

RESOLUTION NO. 2012-_____

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MERCED, CALIFORNIA, MAKING
APPLICATION TO THE LOCAL AGENCY
FORMATION COMMISSION FOR EXPANSION
OF THE CITY'S SPHERE OF INFLUENCE**

WHEREAS, The City Council of the City of Merced held a duly noticed public hearing on September 19, 2011, October 17, 2011, November 7, 2011 and January 3, 2012, on the adoption of the Merced Vision 2030 General Plan and certification of its Environmental Impact Report (EIR), which includes a proposed expansion of the Sphere of Influence (SOI) as described in Exhibit A, attached hereto, and considered all information and testimony presented at said hearing; and,

WHEREAS, The City of Merced desires to expand its SOI consistent with its adoption of the Merced Vision 2030 General Plan and EIR certification.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCED DOES HEREBY RESOLVE, DETERMINE, FIND, AND ORDER AS FOLLOWS:

SECTION 1. The City Manager is directed to prepare and the City Clerk is directed to submit to the Executive Officer of the Merced County Local Agency Formation Commission a request to expand the City's SOI pursuant to Government Code 56428, together with a certified copy of this Resolution.

SECTION 2. This action is taken based on the following findings:

- A. An EIR has been prepared and considered prior to approval of the project.
- B. A public hearing has been held and public testimony and comments heard, submitted and considered.
- C. The proposal is not injurious to the public health, safety, or welfare.
- D. The proposal, if approved, would be consistent with the City General Plan.

E. The proposal is in compliance with the requirements of the Merced Municipal Code.

PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the ____ day of _____ 2012, by the following vote:

AYES: Council Members:

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

APPROVED:

Mayor

ATTEST:
JOHN M. BRAMBLE, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

(SEAL)

APPROVED AS TO FORM:

Ken Ayed 12/15/11
City Attorney Date