

**RESOLUTION NO. 2024-192**

**RESOLUTION OF THE MAYOR AND CITY COUNCIL OF  
THE CITY OF SAN BERNARDINO, CALIFORNIA,  
APPROVING THE APPLICATION TO THE LOCAL  
AGENCY FORMATION COMMISSION TO PROVIDE CITY  
SEWER SERVICES TO A PROPERTY LOCATED AT 2179  
BLAKE STREET, SAN BERNARDINO, CALIFORNIA,  
WITHIN THE UNINCORPORATED COUNTY OF SAN  
BERNARDINO TERRITORY OF MUSCOY; AND  
AUTHORIZING THE CITY MANAGER TO EXECUTE AN  
IRREVOCABLE AGREEMENT TO ANNEX**

**WHEREAS**, SPSSM INVESTMENTS-IX, LP, a California Limited Partnership, the owner of the property located 2179 Blake Street, San Bernardino, California, in the unincorporated area known as Muscoy, also known as Assessor's Parcel Number 0268-031-07, has requested connection to the City of San Bernardino's sewage system; and

**WHEREAS**, said Property is located within the City's Sphere of Influences; and

**WHEREAS**, pursuant to Section 2.28.030 (Service outside City Limits) of the San Bernardino Municipal Code, the Mayor and City Council must approve any water and sewer service outside the corporate limits of the City of San Bernardino; and

**WHEREAS**, pursuant to California Government Code Section 56133, a city or district may provide new or extended services by contract or agreement outside its jurisdictional boundaries subject to approval from the Local Agency Formation Commission (LAFCO); and

**WHEREAS**, pursuant to Resolution No. 97-275 the property owner is requesting connection to the City's sewage system must pay all applicable fees required by the City, San Bernardino Municipal Water District, and LAFCO.

**BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF  
SAN BERNARDINO AS FOLLOWS:**

**SECTION 1.** The above recitals are true and correct and are incorporated herein by this reference.

**SECTION 2.** The Mayor and City Council of the City of San Bernardino hereby authorize an application to the LAFCO for the connection to the City's sewage system for property located at 2179 Blake Street, Assessor's Parcel Number 0268-031-07, more fully described as follows:

The East 50 feet of the North 143 feet of Lot 346

of Tract No. 2258, in the County of San Bernardino, State of California, as per Map on file in Book 32 Page(s) 72-77 inclusive of Maps, Records of San Bernardino County, California  
APN: 0268-031-07-0000

**SECTION 3.** The City Manager is hereby authorized to execute an Irrevocable Agreement to Annex No. 2024-379, a copy of which is attached as Exhibit “A”.

**SECTION 4.** The City Clerk of said City is hereby authorized and directed to file, or cause to be filed, a certified copy of this resolution with the Executive Officer of the LAFCO.

**SECTION 5.** The Mayor and City Council finds this Resolution is not subject to the California Environmental Quality Act (CEQA) in that the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty, as in this case, that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

**SECTION 6.** Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications, and to this end the provisions of this Resolution are declared to be severable.

**SECTION 7.** Effective Date. This Resolution shall become effective immediately.

**APPROVED** and **ADOPTED** by the City Council and signed by the Mayor and attested by the City Clerk this 4<sup>th</sup> day of September 2024.

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Helen Tran, Mayor  
City of San Bernardino

Attest:

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Genoveva Rocha, CMC, City Clerk

Approved as to form:

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Sonia Carvalho, City Attorney

CERTIFICATION

STATE OF CALIFORNIA )  
COUNTY OF SAN BERNARDINO) ss  
CITY OF SAN BERNARDINO )

I, Genoveva Rocha, CMC, City Clerk, hereby certify that the attached is a true copy of Resolution No. 2024-192, adopted at a regular meeting held on the 4<sup>th</sup> day of September 2024 by the following vote:

<u>Council Members:</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
SANCHEZ	_____	_____	_____	_____
IBARRA	_____	_____	_____	_____
FIGUEROA	_____	_____	_____	_____
SHORETT	_____	_____	_____	_____
REYNOSO	_____	_____	_____	_____
CALVIN	_____	_____	_____	_____
ALEXANDER	_____	_____	_____	_____

WITNESS my hand and official seal of the City of San Bernardino this \_\_\_\_ day of \_\_\_\_\_ 2024.

\_\_\_\_\_  
Genoveva Rocha, CMC, City Clerk