



**Kern Local Agency
Formation Commission**
5300 Lennox Ave. Suite 303
Bakersfield, CA 93309
661-716-1076
www.co.kern.ca.us/lafco/

OUT OF AGENCY BOUNDARY NEW OR EXTENDED SERVICE APPLICATION

Background:

Government Code 56133 requires districts and cities request and obtain LAFCo approval of any new or extended services outside the agency's existing boundaries. For LAFCo to approve the request, the area to be served must be within the sphere of influence of the agency, and annexation of the territory anticipated unless there is a threat to public health and safety.

LAFCo approval of out of agency agreements is a discretionary action. As such, these approvals are subject CEQA. The lead agency for out-of-agency service contract requests will usually be the agency proposing or agreeing to extend services.

This section does not apply to:

- contracts or agreements solely involving two or more public agencies where the public service to be provided is an alternative to, or substitute for, public services already being provided by an existing public agency.
- contracts for the transfer of non-potable or non-treated water.
- contracts or agreements solely involving the provision of surplus water to agricultural lands, for projects that serve conservation purposes, or directly support agricultural industries.
- an extended service that a city or district was providing on or before January 1, 2001.
- a local publicly owned electric utility, as defined by section 9604 of the public utilities code, providing electric services that do not involve the acquisition, construction, or installation of electric distribution facilities by the local publicly owned electric utility, outside of the utility's jurisdictional boundary.
- a fire protection contract, as defined in subdivision (a) of section 56134.

Approval from the LAFCo Commission is required before any surplus water is provided to a project that will support or induce development.

**OUT OF AGENCY BOUNDARY
NEW OR EXTENSION OF SERVICES APPLICATION**

LOCAL AGENCY FORMATION COMMISSION OF KERN COUNTY

5300 Lennox Ave. Suite 303

Bakersfield, CA 93309

Office: (661) 716-1076 Fax: (661) 716-1080

APPLICATION INFORMATION

Agency Name: _____

Agency Address: _____

Contact Person: _____ Phone: _____

Email: _____

Land Owner: _____ Phone: _____

Email: _____

Mailing Address: _____

Property Address or Description Property (Include Current Land Use): _____

PROJECT INFORMATION

Please provide the following information. You may attach additional sheets as needed.

1. Type of service to be provided:

2. Reason for out of agency service contract:

3. Project area within agency's Sphere of Influence? Yes: ☐ No: ☐

If "No", a sphere of influence amendment should be provided with this application. If an amendment is not being requested, provide documentation of existing or impending threat to public health or safety.

Document Attached: ☐

4. Explain why annexation is not being considered as an alternative to providing services outside the agency's jurisdictional boundaries at this time.

5. Is annexation of the project area anticipated in the future?

Yes: ☐ No: ☐

If yes, what are the agency's plans and time lines for it?

Provide relevant information, which demonstrates that the service contract is in anticipation of a future annexation.

6. If development is proposed on the property, provide a description of the proposed project.

7. Provide a detailed description of how services are to be extended to the property/ies (e.g., infrastructure, sewer connections, cost of improvements, etc).

8. How is financing to occur?

ENVIRONMENTAL REVIEW

Include a copy of environmental review conducted for the project. If exempt, provide a copy of the Notice of Exemption.

MAPS

Provide a vicinity map indicating the property/ies, district or city boundary, current sphere of influence, and relevant proposed and existing infrastructure.

AGREEMENT/CONTRACT

Please attach a copy of the proposed agreement or contract.

Date Completed: _____

By: _____