



**Project #:** IM 2-22 Murphy Rd., Extension(s) of Service

**Item:** 5Bii.

**Meeting Date:** Thursday, May 26, 2022

**Meeting Time:** 08:30 a.m.

**Location:** El Centro City Council Chambers  
1275 W. Main Street  
El Centro, CA 92243

# IMPERIAL LOCAL AGENCY FORMATION COMMISSION

## RESOLUTION #2022-04

APRIL 13, 2022

### RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF IMPERIAL MAKING A DETERMINATION ON THE EXTENSIONS OF SEWER & WATER SERVICE FROM THE CITY OF IMPERIAL, ENTITLED IM 2-22 (MURPHY RD).

**RESOLVED**, by the Local Agency Formation Commission of Imperial, State of California, that

**WHEREAS**, a proposal to extend sewer and water services to properties located outside of the City of Imperial's Boundary and within the Sphere of Influence was filed with this Commission on March 3, 2022 and the Executive Officer of this Commission pursuant to Title 5, Division 3, commencing with Section 56133 of the Government Code determined the application complete; and

**WHEREAS**, the extensions of service is limited to the properties located at 622, 624, 626, 672, and 674 Murphy Rd, Imperial, CA 92251.

**WHEREAS**, the Executive Officer conducted a full evaluation on the above referenced extensions of service; and

**WHEREAS**, the Executive Officer has been delegated the authority by the Commission to review and approve this type of project; and

**WHEREAS**, it has been determined that the owners of land within the proposed extension of sewer and water services have been made aware of the extension and have concurred with the proposed extension of services; and

**NOW THEREFORE, BE IT DETERMINED, that the Imperial Local Agency Formation Commission by decision of the Executive Officer does find the conditions as follows:**

- a) Authorize the City of Imperial to extend sewer and water services.
- b) The extension of service for sewer and water services is limited to the proposed project and no other line connections are approved for this service line at this time.
- c) The applicant/city shall provide to LAFCO the following items in order to complete the processing of the extension.
  1. Documentation signed by the City Engineer to show that the city has adequate sewer and water capacity, and services can and will be available to the parcels of land identified herein.

2. Letter from Applicant(s) to confirm the understanding that the authorization by LAFCO is only for the parcel(s) of land specified in this application and no open lands or other uses.
3. Recorded Agreement(s) for Service

Approved by the Executive Officer:

Dated: April 13, 2022



Jürg Heuberger, Executive Officer



CITY COUNCIL  
Geoffrey D. Dale - Mayor  
Katie Burnworth - Mayor Pro-Tem  
Robert Amparano - Council Member  
Karin Eugenio - Council Member  
James Tucker - Council Member

CITY CLERK

Dennis Morita

CITY TREASURER

Laura Gutierrez

April 12, 2022

Attn: Jurg Heuberger, Executive Officer  
Local Agency Formation Commission (LAFCO)  
1122 W State St, Suite D  
El Centro, CA 92243

**RE: "Water Capacity" Letter for five (5) homes along West Murphy Road**

Dear Mr. Jurg Heuberger,

The City of Imperial has the capacity to provide adequate domestic water supply service to the properties at the following five (5) unincorporated addresses within the County of Imperial:

- 626 W Murphy Rd
- 624 W Murphy Rd
- 622 W Murphy Rd
- 672 W Murphy Rd
- 674 W Murphy Rd

Please consider this correspondence as a "Water Capacity" letter which warrants water capacity specifically for the above-referenced projects.

Should you have any questions, or need additional information, please do not hesitate to contact our office at your earliest convenience at any of the following numbers:

- a) (760) 355-3336 - Public Services
- b) (760) 355-1152 - Community Development

Sincerely,

  
Jackie Loper  
Public Service Director

  
Othon Mora  
Community Development Director

IM 2-22



RECEIVED  
MAR 03 2011  
Imperial County  
LAFCO

# 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 Matt & Allison Vogel	COMPANY
MAILING ADDRESS 624 W. Murphy Rd	TELEPHONE NUMBER 760.455.2260
CITY, STATE, ZIP Imperial, CA 92251	EMAIL ADDRESS allisonzinn@hotmail.com
APPLICANT INFORMATION (IF DIFFERENT FROM THE OWNER)	
NAME Russell Reben	COMPANY Reben, LLC
MAILING ADDRESS 341 Crown Court	TELEPHONE NUMBER 760.355.5600
CITY, STATE, ZIP Imperial, CA 92251	EMAIL ADDRESS russell@dugginsconstruction.com
PROJECT INFORMATION	
NAME OF PROPOSAL	DATE
PROJECT ADDRESS 624 W. Murphy Rd	APN(S) 063-020-036
CITY, STATE, ZIP Imperial, CA 92251	TOTAL LAND AREA (ACRES) 1.57 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 type="checkbox"/> ANNEXATION <input type="checkbox"/> SPHERE OF INFLUENCE <input type="checkbox"/> OTHER <input type="checkbox"/> DETACHMENT <input type="checkbox"/> CONSOLIDATION <input checked="" type="checkbox"/> EXTENSION OF SERVICES <input type="checkbox"/> INCORPORATION <input type="checkbox"/> FORMATION OF _____
2	NAME OF THE CITY/SPECIAL DISTRICT BEING AFFECTED City of Imperial
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 type="checkbox"/> YES, BOUNDARY EXHIBITS ARE ATTACHED



