE. AND WEST % OF GARTH ST. APN-455-100-07 (PAM RIDGECREST VENTURE LLC)**

**WHEREAS**, the Planning Commission of the City of Ridgecrest, "in accordance with the provisions of Section 65353 of the Government code, held a public hearing on Tuesday November 24, 2009, on the proposed annexation of certain properties to the City of Ridgecrest known as Annexation No. 17-1 and 17-2, notice of time and place of hearing having been given at least ten (10) calendar days before said hearing by publication in the Daily Independent, a local newspaper of general circulation; and

**WHEREAS**, by Resolution No. PC-09-26 on November 24, 2009, the Planning Commission recommended approval of the Zoning Designation for the annexation area 17-1 and by Resolution No. PC-09-29 on November 24, 2009, the Planning Commission recommended approval of the Zoning Designation for the annexation area 17-2 and this Council has fully considered the finding made by the Planning Commission as set forth in those Resolutions; and

**WHEREAS**, the City of Ridgecrest desires to propose a change of organization, to wit, the annexations to the City of Ridgecrest of the hereinafter-described territory, pursuant to Section 56654 of the Government Code of the State of California; and

**WHEREAS**, the proposed annexation territory is within and consistent with the City of Ridgecrest Sphere of Influence boundary; and

**WHEREAS**, the City of Ridgecrest agrees to annex the territory located a. 17-1 on 40.6 ac. North of the NW corner of Kendall Ave and S. Norma St and b. 17-2 on 23.92 ac. North of Ridgecrest Blvd. and East of and including Brady St., the North one-half of Las Flores Ave. and the West % of Garth St.; and

**WHEREAS**, the City has agreed to serve the territory upon annexation; and

**WHEREAS**, the property owners of the territory have consented to annexation; and

**NOW, THEREFORE, BE IT RESOLVED THAT THE RIDGECREST CITY COUNCIL** hereby finds and determines as follows:

1. That the City of Ridgecrest hereby proposes the annexation to the City of Ridgecrest the territory in the legal descriptions in Exhibits 17-1 "A" and 17-2 "A" and as shown on maps marked Exhibits 17-1 "B" and 17-2 "B" as approved by the Kern County Surveyors Office attached hereto and made a part of this resolution as though fully set forth herein located;

17-1 on 40.6 ac. North of the NW corner of Kendall Ave and S. Norma St and

17-2 on 23.92 ac. North of Ridgecrest Blvd. and East of and including Brady St. and the North one-half of Las Flores Ave. and;

2. That a plan for providing services within the affected territory of the proposed annexation, in accordance with the provisions of Section 56653 of the Government Code, is marked as Exhibit "C", attached hereto and made a part hereof as through fully set forth herein;
3. That this proposal for change of organization, to wit, annexation, is made pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, and it is requested that proceedings be authorized for annexation in accordance therewith;
4. That the reasons for the proposed change of organization are that the owners of the affected territory desire to receive municipal services from the City of Ridgecrest, and the City desires to receive tax revenues for benefits given and to be given to the territory proposed to be annexed;
5. That the Planning Commission recommend for approval the proposed annexation territories:

17-1: On November 24,2009 the Annexation approved by Resolution PC-09-27, a Mitigated Negative Declaration adopted by Resolution 09-25 and approval of Zoning Designation by Resolution PC-09-26.;

17-2: On November 24,2009 the Annexation approved by Resolution PC-09-30, a Mitigated Negative Declaration adopted by Resolution 09-25, and approval of Zoning Designation by Resolution PC-09-29.

and the City Council has determined the Mitigated Negative Declarations as submitted to be adequate for the annexation proposal and are hereby submitted to the City Council for consideration.

6. That the laws and regulation relating to the preparation and adoption of the Mitigated Negative Declaration as set forth in the California Environmental Quality Act and the City of Ridgecrest have been duly followed.
7. That the territory proposed for annexation as described herein has been determined to be uninhabited pursuant to Section 56046 of the Government Code.
8. That the territory proposed for annexation as described herein has been determined to have 100% of property owners consenting to annexation.
9. That the territory proposed for annexation as described herein is within the City of Ridgecrest Sphere of Influence Boundary.
10. That the Local Agency Formation Commission waive the protest hearing proceedings pursuant to Part 4, commencing with Section 57000 of the CorteseKnox-Hertzberg Local Government Reorganization Act of 2000.

11. That the names and the officers of the City of Ridgecrest who are to be furnished with copies of the Executive Officer's Report and who are to be given mailed Notice of Hearing, if any, are:

City Clerk  
City of Ridgecrest  
100 West California Avenue  
Ridgecrest, CA 93555

Harvey Rose  
City Manager  
City of Ridgecrest  
100 West California Avenue  
Ridgecrest, CA 93555

James McRea  
Director of Public Services  
100 West California Avenue  
Ridgecrest, CA 93555

12. That the appropriate City officials shall file ten (10) copies of this Resolution, with Exhibits, with the Executive Officer of the Local Agency Formation Commission of Kern County at 5300 Lennox Street, Suite 303, Bakersfield, California 93309.

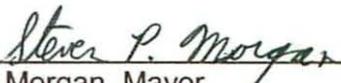
**APPROVED AND ADOPTED** this 16th day of December, 2009, by the following vote:

**AYES: Mayor Morgan, Council Members Carter, Wiknich, Holloway, Taylor**

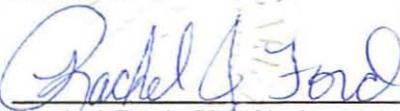
**NOES: None**

**ABSENT: None**

**ABSTAIN: None**

  
\_\_\_\_\_  
Steven Morgan, Mayor

ATTEST:

  
\_\_\_\_\_  
Rachel Ford, City Clerk

EXHIBITS: A - Legal Descriptions  
B - Maps  
C - Plan For Services  
D - Mitigated Negative Declarations

