



LOCAL AGENCY FORMATION COMMISSION

455 COUNTY CENTER, 2ND FLOOR • REDWOOD CITY, CA 94063-1663 • PHONE (650) 363-4224 • FAX (650) 363-4849

NOTICE OF PROTEST HEARING BY THE SAN MATEO LOCAL AGENCY FORMATION COMMISSION

NOTICE IS HEREBY GIVEN by the San Mateo Local Agency Formation Commission that a protest hearing is scheduled for **February 16, 2024 at 2:30pm**. The meeting will be held at the East Palo Alto Council Chambers at 2415 University Avenue, East Palo Alto, CA.

The following item will be considered at the protest hearing:

LAFCo File No. 22-09 – A proposal to establish the East Palo Alto Sanitary District (EPASD), an independent special district, as a subsidiary district of the City of East Palo Alto (City).

The above proposal was approved by the San Mateo LAFCo at a noticed public hearing on November 15, 2023. The proposal was initiated by the East Palo Alto City Council by resolution. EPASD currently provides sewer services to customers in portions of the City of East Palo Alto and the City of Menlo Park. Under this proposal, the City of East Palo Alto City Council would become the governing board of EPASD. Approval of this proposal would not alter the EPASD service area nor the sewer services provided by EPASD to customers. Revenue collected by EPASD would be separate from the City's General fund and could only be used for sewer operations and maintenance. The City's stated reason for the proposal is to facilitate coordinated planning of sewer service, infrastructure and capacity to accommodate for planned growth, and to improve transparency, accountability and environmental health to meet the current and future needs of all District ratepayers. The governance change would take effect March 1, 2024. This Notice and all related documents (staff report, resolution, maps, etc.) are available on the LAFCo website at <https://www.smcgov.org/lafco/proposal-city-east-palo-regarding-east-palo-alto-sanitary-district>.

The purpose of a protest hearing is to give landowners and registered voters within the affected service area the opportunity to submit written protest to the proposal. Individuals who are both a landowner and a registered voter may submit two written protests but must use separate forms for each protest. Individuals submitting a written protest are encouraged, but are not required, to use the protest forms on the LAFCo website at <https://www.smcgov.org/lafco/forms>.

COMMISSIONERS: ANN DRAPER, CHAIR, PUBLIC ▪ KATI MARTIN, VICE CHAIR, SPECIAL DISTRICT ▪ VIRGINIA CHANG-KIRALY, SPECIAL DISTRICT ▪ HARVEY RARBACK, CITY ▪ TYGARJAS BIGSTYCK, CITY ▪ WARREN SLOCUM, COUNTY ▪ RAY MUELLER, COUNTY

ALTERNATES: CHRIS MICKELSEN, SPECIAL DISTRICT ▪ ANN SCHNEIDER, CITY ▪ JAMES O'NEILL, PUBLIC ▪ NOELIA CORZO, COUNTY

STAFF: ROB BARTOLI, EXECUTIVE OFFICER ▪ SOFIA RECALDE, MANAGEMENT ANALYST ▪ TIM FOX, LEGAL COUNSEL ▪ ANGELA MONTES, CLERK

Written protests shall state whether protest is being made by a landowner or registered voter. Written protest must include the assessor parcel number (APN) if submitted by a landowner OR the residence street address if submitted by a registered voter. The protest form must also include an original wet-ink signature and date, and all signatures must be dated after the publication of the notice of protest hearing per Government Code Section 57051. Only valid protests will be considered.

Written protests must be filed with LAFCo before the conclusion of the protest hearing. Written protests may be submitted by mail or in-person delivery to:

San Mateo Local Agency Formation Commission
455 County Center, 2nd Floor
Redwood City, CA 94063

Written protests that are submitted by mail or delivered in-person to the LAFCo office must be received by 4:00pm on February 15, 2024. All other written protests must be hand delivered to LAFCo staff at the protest hearing on February 16, 2024 at 2:30pm before the protest hearing is closed.

Within 30 days following the conclusion of the Protest Hearing, the Executive Officer will make a determination on whether LAFCo File No. 22-09 is terminated or approved, as follows:

- Terminate LAFCo File No. 22-09 if written protest is received from 50% or more of the registered voters within the subject area;
- Call an election of registered voters if written protest is received from at least 25% but less than 50% of the registered voters or if at least 25% of the landowners—who own at least 25% of the total land value—submit written protest; or,
- Approve LAFCo File No. 22-09 without an election if written protest is submitted from less than 25% of the voters or less than 25% of the landowners—who own less than 25% of the total land value—within the subject area.

Please contact Rob Bartoli, Executive Officer, if you have any questions at (650) 363-4224 or via email at rbartoli@smcgov.org.

Dated: December 20, 2023

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