<b>14</b>	WHAT IS THE PLANNED GENERAL PLAN DESIGNATION OF THE AREA BY THE AFFECTED CITY? _____ _____
<b>15</b>	DESCRIBE ANY SPECIAL LAND USE CONCERNS EXPRESSED IN THE ABOVE PLANS. _____ _____
<b>16</b>	SPECIFY ANY AND ALL EXISTING LAND USES _____ _____ WHAT ARE THE PROPOSED LAND USES? _____ DESCRIBE YOUR PROJECT IN DETAIL: _____ _____ _____
<b>17</b>	DOES THE APPLICATION CONTAIN 100% WRITTEN CONSENT OF EACH PROPERTY OWNER IN THE SUBJECT TERRITORY? <span style="float: right;"> <input type="checkbox"/> YES  <input type="checkbox"/> NO                 </span>
<b>18</b>	WILL THE ANNEXED TERRITORY BE LIABLE FOR ITS SHARE OF EXISTING BONDED INDEBTEDNESS? <span style="float: right;"> <input type="checkbox"/> YES  <input type="checkbox"/> NO                 </span>
<b>19</b>	WILL THE ANNEXED TERRITORY BE INCLUDED WITHIN ANY PARTICULAR TAX DIVISION OR ZONE OF THE ANNEXING TERRITORY? PLEASE SPECIFY _____ _____
<b>20</b>	IF THE PROPOSAL INCLUDES THE CONSOLIDATION OF SPECIAL DISTRICTS, THE PROPOSED NAME OF THE CONSOLIDATED DISTRICT IS: _____ _____
<b>21</b>	IF AN INCORPORATION IS INCLUDED IN THE PROPOSAL: (A) THE NAME PROPOSED FOR THE NEW CITY IS: _____ (B) PROVISIONS ARE REQUESTED FOR APPOINTMENT OF: (i) CITY MANAGER <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span> (ii) THE CITY CLERK AND CITY TREASURER <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span>

<b>22</b>	IF THE FORMATION OF A NEW DISTRICT(S) IS INCLUDED IN THE PROPOSAL:	
	(A) THE PRINCIPAL ACT(S) UNDER WHICH SAID DISTRICT(S) IS/ARE PROPOSED TO BE FORMED IS/ARE:	_____
		_____
	(B) THE PROPOSED NAME(S) OF THE NEW DISTRICT(S) IS/ARE:	_____
		_____
	(C) THE BOUNDARIES OF THE PROPOSED NEW DISTRICT(S) ARE AS DESCRIBED IN EXHIBITS _____, INCORPORATED HEREIN.	
<b>23</b>	THE PERSON(S) SIGNING THIS PETITION HAVE SIGNED AS:	(CHECK ONLY ONE) <input type="checkbox"/> REGISTERED VOTERS <input type="checkbox"/> OWNERS OF LAND
<b>24</b>	AS REQUIRED, THE FOLLOWING ITEMS ARE ENCLOSED WITH THIS APPLICATION:	
	<input checked="" type="checkbox"/> DEPOSIT	<input type="checkbox"/> LEGAL DESCRIPTION
	<input checked="" type="checkbox"/> INDEMNIFICATION AGREEMENT	<input type="checkbox"/> ANNEXATION MAP (10 COPIES)

DocuSigned by:  
Russell H. Roben 2/9/2022  
 APPLICANT SIGNATURE DATE

Please complete the names and addresses of **additional** persons (**not including** the owner/applicant previously listed at the beginning of the application) who are requesting to have furnished copies of the agenda and Executive Officer's Report and/or mailed notices of the hearing of this proposal. Please attach additional pages if necessary.

<b>PERSON 1</b>	REQUESTS:	<input type="checkbox"/> AGENDA COPIES	<input type="checkbox"/> PUBLIC NOTICE OF HEARING
		<input type="checkbox"/> HEARING PACKAGE HARD COPY	<input type="checkbox"/> HEARING PACKAGE ON CD
NAME		COMPANY	
MAILING ADDRESS		TELEPHONE NUMBER	
CITY, STATE, ZIP		EMAIL ADDRESS	

<b>PERSON 2</b>	REQUESTS:	<input type="checkbox"/> AGENDA COPIES	<input type="checkbox"/> PUBLIC NOTICE OF HEARING
		<input type="checkbox"/> HEARING PACKAGE HARD COPY	<input type="checkbox"/> HEARING PACKAGE ON CD
NAME		COMPANY	
MAILING ADDRESS		TELEPHONE NUMBER	
CITY, STATE, ZIP		EMAIL ADDRESS	



**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):*

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

**FOR LAFCO USE ONLY**

Paula Graf  
APPLICATION RECEIVED BY

3.3.22  
DATE RECEIVED

**CHECK THE DOCUMENTS SUBMITTED WITH THE APPLICATION:**

- DEPOSIT
- INDEMNIFICATION AGREEMENT
- LEGAL DESCRIPTION
- ANNEXATION MAP (10 COPIES)

IH 2.22  
PROJECT NO. ASSIGNED

4.13.22  
DATE ACCEPTED



# INDEMNIFICATION AGREEMENT

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 Imperial CALIFORNIA ON February 9, 2022

**APPLICANT**

NAME (PRINT): Russell Robert  
 TITLE: Managing Member  
 SIGNATURE: Russell H. Robert  
 MAILING ADDRESS:  
341 Crown Court  
Imperial, CA 92251

**REAL PARTY IN INTEREST / PROPERTY OWNER**  
(IF DIFFERENT FROM APPLICANT)

NAME (PRINT): Allison Vogel  
 TITLE: Owner  
 SIGNATURE: Allison Vogel  
 MAILING ADDRESS:  
624 W. Murphy Rd  
Imperial, CA 92251

**FOR LAFCO USE ONLY**

RECEIVED BY: Paula King DATE RECEIVED: 3.3.22  
 PROJECT NO. IM 2.22



CITY COUNCIL  
 Doug Cox - Mayor  
 James Tucker - Mayor Pro-Tem  
 Geoff Dale - Council Member  
 Betty Sampson - Council Member  
 Mark Gran - Council Member

CITY CLERK  
 Debra Jackson

CITY TREASURER  
 Stacy Cox

August 29, 2016

Russell Roben  
 Roben, LLC  
 341 W. Crown Court  
 Imperial, CA 92251

RE: **Water "Will Serve" Letter**  
**For 630 W. Murphy Road, Imperial CA 92251**  
**APN 063-020-012**

**NOW**  
**APN 063-020-036**


Dear Mr. Roben:

The City of Imperial has capacity to provide adequate domestic water supply service to the property at 630 W. Murphy Road, Imperial CA 92251, in unincorporated area within the County of Imperial, in the west area of this city.

