
STANISLAUS LAFCO

Stanislaus Local Agency Formation Commission

1010 – 10 th Street, 3rd Floor ♦ Modesto, CA 95354

(209) 525-7660 ♦ FAX (209) 525-7643

www.stanislauslafco.org

OUT OF BOUNDARY SERVICE APPLICATION

AGENCY TO EXTEND SERVICE:

AGENCY NAME: City of Modesto

CONTACT PERSON: William Wong, Director of Utilities, Utility Department

ADDRESS: 1010 10th St. Suite 4500, PO Box 642, Modesto, CA 95353

PHONE: (209) 571-5801 FAX: (209) 522-1780 E-MAIL: wwong@modestogov.com

CONTRACTING PARTY:

NAME OF PROPERTY OWNER: Multiple property owners

SITE ADDRESS: Rouse/Colorado neighborhoods (See Attachment A- Project Area Map)

PHONE: N/A FAX: N/A E-MAIL: N/A

CONTRACT NUMBER/IDENTIFICATION: N/A

ASSESSOR PARCEL NUMBER(S): Multiple APNs (See attached project map)

ACREAGE: Rouse/Colorado: approx. 154 acres

The following application questions are intended to obtain enough data about the proposal to allow the Commission and staff to adequately assess the service extension. By taking the time to fully respond to the questions below, you can reduce the processing time for this application. You may include any additional information that you believe is pertinent. Use additional sheets where necessary.

1. (a) List type of service(s) to be provided by this application:

City of Modesto Sanitary Sewer conveyance and treatment services to the Rouse/Colorado neighborhood located in the western unincorporated area of Modesto, referred to as the "West Modesto Sewer Infrastructure Project- Rouse-Colorado Neighborhood".

- (b) Are any of the services identified in 1-a "new" services to be offered by the agency? If yes, please provide explanation.

Yes, sewer service infrastructure would be extended to provide sewer connection laterals to infill properties located within the project area, whose septic systems are beginning to fail. The system will re-direct flows from septic systems to City of Modesto public sewer facilities.

2. Please provide a description of the service agreement/contract. (Included in this description should be an explanation as to why a jurisdictional change is not possible at this time and if this extension is an emergency health and safety situation.)

Individual "Outside Service Agreements and Agreement to Waive Protest to Annexation" will be executed with individual property owners as properties are connected (See Attachment B- Example City Agreement). The sewer extension is to address health and safety concerns from failing septic systems in economically disadvantaged unincorporated communities.

3. Is annexation of the territory by your agency anticipated at some future time? Please provide an explanation.

At this time, only an "out of boundary" service extension is being requested to mitigate failing septic systems. A number of additional infrastructure improvements are still needed in the project areas in order to meet City standards. It is acknowledged and anticipated that annexation of the area into the City of Modesto will occur in the future.

4. Is the property to be served within the Agency's sphere of influence?

Yes, the areas proposed are within the City of Modesto Sphere of Influence.

5. If the service extension is for development purposes, please provide a complete description of the project to be served.

Extension of sewer lines and connection laterals will serve existing unincorporated properties whose septic systems are beginning to fail. The extension will serve existing developed properties and remaining infill (vacant and underdeveloped) properties within the proposed areas.

6. Has an environmental determination been made for this proposal? If yes, provide a copy. If no, please provide an explanation.

Yes, the Stanislaus County Board of Supervisors approved a Notice of Determination for the West Modesto Sewer Infrastructure project (See Attachment C and D). An electronic copy of the CEQA Initial Study and of the NEPA Finding of No Significant Impact determination were provided.

7. Are there any land use entitlements involved in the project or contract? If yes, please provide a copy of the documentation for this entitlement. Please check those documents attached:

- Tentative Map and Conditions
- Subdivision Map or Parcel Map
- Specific Plan
- General Plan Amendment
- Rezoning
- Other - (provide explanation) The proposed areas are existing, developed County neighborhoods of mostly residential and a few commercial land uses.

8. Please provide a map showing existing facilities and proposed extensions and a detailed description of how services are to be extended to the property. Your response should include, but not be limited to, an explanation of distance for connection to existing infrastructure to the site; and cost of improvements, how financing is to occur, and any special financing arrangement for later repayment.
See Attachment E- Proposed Connections Map

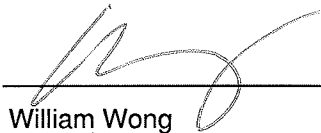
CERTIFICATION

I hereby certify that the statement furnished above and in the attached exhibits present the data and information required for this evaluation of service extension to the best of my ability, and that the facts, statement, and information presented herein are true and correct to the best of my knowledge and belief.

SIGNED:

PRINTED NAME:

DATED:



William Wong

7/27/22

REQUIRED ATTACHMENTS:

1. Copy of the proposed agreement.
2. Map showing the property to be served, existing agency boundary, and the location of infrastructure to be extended.
3. Application fee.

Please forward the completed form and related information to:

Stanislaus Local Agency Formation Commission
Attn: Executive Officer
1010 10th Street, 3rd Floor
Modesto, CA 95354

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INDEMNITY AGREEMENT

As part of this application, the applicant agrees to defend, indemnify, hold harmless and release the Stanislaus Local Agency Formation Commission (LAFCO), its officers, employees, attorneys, or agents from any claim, action or proceeding brought against any of them, the purpose of which is to attack, set aside, void, or annul, in whole or in part, LAFCO's action on a proposal or on the environmental documents submitted to support it. This indemnification obligation shall include, but not be limited to, damages, costs, expenses, attorney fees, and expert witness fees that may be asserted by any person or entity, including the applicant arising out of or in connection with the application.

Date: 2/22/22

APPLICANT OR APPLICANT'S REPRESENTATIVE:

(Proof of authority must be provided)

Signature: _____

Name: _____

Title: _____

Agency: _____

Address: _____


William Wong

Director of Utilities

City of Modesto

1010 10th St., Suite 4500 - P.O. Box 642

Modesto, CA 95353