



San Luis Obispo Local Agency Formation Commission

TO: MEMBERS OF THE COMMISSION

**FROM: ROB FITZROY, EXECUTIVE OFFICER
IMELDA MARQUEZ, ANALYST**

DATE: DECEMBER 15, 2022

SUBJECT: LAFCO FILE 3-R-22: SPHERE OF INFLUENCE AMENDMENT AND ANNEXATION #19 TO CAYUCOS SANITARY DISTRICT (VALLEY LOT)

RECOMMENDATION

It is recommended that the Commission continue, by motion, LAFCO File No. 3-R-22: Sphere of Influence (SOI) Amendment and Annexation #19 to Cayucos Sanitary District (Valley Lot) to a future meeting, that is to be determined, for the purpose of allowing the County and the applicant time to resolve a pending appeal on County File No. DRC2019-00262 and until the project is fully entitled/approved.

DISCUSSION

An application was submitted to LAFCO for a proposed SOI amendment and Annexation #19 (Valley Lot) to Cayucos Sanitary District on June 22, 2022, through a landowner petition. The Valley Lot property wishes to receive service from the Cayucos Sanitary District for a two-level single-family residence of approximately 1,970 square feet with a 550 square-foot garage approved by the County of San Luis Obispo (County File No. DRC2019-00262).

LAFCO staff processed the application in accordance with all applicable provisions of the government code and sent referrals to affected agencies. LAFCO issued a 30-day review letter dated July 19, 2022, placing the application on hold per government code section 56658 (g). Items in the letter were addressed and therefore staff issued the 21-day notice of hearing on November 23, 2022.

After legal noticing was issued on November 23, 2022, it was disclosed on November 28, 2022 to LAFCO that County File No. DRC2019-00262 was appealed on June 19, 2022 to the Board of Supervisors shortly after Planning Commission

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approval (it should be noted that the project is located in the Coastal Zone and is also subject to appeal to the Coastal Commission). This means that the project is still pending and is not considered fully entitled/approved by the local land use authority. As such, the item is not ready for the Commission to consider. LAFCO staff informed the applicant on November 28, 2022 that the item would be continued, and the project would remain on hold until fully entitled/approved. In conclusion, staff recommends the Commission continue this item until all land use authority appeals have been exhausted and the project has been approved.

Important note: although this item is recommended for continuance, this hearing is necessary to hold and must be opened to the public due to the legal notice that was provide to the public. Once this item is ready for Commission consideration in the future, it will be re-noticed in accordance with standard procedures.