Please consider this correspondence as a "Will-Serve" letter which warranty water and sewer capacity specifically for the above-referenced project up to August 29, 2017.

Should you have any questions or need additional information, please do not hesitate to contact me at your earliest possible convenience.

Sincerely,

  
 \_\_\_\_\_  
 Jorge Galvan, AICP  
 Planning & Development Director

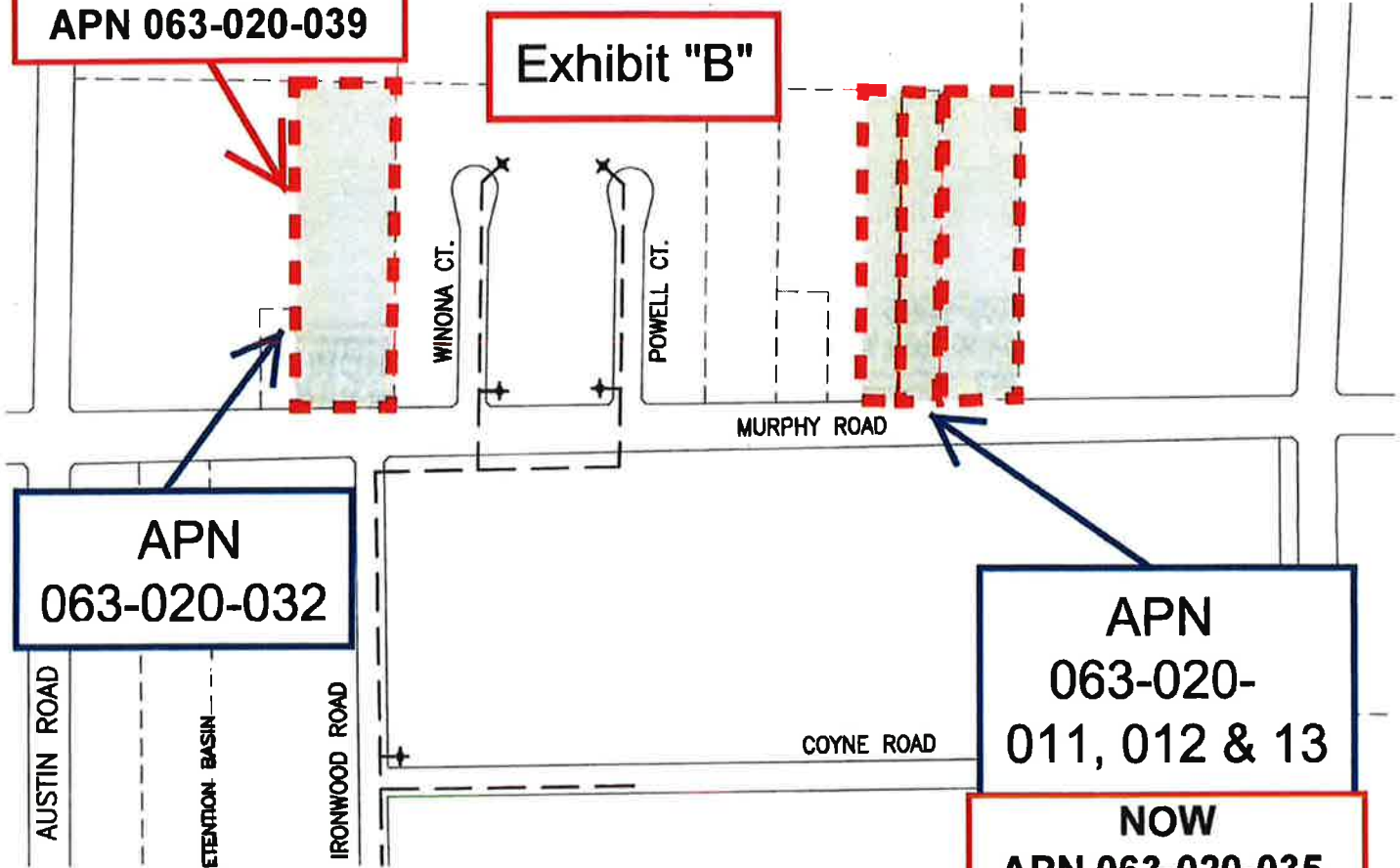
**NOW**  
**APN 063-020-038 &**  
**APN 063-020-039**

**Exhibit "B"**

**APN**  
**063-020-032**

**APN**  
**063-020-**  
**011, 012 & 13**

**NOW**  
**APN 063-020-035,**  
**APN 063-020-036 &**  
**APN 063-020-037**



IM 2-22



RECEIVED  
MAR 03 2022  
Imperial County  
LAFCO

# 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 Jason & Gina Hendrix	COMPANY
MAILING ADDRESS 622 W Murphy Rd	TELEPHONE NUMBER 760.335.8525
CITY, STATE, ZIP Imperial, CA 92251	EMAIL ADDRESS gnamhendrix@gmail.com
APPLICANT INFORMATION (IF DIFFERENT FROM THE OWNER)	
NAME Russell Roben	COMPANY Roben, LLC
MAILING ADDRESS 341 Crown Court	TELEPHONE NUMBER 760.355.5600
CITY, STATE, ZIP Imperial, CA 92251	EMAIL ADDRESS russell@dugginsconstruction.com
PROJECT INFORMATION	
NAME OF PROPOSAL	DATE
PROJECT ADDRESS 622 W Murphy Rd	APN(S) 063-020-037
CITY, STATE, ZIP Imperial, CA 92251	TOTAL LAND AREA (ACRES) 1.57 Acres
THIS PROPOSAL IS MADE PURSUANT TO CALIFORNIA GOVERNMENT CODE (COMMENCING WITH SECTION 56000, CORTESE-KNOX-HERTZBERG LOCAL GOVERNMENT REORGANIZATION ACT OF 2000).	
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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 type="checkbox"/> YES. BOUNDARY EXHIBITS ARE ATTACHED

