

San Simeon CSD – Dissolution Application Package

Government Code – Application Checklist and Response Summary

Date Updated – April 8, 2024

Gov Code Section		Checklist and Comments
56652	Each application shall be in the form as the commission may prescribe and shall contain all of the following information:	
(a)	A petition or resolution of application initiating the proposal.	The dissolution application is initiated by resolution.
(b)	A statement of the nature of each proposal.	<p>The plan is for a complete transfer of San Simeon Community Services District’s (CSD) present active services, which include water, wastewater treatment, road maintenance, street lighting, and weed abatement, to the County of San Luis Obispo. The proposal requires the formation of a new county service area. There would be no change in the level of services provided or in the affected territory.</p> <p>San Simeon CSD would be dissolved, and a new County Service Area (CSA) would be formed to provide the same services. This would involve transferring management, administration, operations, and financial responsibilities.</p>
(c)	A map and description, acceptable to the executive officer, of the boundaries of the affected territory for each proposed change of organization or reorganization.	The San Simeon Acres CSD Articles of Formation contain the legal description that has been plotted out on the Arbuckle tract map. The present LAFCO map for SSCSD is incorrect.
(d)	Any data and information as may be required by any regulation of the commission.	TBD
(e)	Any additional data and information, as may be required by the executive officer,	TBD

	pertaining to any of the matters or factors which may be considered by the commission.	
(f)	The names of the officers or persons, not to exceed three in number, who are to be furnished with copies of the report by the executive officer and who are to be given mailed notice of the hearing.	SSCSD Chairperson, Interim General Manager, and District Counsel
56653		
(a)	If an application for a change of organization or reorganization is submitted pursuant to this part, the applicant shall submit a plan for providing services within the affected territory.	<p style="text-align: center;">PLAN FOR SERVICES (PFS)</p> Plan for Services Status - Drafted 4/9/2024 See the separate Plan for Services document submitted as part of the application and prepared in accordance with Section 56653
(b)	The plan for providing services shall include all of the following information and any additional information required by the commission or the executive officer:	Response in separate PFS submission
(b)(1)	An enumeration and description of the services currently provided or to be extended to the affected territory.	Response in separate PFS submission
(b)(2)	The level and range of those services.	Response in separate PFS submission
(b)(3)	An indication of when those services can feasibly be extended to the affected territory, if new services are proposed.	Not applicable – No new services are proposed.
(b)(4)	An indication of any improvement or upgrading of structures, roads, sewer or	Response in separate PFS submission

	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.	
(b)(5)	Information with respect to how those services will be financed.	Response in separate PFS submission
56654 (a)	An application for a change of organization or a reorganization may be made by the adoption of a resolution of application by the legislative body of an affected local agency, except as provided in subdivision (b).	This application is made by the legislative above of the affected local agency, San Simeon Community Services District.
(b)	Notwithstanding Section 56700, an application for a change of organization that involves the exercise of new or different functions or classes of services, or the divestiture of the power to provide particular functions or classes of services, within all or part of the jurisdictional boundaries of a special district, shall only be initiated by the legislative body of that special district in accordance with Sections 56824.10, 56824.12, and 56824.14.	
(c)	At least 21 days before the adoption of the resolution, the legislative body may give mailed notice of its intention to adopt a resolution of application to the commission and to each interested agency and each subject agency. The notice shall generally	

	describe the application and the affected territory.	
(d)	Except for the provisions regarding signers and signatures, a resolution of application shall contain all of the matters specified for a petition in Section 56700 and shall be submitted with a plan for services prepared pursuant to Section 56653.	The applications addresses each item in Sections 56700 and 56653
56700 (a)	A proposal for a change of organization or a reorganization may be made by petition. The petition shall do all of the following:	Per 56824.12 (a) below, although the change is being initiated by resolution rather than petition, the following petition subsection requirements must be met except for (a)(6).
(a)(1)	State that the proposal is made pursuant to this part.	The proposal is made by San Simeon CSD resolution, not by petition.
(a)(2)	State the nature of the proposal and list all proposed changes of organization.	<p>The plan is for a complete transfer of San Simeon Community Services District's (CSD) present active services, which include water, wastewater treatment, road maintenance, street lighting, and weed abatement, to the County of San Luis Obispo. The proposal requires the formation of a new county service area. There would be no change in the level of services provided or in the affected territory.</p> <p>San Simeon CSD would be dissolved, and a new County Service Area (CSA) would be formed to provide the same services. This would involve transferring management, administration, operations, and financial responsibilities.</p>

