

EXHIBIT A

RECEIVED

OCT 07 2015

Imperial County
LOCAL AGENCY FORMATION COMMISSION



APPLICATION

PETITION FOR PROCEEDINGS PURSUANT TO THE CORTESE-KNOX-HERTZBERG LOCAL GOVERNMENT REORGANIZATION ACT OF 2000

The undersigned hereby petition(s) the Local Agency Formation Commission of Imperial County for approval of a proposed change of organization, and stipulate(s) as follows:

OWNER INFORMATION	
NAME Earnest Wayne Higgins	COMPANY
MAILING ADDRESS PO Box 73	TELEPHONE NUMBER 760-791-5871
CITY, STATE, ZIP Holtville, CA 92250	EMAIL ADDRESS ernie@pmc-us.com
APPLICANT INFORMATION (IF DIFFERENT FROM THE OWNER)	
NAME	COMPANY
MAILING ADDRESS	TELEPHONE NUMBER
CITY, STATE, ZIP Imperial, CA 92251	EMAIL ADDRESS
PROJECT INFORMATION	
NAME OF PROPOSAL Higgins Project	DATE 10-7-15
PROJECT ADDRESS 9th Street and Cedar Avenue	APN(S) 045-390-051-000 and 045-390-053-000
CITY, STATE, ZIP Holtville, CA 92250	TOTAL LAND AREA (ACRES) .42 acres
THIS PROPOSAL IS MADE PURSUANT TO CALIFORNIA GOVERNMENT CODE (COMMENCING WITH SECTION 56000, CORTESE-KNOX-HERTZBERG LOCAL GOVERNMENT REORGANIZATION ACT OF 2000).	
1	PROPOSED CHANGE(S) OF ORGANIZATION: <input checked="" type="checkbox"/> ANNEXATION <input type="checkbox"/> SPHERE OF INFLUENCE <input type="checkbox"/> OTHER <input type="checkbox"/> DETACHMENT <input type="checkbox"/> CONSOLIDATION <input type="checkbox"/> EXTENSION OF SERVICES <input type="checkbox"/> INCORPORATION <input type="checkbox"/> FORMATION OF _____
2	NAME OF THE CITY/SPECIAL DISTRICT BEING AFFECTED Holtville, Ca
3	THE PROPOSED BOUNDARIES OF THE TERRITORY(IES) INCLUDED IN THE PROPOSAL ARE AS DESCRIBED IN THE EXHIBIT(S) ATTACHED HERETO AND BY THIS REFERENCE INCORPORATED HEREIN. <input checked="" type="checkbox"/> YES, BOUNDARY EXHIBITS ARE ATTACHED

14	WHAT IS THE PLANNED GENERAL PLAN DESIGNATION OF THE AREA BY THE AFFECTED CITY? <u>Residential</u>
15	DESCRIBE ANY SPECIAL LAND USE CONCERNS EXPRESSED IN THE ABOVE PLANS. <u>None</u>
16	SPECIFY ANY AND ALL EXISTING LAND USES: <u>Residential</u> WHAT ARE THE PROPOSED LAND USES? <u>Residential</u> DESCRIBE YOUR PROJECT IN DETAIL: <u>Build single family home on corner lot and in the future build workshop on west adjoining lot.</u>
17	DOES THE APPLICATION CONTAIN 100% WRITTEN CONSENT OF EACH PROPERTY OWNER IN THE SUBJECT TERRITORY? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
18	WILL THE ANNEXED TERRITORY BE LIABLE FOR IT'S SHARE OF EXISTING BONDED INDEBTEDNESS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
19	WILL THE ANNEXED TERRITORY BE INCLUDED WITHIN ANY PARTICULAR TAX DIVISION OR ZONE OF THE ANNEXING TERRITORY? PLEASE SPECIFY.
20	IF THE PROPOSAL INCLUDES THE CONSOLIDATION OF SPECIAL DISTRICTS, THE PROPOSED NAME OF THE CONSOLIDATED DISTRICT IS: <u>NA</u>
21	IF AN INCORPORATION IS INCLUDED IN THE PROPOSAL: (A) THE NAME PROPOSED FOR THE NEW CITY IS: <u>NA</u> (B) PROVISIONS ARE REQUESTED FOR APPOINTMENT OF: (i) CITY MANAGER <input type="checkbox"/> YES <input type="checkbox"/> NO (ii) THE CITY CLERK AND CITY TREASURER <input type="checkbox"/> YES <input type="checkbox"/> NO