4	PLEASE LIST ANY OTHER DOCUMENTS BEING SUBMITTED WITH THE APPLICATION ( <i>EXCEPT THOSE ALREADY REQUIRED BY LAFCO</i> ). _____ _____
5	THE TERRITORY(IES) INCLUDED IN THE PROPOSAL IS/ARE: <input type="checkbox"/> UNINHABITED <input type="checkbox"/> INHABITED (12 OR MORE REGISTERED VOTERS)
6	CURRENTLY, THE TERRITORY(IES) INCLUDED IN THE PROPOSAL IS/ARE: <input checked="" type="checkbox"/> DEVELOPED <input type="checkbox"/> UNDEVELOPED
7	IS THIS PROPOSAL CONSISTENT WITH THE SPHERE OF INFLUENCE OF THE AFFECTED CITY AND/OR DISTRICT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
8	PLEASE DESCRIBE IN DETAIL, THE REASONS FOR THE PROPOSED CHANGE OF ORGANIZATION (ANNEXATION, DETACHMENT, ETC). USE ATTACHED SHEET IF NECESSARY. <i>Provide Police water to SFU.</i>
9	THE PROPOSED CHANGE OF ORGANIZATION IS REQUESTED, SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS: _____ _____
10	WOULD THIS PROPOSAL CREATE AN ISLAND OF UNINCORPORATED TERRITORY? <input type="checkbox"/> YES IF YES, PLEASE EXPLAIN. <input checked="" type="checkbox"/> NO _____ _____
11	IS THERE A GOOD LIKELIHOOD OF A SIGNIFICANT INCREASE IN POPULATION IN THE SUBJECT AREA WITHIN THE NEXT TEN YEARS? IN UNINCORPORATED AREAS? <input type="checkbox"/> YES <input type="checkbox"/> NO IN INCORPORATED AREAS? <input type="checkbox"/> YES <input type="checkbox"/> NO ESTIMATED ADDITIONAL POPULATION: _____
12	WHAT IS THE EXISTING ZONING? _____ WHAT IS THE PROPOSED ZONING? _____
13	HAS OR IS THE AREA BEEN/BEING PRE-ZONED? <input type="checkbox"/> YES <input type="checkbox"/> NO WHAT IS THE PRE-ZONING CLASSIFICATION? _____ WHAT DATE WAS THIS PRE-ZONED? _____



<b>14</b>	WHAT IS THE PLANNED GENERAL PLAN DESIGNATION OF THE AREA BY THE AFFECTED CITY? _____ _____
<b>15</b>	DESCRIBE ANY SPECIAL LAND USE CONCERNS EXPRESSED IN THE ABOVE PLANS. _____ _____
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<b>18</b>	WILL THE ANNEXED TERRITORY BE LIABLE FOR ITS SHARE OF EXISTING BONDED INDEBTEDNESS? <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span>
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<b>22</b>	IF THE FORMATION OF A NEW DISTRICT(S) IS INCLUDED IN THE PROPOSAL:	
	(A) THE PRINCIPAL ACT(S) UNDER WHICH SAID DISTRICT(S) IS/ARE PROPOSED TO BE FORMED IS/ARE:	
	_____	
	_____	
	(B) THE PROPOSED NAME(S) OF THE NEW DISTRICT(S) IS/ARE:	
	_____	
	_____	
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<b>23</b>	THE PERSON(S) SIGNING THIS PETITION HAVE SIGNED AS:	(CHECK ONLY ONE)
		<input type="checkbox"/> REGISTERED VOTERS
		<input type="checkbox"/> OWNERS OF LAND
<b>24</b>	AS REQUIRED, THE FOLLOWING ITEMS ARE ENCLOSED WITH THIS APPLICATION:	
	<input checked="" type="checkbox"/> DEPOSIT	<input type="checkbox"/> LEGAL DESCRIPTION
	<input checked="" type="checkbox"/> INDEMNIFICATION AGREEMENT	<input type="checkbox"/> ANNEXATION MAP (10 COPIES)

DocuSigned by:  
  
 \_\_\_\_\_  
**APPLICANT SIGNATURE** 2/9/2022  
**DATE**

*Please complete the names and addresses of **additional** persons (not including the owner/applicant previously listed at the beginning of the application) who are requesting to have furnished copies of the agenda and Executive Officer's Report and/or mailed notices of the hearing of this proposal. Please attach additional pages if necessary.*

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		<input type="checkbox"/> HEARING PACKAGE HARD COPY	<input type="checkbox"/> HEARING PACKAGE ON CD
NAME		COMPANY	
MAILING ADDRESS		TELEPHONE NUMBER	
CITY, STATE, ZIP		EMAIL ADDRESS	

<b>PERSON 2</b>	REQUESTS:	<input type="checkbox"/> AGENDA COPIES	<input type="checkbox"/> PUBLIC NOTICE OF HEARING
		<input type="checkbox"/> HEARING PACKAGE HARD COPY	<input type="checkbox"/> HEARING PACKAGE ON CD
NAME		COMPANY	
MAILING ADDRESS		TELEPHONE NUMBER	
CITY, STATE, ZIP		EMAIL ADDRESS	

**NOTICE:**

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**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):*

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

FOR LAFCO USE ONLY

Paula Graf  
APPLICATION RECEIVED BY

3.3.22  
DATE RECEIVED

CHECK THE DOCUMENTS SUBMITTED WITH THE APPLICATION:

- DEPOSIT
- INDEMNIFICATION AGREEMENT
- LEGAL DESCRIPTION
- ANNEXATION MAP (10 COPIES)

IM 2.22  
PROJECT NO. ASSIGNED

4.13.22  
DATE ACCEPTED



# INDEMNIFICATION AGREEMENT

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 Imperial CALIFORNIA ON February 9, 2022

**APPLICANT**

NAME (PRINT): Russell Robert  
 TITLE: Managing Member  
 SIGNATURE: [Signature]  
 MAILING ADDRESS:  
341 Crown Court  
Imperial, CA 92251