(a)(3)	Set forth a description of the boundaries of affected territory accompanied by a map showing the boundaries.	Duplicate PFS requirement. The San Simeon Acres CSD Articles of Formation contain the legal description that has been plotted out on the Arbuckle tract map. The present LAFCO map for SSCSD is incorrect.
(a)(4)	Set forth any proposed terms and conditions	
(a)(5)	State the reason or reasons for the proposal.	See the separate Summary and Background document submitted as part of the application and prepared in accordance with this section.
(a)(6)	State whether the petition is signed by registered voters or owners of land.	Not Applicable for application by district resolution
(a)(7)	Designate up to three persons as chief petitioners, setting forth their names and mailing addresses.	TBD – Do they need to be residents?
(a)(8)	Request that proceedings be taken for the proposal pursuant to this part.	
(a)(9)	State whether the proposal is consistent with the sphere of influence of any affected city or affected district.	
(b)	A petition for a proposal for a change of organization or a reorganization that includes the consolidation of two or more special districts not formed pursuant to the same principal act, in addition to the requirements set forth in subdivision (a), shall do either of the following:	

(b)(1)	Designate the district that shall be the successor and specify under which principal act the successor shall conduct itself.	The formation of a County Service Area (CSA) is required as the successor. The new CSA shall conduct itself under the principal act for CSA's Gov. Code Sections 25210-25217.4
(b)(2)	State that the proposal requires the formation of a new district and includes a plan for services prepared pursuant to Section 56653.	The formation of a County Service Area is required as the successor. See the separate Plan for Services document submitted as part of the application and prepared in accordance with Section 56653
56824.12 (a)	A proposal by a special district to provide a 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, shall be made by the adoption of a resolution of application by the legislative body of the special district and shall include all of the matters specified for a petition in Section 56700, except paragraph (6) of subdivision (a) of Section 56700, and be submitted with a plan for services prepared pursuant to Section 56653. The plan for services for purposes of this article shall also include all of the following information:	Per LAFCO, this section is not required for the application. However, it was felt that helpful information would be provided by responding to these sections. Responses to this section are provided in Plan of Services document, Supplemental Responses.
(a)(1)	The total estimated cost to provide the new or different function or class of services within the special district's jurisdictional boundaries.	This section is addressed in the separate Plan of Services document, Supplemental Responses.
(a)(2)	The estimated cost of the new or different function or class of services to customers within the special district's jurisdictional	This section is addressed in the separate Plan of Services document, Supplemental Responses.

	boundaries. The estimated costs may be identified by customer class.	
(a)(3)	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.	This section is addressed in the separate Plan of Services document, Supplemental Responses.
(a)(4)	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.	This section is addressed in the separate Plan of Services document, Supplemental Responses.
(a)(5)	A plan for financing the establishment of the new or different function or class of services within the special district's jurisdictional boundaries.	This section is addressed in the separate Plan of Services document, Supplemental Responses.
(a)(6)	Alternatives for the establishment of the new or different functions or class of services within the special district's jurisdictional boundaries.	This section is addressed in the separate Plan of Services document, Supplemental Responses.
(b)	The clerk of the legislative body adopting a resolution of application shall file a certified copy of that resolution with the executive officer. Except as provided in subdivision (c), the commission shall process resolutions of application adopted pursuant	

	to this article in accordance with Section 56824.14.	
(c)(1)	Prior to submitting a resolution of application pursuant to this article to the commission, the legislative body of the special district shall conduct a public hearing on the resolution. Notice of the hearing shall be published pursuant to Sections 56153 and 56154.	Per LAFCO – Not Required for Dissolution
(c)(2)	Any affected local agency, affected county, or any interested person who wishes to appear at the hearing shall be given an opportunity to provide oral or written testimony on the resolution.	Per LAFCO – Not Required for Dissolution