

**ALAMEDA LOCAL AGENCY FORMATION COMMISSION  
RESOLUTION NO. 2006-36**

**APPROVING AN UPDATE TO THE SPHERE OF INFLUENCE FOR THE  
CITY OF ALBANY**

**WHEREAS**, Government Code Section 56425 et seq. requires the Local Agency Formation Commission (LAFCo) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

**WHEREAS**, Government Code Section 56425(f) requires that LAFCo review and update the adopted SOI boundaries, as necessary, not less than once every five years; and

**WHEREAS**, Government Code Section 56430 requires that a municipal services review be conducted prior to or in conjunction with a SOI update; and

**WHEREAS**, LAFCo conducted a municipal services review of the services provided by the City of Albany and adopted written determinations as required by Government Code Section 56430 on May 11, 2006; and

**WHEREAS**, the City of Albany provides police, fire, paramedic, ambulance transport, stormwater, park, recreation, wastewater, and street maintenance services directly; library and street light maintenance through contracts with the County; and solid waste collection and street sweeping services through contracts with private companies, within the City limits; and

**WHEREAS**, the City of Albany incorporated in 1908; and

**WHEREAS**, the City lies in the northwestern corner of Alameda County, bordered by the cities of El Cerrito, Kensington and Richmond to the north and the City of Berkeley on both the east and south; and

**WHEREAS**, Albany's SOI was established by LAFCo in 1983 and is coterminous with its boundaries; and

**WHEREAS**, no subsequent boundary or SOI changes have occurred.

**WHEREAS**, no change in regulation, land use or development will occur as a result of updating the City's SOI; and

**WHEREAS**, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the location of this SOI map; and

**WHEREAS**, the SOI was duly considered at a public hearing held on July 13, 2006; and

**WHEREAS**, the Alameda LAFCo heard and received all oral and written protests, objections and evidence that were made, presented or filed, and all persons present were given an opportunity to appear and be heard with respect to any matter pertaining to said action.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED** that the Alameda LAFCo hereby:

1. Retain the existing SOI for the City of Albany, which is coterminous with its boundary, as generally depicted in Exhibit A attached hereto.
2. Adopt the following SOI Policy:
  - Related Policy Recommendation #1: LAFCo should encourage the Alameda County Mosquito Abatement District to initiate annexation of the territory within the Albany City limits.

3. Consider the criteria set forth in Government Code Section 56425(e) and determine as follows:
  - a. *The present and planned land uses in the area, including agricultural and open-space lands* – Land uses are primarily residential with two distinctive commercial areas along San Pablo and Solano Avenues as well as industrial uses along Interstate 80. Planned land uses include redevelopment to mixed uses. The City has a small amount of open space mainly located in the western portion of the City. The SOI is consistent with planned land uses.
  - b. *The present and probable need for public facilities and services in the area* – Albany’s growth is expected to occur primarily through infill development, redevelopment, and conversion and intensification opportunities throughout the community. The City’s land use policy goals include promoting a mix of commercial development and increasing economic vitality of industrial areas. The General Plan (1990) anticipates residential growth as a result of the construction of University of California, Berkeley housing facilities at UC Village.
  - c. *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* – For the most part, municipal services provided in the city are adequate with the exception of police, wastewater and street service. Albany had a lower FBI crime clearance rate in 2000 than the County median. The Regional Water Quality Control Board requires replacement of portions of the wastewater collection system that are old and fragile. Pavement backlog in the City exceeds \$200,000 per street mile. Albany reported that over half of streets need rehabilitation and a small portion of streets was rehabilitated in FY 2004-05. The City conducts productivity monitoring to improve service efficiency.
  - d. *The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* - Economic communities include commercial centers on San Pablo and Solano Avenues, the UC Village, the Golden Gate Fields racetrack and the industrial areas along Eastshore Highway.
  - e. *The existence of agricultural preserves or other important agricultural or open space land in the area which could be considered within an agency's SOI, and the effect on maintaining the physical and economic integrity of such resources in the event that such resources are within a SOI of a local governmental agency* – Only nine percent of the land area in the City limits is open space, including public and privately owned land. Open spaces along the City’s western edge include Albany Hill and the waterfront. No agricultural, open space or Williamson Act lands will be affected as no changes in the SOI are proposed.
4. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), this SOI update is categorically exempt under Section 15061(b)(3) of the CEQA Guidelines.
5. Direct staff to file a Notice of Exemption as lead agency under Section 15062 of the CEQA Guidelines.

\* \* \* \* \*

This Resolution was approved and adopted by the Alameda Local Agency Formation Commission at a regular meeting held on July 13, 2006, at 7051 Dublin Boulevard in Dublin, California on the motion made by Commissioner Foulkes, seconded by Commissioner Kamena, and duly carried.