**REAL PARTY IN INTEREST / PROPERTY OWNER**  
(IF DIFFERENT FROM APPLICANT)

NAME (PRINT): Gina Hendrix  
 TITLE: Owner  
 SIGNATURE: [Signature]  
 MAILING ADDRESS:  
622 W. Murphy Rd  
Imperial, CA 92251

**FOR LAFCO USE ONLY**

RECEIVED BY: Paula Graf DATE RECEIVED: 2-9-22  
 PROJECT NO. IH 2-22



CITY COUNCIL  
 Doug Cox - Mayor  
 James Tucker - Mayor Pro-Tem  
 Geoff Dale - Council Member  
 Betty Sampson - Council Member  
 Mark Gran - Council Member

CITY CLERK  
 Debra Jackson

CITY TREASURER  
 Stacy Cox

August 29, 2016

Russell Roben  
 Roben, LLC  
 341 W. Crown Court  
 Imperial, CA 92251

RE: **Water "Will Serve" Letter**  
**For a parcel along W Murphy Road**  
**APN 063-020-013**

**NOW**  
**APN 063-020-037**

Dear Mr. Roben:

The City of Imperial has capacity to provide adequate domestic water supply service to the above-referenced property, in unincorporated area within the County of Imperial, in the west area of this city.

Please consider this correspondence as a "Will-Serve" letter which warranty water and sewer capacity specifically for the above-referenced project up to August 29, 2017.

Should you have any questions or need additional information, please do not hesitate to contact me at your earliest possible convenience.

Sincerely,

  
 \_\_\_\_\_  
 Jorge Galvan, AICP  
 Planning & Development Director

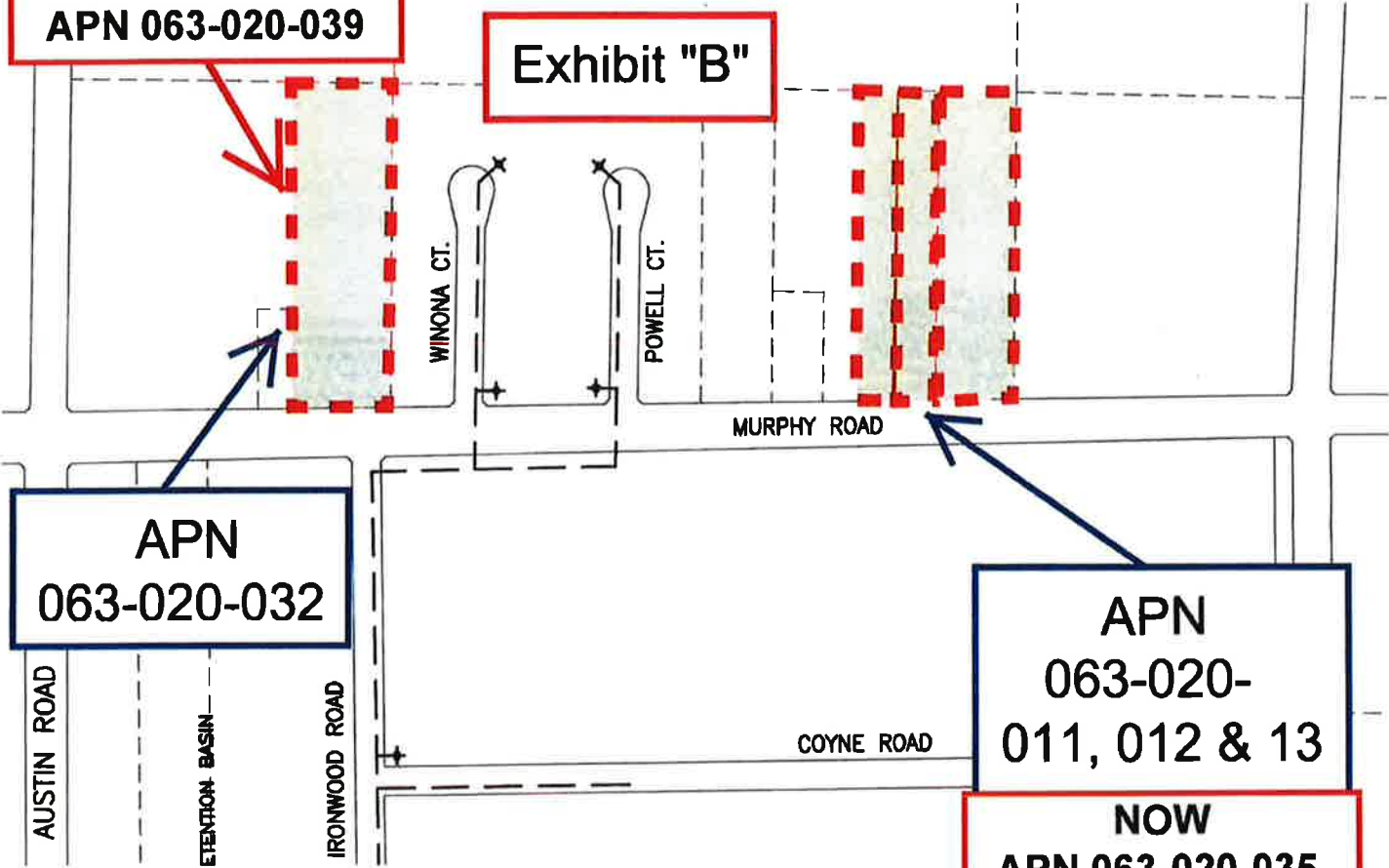
**NOW**  
**APN 063-020-038 &**  
**APN 063-020-039**