NOTICE:

*Prior to the effective date of any jurisdictional change (i.e. annexation, detachment, etc.) the governing bodies of all agencies whose service areas or service responsibilities would be altered by such change shall meet to determine the amount of property tax revenues to be exchanged between and among such affected agencies. Notwithstanding any other provisions of law, no such jurisdictional change shall become effective until each county and city included in such negotiation agrees, **BY RESOLUTION**, to accept the negotiated exchange of property tax revenues.*

NOTE:

The resolutions referred to above shall be attached to this application prior to filing with the Local Agency Formation Commission. The Executive Officer of the Local Agency Formation Commission shall not issue a Certificate of Completion (COC) until such resolution is filed with LAFCO.

Wherefore, petitioner(s) request(s) that proceedings be taken in accordance with the provisions of Section 56000, et seq. of the Government Code and herewith affix signature(s) as follows:

Chief Petitioners (not to exceed three):

Earnest Wayne Higgins _____ PRINT NAME	10-7-15 _____ DATE
 _____ SIGNATURE	225 Wake Ave., #215, El Centro, CA 92243 _____ RESIDENCE ADDRESS
_____ PRINT NAME	_____ DATE
_____ SIGNATURE	_____ RESIDENCE ADDRESS
_____ PRINT NAME	_____ DATE
_____ SIGNATURE	_____ RESIDENCE ADDRESS

FOR LAFCO USE ONLY

Paula M Graf
APPLICATION RECEIVED BY

10-7-15
DATE RECEIVED

CHECK THE DOCUMENTS SUBMITTED WITH THE APPLICATION:

- | | |
|---|---|
| <input checked="" type="checkbox"/> DEPOSIT | <input type="checkbox"/> LEGAL DESCRIPTION |
| <input checked="" type="checkbox"/> INDEMNIFICATION AGREEMENT | <input type="checkbox"/> ANNEXATION MAP (10 COPIES) |

HV 4-15
PROJECT NO. ASSIGNED

DATE ACCEPTED

INDEMNIFICATION AGREEMENT Imperial County LOCAL AGENCY FORMATION COMMISSION

As part of this application, applicant and real party in interest, if different, agree to defend, indemnify, hold harmless, and release the Imperial County Local Agency Formation Commission, its agents, officers, attorneys, and employees (including consultants) from any claim, action, or proceeding brought against any of them, the purpose of which is to attack, set aside, void, or annul the approval of this application or adoption of the environmental document which accompanies it. This indemnification obligation shall include, but not be limited to, damages, costs, expenses, attorney fees, or expert witness fees that may be asserted by any person or entity, including the applicant, arising out of or in connection with the approval of this application, whether or not there is concurrent negligence on the part of the Imperial County Local Agency Formation Commission, its agents, officers, attorneys, or employees (including consultants).

If any claim, action, or proceeding is brought against Imperial County Local Agency Formation Commission, its agents, officers, attorneys, or employees, to attack, set aside, void, or annul the approval of the application or adoption of the environmental document which accompanies it, then the following procedures shall apply:

1. The Executive Officer shall promptly notify the Commission of any claim, action or proceeding brought by an applicant challenging the Commission's action. The Commission, its agents, attorneys and employees (including consultants) shall fully cooperate in the defense of that action.
2. The Commission shall have final determination on how to best defend the case and may defend it with in-house counsel, or by retaining outside counsel. In either case applicant shall be fully responsible for all costs incurred. Applicant may request to provide his or her own counsel to defend the case, however prior written approval of the Commission shall be obtained. Said independent counsel shall work with LAFCO counsel to provide a joint defense and shall include a complete defense of LAFCO to the satisfaction of the Commission.

EXECUTED IN El Centro CALIFORNIA ON 10 7, 2015
(CITY) (MONTH) (DAY) (YEAR)

APPLICANT
NAME (PRINT): Earnest W. Higgins
TITLE: Owner
SIGNATURE: Teresa R. Higgins
MAILING ADDRESS:
PO Box 73
Holtville, Ca 92250

REAL PARTY IN INTEREST / PROPERTY OWNER
(IF DIFFERENT FROM APPLICANT)
NAME (PRINT): _____
TITLE: _____
SIGNATURE: _____
MAILING ADDRESS: _____

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RECEIVED BY: _____ DATE RECEIVED: _____
PROJECT NO. _____