Ayes: 7 (Commissioners Combs, Foulkes, Steele, Miley, Lockhart, Kamena, and Sblendorio)>  
 Noes: 0  
 Excused: 0

/Janet Lockhart/

Janet Lockhart, Chair, Alameda LAFCo

Approved as to Form:

By: 

Brian Washington, LAFCo Legal Counsel

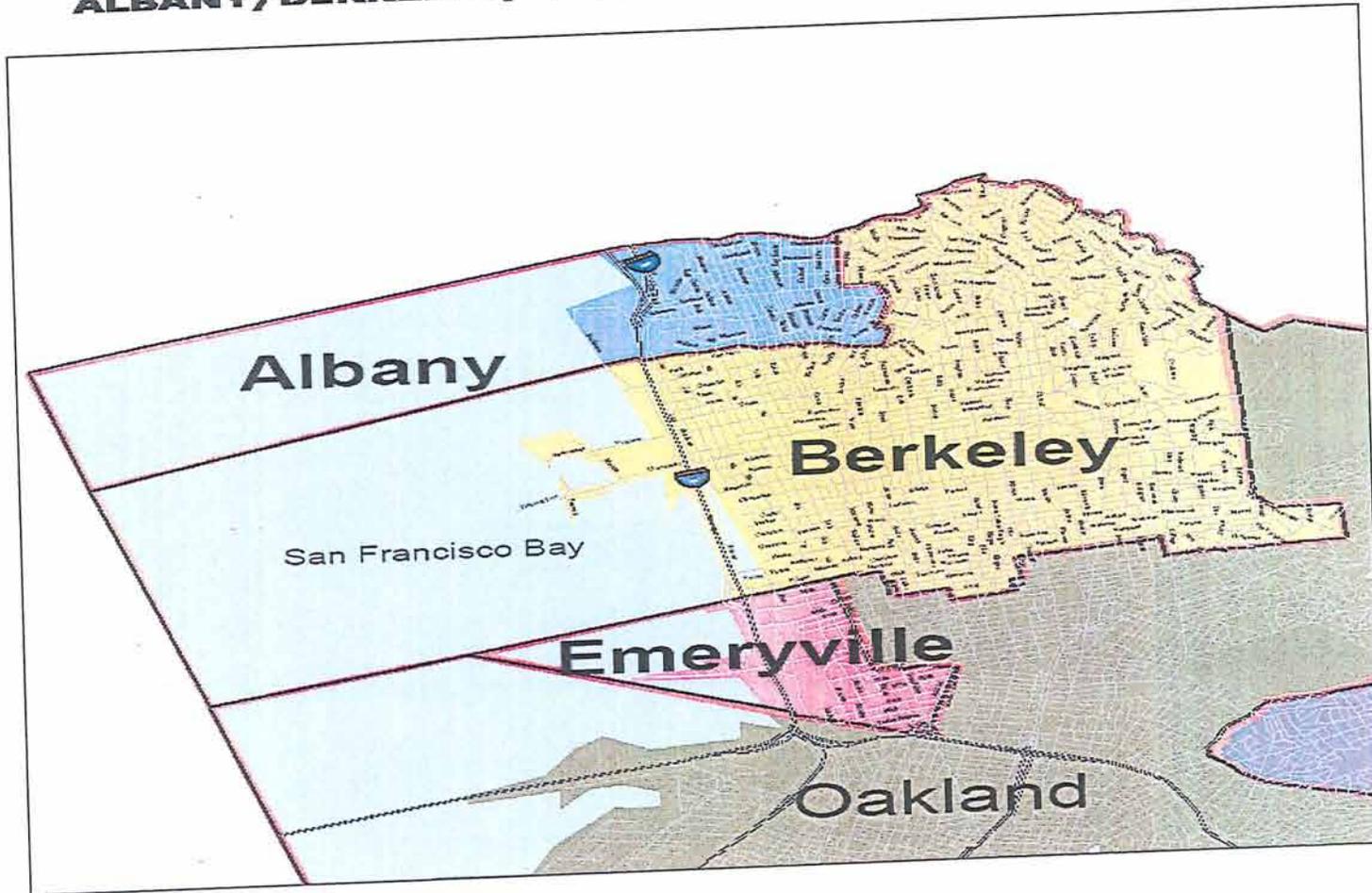
**CERTIFICATION:** I hereby certify that the foregoing is a correct copy of a resolution adopted by the Alameda Local Agency Formation Commission, Oakland, California.

Attest:   
Crystal Hishida Graff, LAFCo Executive Officer

Date: 7/27/06

Exhibit A

**ALBANY/BERKELEY/EMERYVILLE CITY LIMITS & SOI**



Alameda County Reference Map