**Exhibit "B"**

**APN**  
**063-020-032**

**APN**  
**063-020-**  
**011, 012 & 13**

**NOW**  
**APN 063-020-035,**  
**APN 063-020-036 &**  
**APN 063-020-037**



IM 2-22



RECEIVED  
MAR 03 2022  
Imperial County  
LAFCO

# 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 <b>Peter Martinez</b>	COMPANY
MAILING ADDRESS <b>626 W Murphy Rd</b>	TELEPHONE NUMBER <b>760.791.0087</b>
CITY, STATE, ZIP <b>Imperial, CA 92251</b>	EMAIL ADDRESS <b>pvmartz@att.net</b>
APPLICANT INFORMATION (IF DIFFERENT FROM THE OWNER)	
NAME <b>Russell Roben</b>	COMPANY <b>Roben, LLC</b>
MAILING ADDRESS <b>341 Crown Court</b>	TELEPHONE NUMBER <b>760.355.5600</b>
CITY, STATE, ZIP <b>Imperial, CA 92251</b>	EMAIL ADDRESS <b>russell@dugginsconstruction.com</b>
PROJECT INFORMATION	
NAME OF PROPOSAL	DATE
PROJECT ADDRESS <b>626 W Murphy Rd</b>	APN(S) <b>063-020-035</b>
CITY, STATE, ZIP <b>Imperial, CA 92251</b>	TOTAL LAND AREA (ACRES) <b>1.57 Acres</b>
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 type="checkbox"/> ANNEXATION <input type="checkbox"/> SPHERE OF INFLUENCE <input type="checkbox"/> OTHER <input type="checkbox"/> DETACHMENT <input type="checkbox"/> CONSOLIDATION <input checked="" type="checkbox"/> EXTENSION OF SERVICES <input type="checkbox"/> INCORPORATION <input type="checkbox"/> FORMATION OF _____
2	NAME OF THE CITY/SPECIAL DISTRICT BEING AFFECTED <b>City of Imperial</b>
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 type="checkbox"/> YES, BOUNDARY EXHIBITS ARE ATTACHED

4	PLEASE LIST ANY OTHER DOCUMENTS BEING SUBMITTED WITH THE APPLICATION (EXCEPT THOSE ALREADY REQUIRED BY LAFCO). _____ _____
5	THE TERRITORY(IES) INCLUDED IN THE PROPOSAL IS/ARE <input type="checkbox"/> UNINHABITED <input type="checkbox"/> INHABITED (12 OR MORE REGISTERED VOTERS)
6	CURRENTLY, THE TERRITORY(IES) INCLUDED IN THE PROPOSAL IS/ARE <input checked="" type="checkbox"/> DEVELOPED <input type="checkbox"/> UNDEVELOPED
7	IS THIS PROPOSAL CONSISTENT WITH THE SPHERE OF INFLUENCE OF THE AFFECTED CITY AND/OR DISTRICT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
8	PLEASE DESCRIBE IN DETAIL, THE REASONS FOR THE PROPOSED CHANGE OF ORGANIZATION (ANNEXATION, DETACHMENT, ETC.). USE ATTACHED SHEET IF NECESSARY. Provide Potable Water to SFD _____ _____
9	THE PROPOSED CHANGE OF ORGANIZATION IS REQUESTED, SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS: _____ _____
10	WOULD THIS PROPOSAL CREATE AN ISLAND OF UNINCORPORATED TERRITORY? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF YES, PLEASE EXPLAIN: _____ _____
11	IS THERE A GOOD LIKELIHOOD OF A SIGNIFICANT INCREASE IN POPULATION IN THE SUBJECT AREA WITHIN THE NEXT TEN YEARS? IN UNINCORPORATED AREAS? <input type="checkbox"/> YES <input type="checkbox"/> NO IN INCORPORATED AREAS? <input type="checkbox"/> YES <input type="checkbox"/> NO ESTIMATED ADDITIONAL POPULATION: _____
12	WHAT IS THE EXISTING ZONING? _____ WHAT IS THE PROPOSED ZONING? _____
13	HAS OR IS THE AREA BEEN/BEING PRE-ZONED? <input type="checkbox"/> YES <input type="checkbox"/> NO WHAT IS THE PRE-ZONING CLASSIFICATION? _____ WHAT DATE WAS THIS PRE-ZONED? _____



<b>14</b>	WHAT IS THE PLANNED GENERAL PLAN DESIGNATION OF THE AREA BY THE AFFECTED CITY? _____ _____
<b>15</b>	DESCRIBE ANY SPECIAL LAND USE CONCERNS EXPRESSED IN THE ABOVE PLANS. _____ _____
<b>16</b>	SPECIFY ANY AND ALL EXISTING LAND USES. _____ _____ WHAT ARE THE PROPOSED LAND USES? _____ DESCRIBE YOUR PROJECT IN DETAIL: _____ _____ _____
<b>17</b>	DOES THE APPLICATION CONTAIN 100% WRITTEN CONSENT OF EACH PROPERTY OWNER IN THE SUBJECT TERRITORY? <span style="float: right;"> <input type="checkbox"/> YES  <input type="checkbox"/> NO                 </span>
<b>18</b>	WILL THE ANNEXED TERRITORY BE LIABLE FOR ITS SHARE OF EXISTING BONDED INDEBTEDNESS? <span style="float: right;"> <input type="checkbox"/> YES  <input type="checkbox"/> NO                 </span>
<b>19</b>	WILL THE ANNEXED TERRITORY BE INCLUDED WITHIN ANY PARTICULAR TAX DIVISION OR ZONE OF THE ANNEXING TERRITORY? PLEASE SPECIFY: _____ _____
<b>20</b>	IF THE PROPOSAL INCLUDES THE CONSOLIDATION OF SPECIAL DISTRICTS, THE PROPOSED NAME OF THE CONSOLIDATED DISTRICT IS: _____ _____
<b>21</b>	IF AN INCORPORATION IS INCLUDED IN THE PROPOSAL: (A) THE NAME PROPOSED FOR THE NEW CITY IS: _____ (B) PROVISIONS ARE REQUESTED FOR APPOINTMENT OF: (i) CITY MANAGER <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span> (ii) THE CITY CLERK AND CITY TREASURER <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span>

