

*Meeting #675*

CAPISTRANO BAY DISTRICT  
AGENDA REPORT  
*July 29, 2021*

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*Old Business*

## **ITEM 9b**

### LAFCO/Expanding District Powers

The District filed an application to LAFCO on May 18, 2021. Since then both LAFCO and District staff have had two phone meetings to discuss the details of our interest in expanding powers and what will be required of the District to get to the finish line.

The District has paid a fee of \$6700 and in return, while LAFCO seems to be positive, we have been issued a guide (see following page) indicating the steps required of the District.

District staff will begin addressing the requirements immediately after the Board completes the budget approval.

# ITEM 9b

## Activation of Latent Powers Plan for Service Review Requirements

Government Code Sections 56653(b) and 56824.12(a) outline the requirements for a Plan for Service prepared for the activation of a latent power.

### **General Requirements for All LAFCO Proposals (Government Code §56653(b)):**

- An enumeration and description of the services to be extended to the affected territory.
- The level and range of those services.
- An indication of when those services can feasibly be extended to the affected territory.
- An indication of any improvement or upgrading of structures, roads, sewer or water facilities, or other conditions the local agency would impose or require within the affected territory if the change of organization or reorganization is completed.
- Information with respect to how those services will be financed.
- Any additional information required by the Commission or LAFCO Executive Officer.

### **Special Requirements for Latent Power Activation (Government Code §56824.12(a)):**

- The total estimated cost to provide the new or different function or class of services within the special district's jurisdictional boundaries.
- The estimated cost of the new or different function or class of services to customers within the special district's jurisdictional boundaries. The estimated costs may be identified by customer class.
- An identification of existing providers, if any, of the new or different function or class of services proposed to be provided and the potential fiscal impact to the customers of those existing providers.
- A written summary of whether the new or different function or class of services or divestiture of the power to provide particular functions or classes of services, within all or part of the jurisdictional boundaries of a special district, pursuant to subdivision (b) of Section 56654, will involve the activation or divestiture of the power to provide a particular service or services, service function or functions, or class of service or services.
- A plan for financing the establishment of the new or different function or class of services within the special district's jurisdictional boundaries.
- Alternatives for the establishment of the new or different functions or class of services within the special district's jurisdictional boundaries.