

**THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA**  
**and for Special Districts, Agencies and Authorities Governed by the Board**

Adopted this Resolution on 01/12/2016 by the following vote:

**John Gioia**  
**Candace Andersen**  
**Mary N. Piepho**  
**Karen Mitchoff**  
**Federal D. Glover**

AYE:

NO:

ABSENT:

ABSTAIN:

RECUSE:



**Resolution No. 2016/3**

**IN THE MATTER OF INITIATING PROCEEDINGS FOR DETACHMENT OF THE BYRON-BETHANY IRRIGATION DISTRICT FROM THE TOWN OF DISCOVERY BAY COMMUNITY SERVICES DISTRICT**

WHEREAS, there are several areas comprising approximately 480 acres where the Town of Discovery Bay Community Services District (TODB) and the Byron-Bethany Irrigation District (BBID) boundaries overlap; and

WHEREAS, both BBID and TODB are paid to provide water service to the properties in the overlap areas, either through a property tax allocation and/or fees; and

WHEREAS, in 1993 and again in 2014, the BBID was advised by the Contra Costa County Local Agency Formation Commission that it would be necessary to detach portions of the TODB from BBID due to the fact that BBID has not provided, is not providing, and will likely never provide water to the TODB; and

WHEREAS, if a secondary water supply source is ever needed by the TODB, other agencies such as Central California Irrigation District or East Bay Municipal Utilities District could be sources for emergency supplies, illustrating that BBID is by no means an exclusive option; and

WHEREAS, Contra Costa County's proposal will have no negative impact to the TODB or its residents and, on December 2, 2015, the TODB Board of Directors unanimously adopted a resolution (No. 2015-20), supporting detachment of BBID from the TODB; and

WHEREAS, the detachment of BBID from the TODB will allow the nearly \$685,000 of BBID tax revenue paid by property owners within the overlap areas to be reallocated to other affected taxing agency(ies) that are actually providing services to TODB residents; and

WHEREAS, Contra Costa County desires to initiate a proceeding for detachment of boundaries specified herein;

NOW, THEREFORE, THE BOARD OF SUPERVISORS does hereby resolve and order as follows:

1. This proposal is made, and it is requested that proceedings be taken, pursuant to the Cortese/Knox/Hertzberg Local Government Reorganization Act of 2000, commencing with section 56000 of the California Government Code.
2. This proposal is a detachment of the Byron-Bethany Irrigation District from the Discovery Bay Community Services District.
3. A map of the affected territory is set forth in **Exhibit A**, attached hereto and by reference incorporated herein.
4. Because the sphere of influence of the Byron-Bethany Irrigation District is inconsistent with this proposal, this proposal may also include the application to LAFCO to amend the BBID sphere of influence to delete the territory shown on Exhibit A from the BBID sphere.
5. Consent is hereby given to the waiver of conducting authority proceedings.
6. For the purpose of compliance with the California Environmental Quality Act, that the proposed action is not subject to the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines 15061(b)(3), and that it can be seen with certainty

that there is no possibility that the proposed detachment and sphere of influence amendment will have any adverse effect on the environment.

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

Contact: Julie DiMaggio Enea (925)  
335-1077

ATTESTED: January 12, 2016  
, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

cc: CAO, District III Supervisor's Office, Conservation & Development Director,