<b>22</b>	IF THE FORMATION OF A NEW DISTRICT(S) IS INCLUDED IN THE PROPOSAL: (A) THE PRINCIPAL ACT(S) UNDER WHICH SAID DISTRICT(S) IS/ARE PROPOSED TO BE FORMED IS/ARE: _____ _____ (B) THE PROPOSED NAME(S) OF THE NEW DISTRICT(S) IS/ARE: _____ _____ (C) THE BOUNDARIES OF THE PROPOSED NEW DISTRICT(S) ARE AS DESCRIBED IN EXHIBITS _____, INCORPORATED HEREIN.
<b>23</b>	THE PERSON(S) SIGNING THIS PETITION HAVE SIGNED AS: <span style="float: right;"><i>(CHECK ONLY ONE)</i></span> <input type="checkbox"/> REGISTERED VOTERS <input type="checkbox"/> OWNERS OF LAND
<b>24</b>	AS REQUIRED, THE FOLLOWING ITEMS ARE ENCLOSED WITH THIS APPLICATION. <input checked="" type="checkbox"/> DEPOSIT <span style="margin-left: 150px;"><input type="checkbox"/> LEGAL DESCRIPTION</span> <input checked="" type="checkbox"/> INDEMNIFICATION AGREEMENT <span style="margin-left: 100px;"><input type="checkbox"/> ANNEXATION MAP (10 COPIES)</span>

DocuSigned by:  
Russell H. Roben 2/9/2022  
**APPLICANT SIGNATURE** **DATE**

*Please complete the names and addresses of **additional** persons (not including the owner/applicant previously listed at the beginning of the application) who are requesting to have furnished copies of the agenda and Executive Officer's Report and/or mailed notices of the hearing of this proposal. Please attach additional pages if necessary.*

<b>PERSON 1</b>	REQUESTS: <input type="checkbox"/> AGENDA COPIES <span style="margin-left: 100px;"><input type="checkbox"/> PUBLIC NOTICE OF HEARING</span> <input type="checkbox"/> HEARING PACKAGE HARD COPY <span style="margin-left: 100px;"><input type="checkbox"/> HEARING PACKAGE ON CD</span>
NAME	COMPANY
MAILING ADDRESS	TELEPHONE NUMBER
CITY, STATE, ZIP	EMAIL ADDRESS

<b>PERSON 2</b>	REQUESTS: <input type="checkbox"/> AGENDA COPIES <span style="margin-left: 100px;"><input type="checkbox"/> PUBLIC NOTICE OF HEARING</span> <input type="checkbox"/> HEARING PACKAGE HARD COPY <span style="margin-left: 100px;"><input type="checkbox"/> HEARING PACKAGE ON CD</span>
NAME	COMPANY
MAILING ADDRESS	TELEPHONE NUMBER
CITY, STATE, ZIP	EMAIL ADDRESS

**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):*

_____ PRINT NAME	_____ DATE
_____ SIGNATURE	_____ RESIDENCE ADDRESS
_____ PRINT NAME	_____ DATE
_____ SIGNATURE	_____ RESIDENCE ADDRESS
_____ PRINT NAME	_____ DATE
_____ SIGNATURE	_____ RESIDENCE ADDRESS

**FOR LAFCO USE ONLY**

Paula H.  
**APPLICATION RECEIVED BY**

3.3.22  
**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) |

IH 2.22  
**PROJECT NO. ASSIGNED**

4  
8.13.22  
**DATE ACCEPTED**



# INDEMNIFICATION AGREEMENT

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 Imperial CALIFORNIA ON February 9 20 22

APPLICANT	REAL PARTY IN INTEREST / PROPERTY OWNER (IF DIFFERENT FROM APPLICANT)
NAME (PRINT): <u>Russell Roben</u>	NAME (PRINT): <u>Peter Martinez</u>
TITLE: <u>Managing Member</u>	TITLE: <u>Owner</u>
SIGNATURE: <u>Russell H. Roben</u>	SIGNATURE: <u>[Signature]</u>
MAILING ADDRESS: <u>341 Crown Court</u> <u>Imperial, CA 92251</u>	MAILING ADDRESS: <u>626 W Murphy Rd</u> <u>Imperial, CA 92251</u>

### FOR LAFCO USE ONLY

RECEIVED BY: Paula JJ DATE RECEIVED: 3.3.22  
PROJECT NO. IM2.220



CITY COUNCIL  
 Doug Cox - Mayor  
 James Tucker - Mayor Pro-Tem  
 Geoff Dale - Council Member  
 Betty Sampson - Council Member  
 Mark Gran - Council Member

CITY CLERK  
 Debra Jackson

CITY TREASURER  
 Stacy Cox

August 29, 2016

Russell Roben  
 Roben, LLC  
 341 W. Crown Court  
 Imperial, CA 92251

RE: **Water "Will Serve" Letter**  
**For 626 W. Murphy Road, Imperial CA 92251**  
**APN 063-020-011**

**NOW**  
**APN 063-020-035**

Dear Mr. Roben:

The City of Imperial has capacity to provide adequate domestic water supply service to the property at 626 W. Murphy Road, Imperial CA 92251, in unincorporated area within the County of Imperial, in the west area of this city.

Please consider this correspondence as a "Will-Serve" letter which warranty water and sewer capacity specifically for the above-referenced project up to August 29, 2017.

Should you have any questions or need additional information, please do not hesitate to contact me at your earliest possible convenience.

Sincerely,

  
 \_\_\_\_\_  
 Jorge Galvan, AICP  
 Planning & Development Director

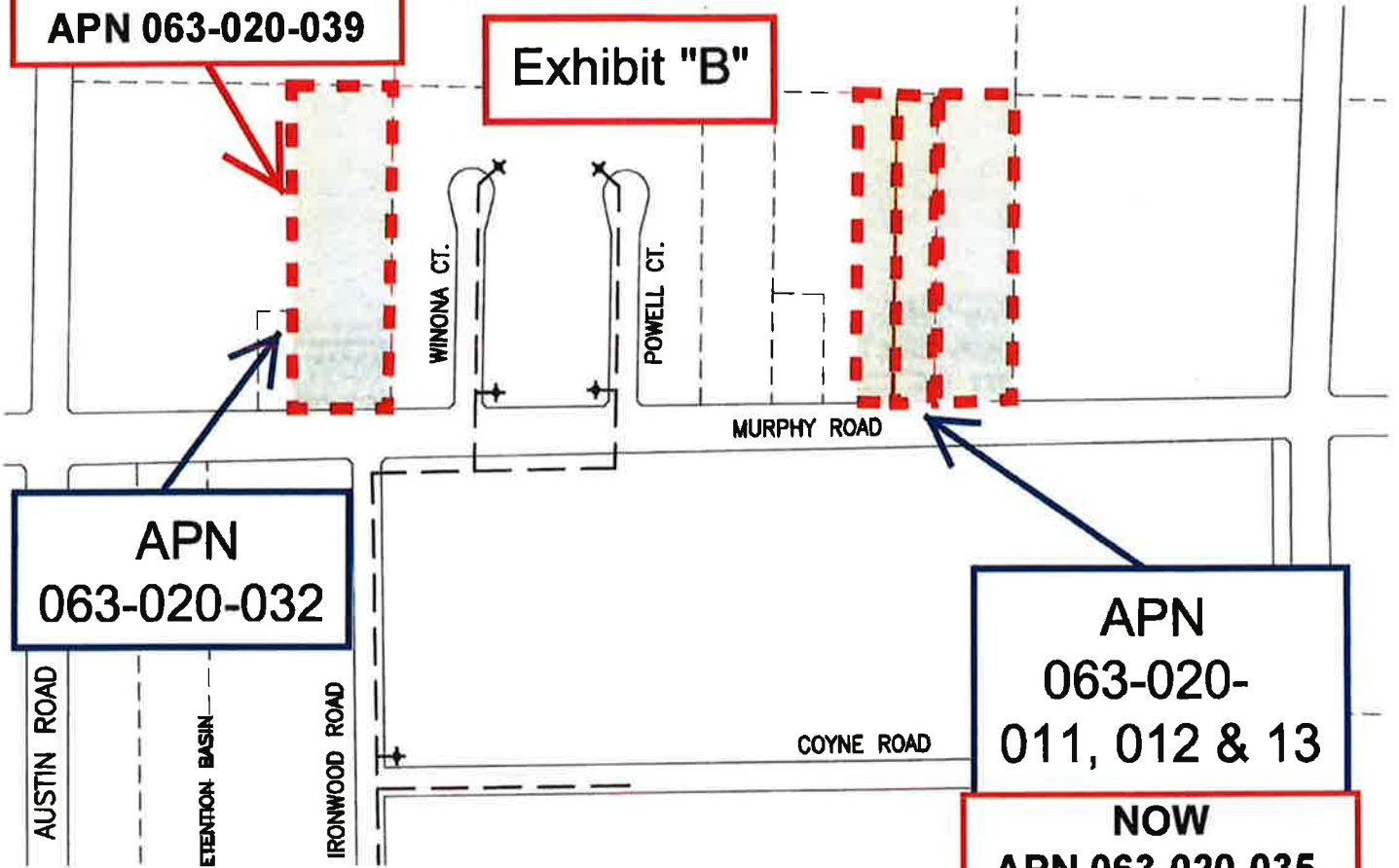
**NOW**  
**APN 063-020-038 &**  
**APN 063-020-039**

**Exhibit "B"**

**APN**  
**063-020-032**

**APN**  
**063-020-**  
**011, 012 & 13**

**NOW**  
**APN 063-020-035,**  
**APN 063-020-036 &**  
**APN 063-020-037**





IM 2-22

Imperial



RECEIVED

MAR 03 2022

Imperial County  
LAFCO

# 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 Efrain & Diane Macias	COMPANY
MAILING ADDRESS 672 W Murphy Rd	TELEPHONE NUMBER 760.455.1370
CITY, STATE, ZIP Imperial, CA 92251	EMAIL ADDRESS deecerv01@gmail.com
APPLICANT INFORMATION (IF DIFFERENT FROM THE OWNER)	
NAME Russell Roben	COMPANY Roben, LLC
MAILING ADDRESS 341 Crown Court	TELEPHONE NUMBER 760.355.5600
CITY, STATE, ZIP Imperial, CA 92251	EMAIL ADDRESS russell@dugginsconstruction.com
PROJECT INFORMATION	
NAME OF PROPOSAL	DATE
PROJECT ADDRESS 672 W Murphy Rd	APN(S) 063-020-038
CITY, STATE, ZIP Imperial, CA 92251	TOTAL LAND AREA (ACRES) 1.57 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 type="checkbox"/> ANNEXATION <input type="checkbox"/> SPHERE OF INFLUENCE <input type="checkbox"/> OTHER <input type="checkbox"/> DETACHMENT <input type="checkbox"/> CONSOLIDATION <input checked="" type="checkbox"/> EXTENSION OF SERVICES <input type="checkbox"/> INCORPORATION <input type="checkbox"/> FORMATION OF: _____
2	NAME OF THE CITY/SPECIAL DISTRICT BEING AFFECTED City of Imperial
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 type="checkbox"/> YES, BOUNDARY EXHIBITS ARE ATTACHED



4	PLEASE LIST ANY OTHER DOCUMENTS BEING SUBMITTED WITH THE APPLICATION (EXCEPT THOSE ALREADY REQUIRED BY LAFCC). _____ _____
5	THE TERRITORY(IES) INCLUDED IN THE PROPOSAL IS/ARE <input type="checkbox"/> UNINHABITED <input type="checkbox"/> INHABITED (12 OR MORE REGISTERED VOTERS)
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12	WHAT IS THE EXISTING ZONING? _____ WHAT IS THE PROPOSED ZONING? _____
13	HAS OR IS THE AREA BEEN/BEING PRE-ZONED? <input type="checkbox"/> YES <input type="checkbox"/> NO WHAT IS THE PRE-ZONING CLASSIFICATION? _____ WHAT DATE WAS THIS PRE-ZONED? _____

14	WHAT IS THE PLANNED GENERAL PLAN DESIGNATION OF THE AREA BY THE AFFECTED CITY? _____ _____
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17	DOES THE APPLICATION CONTAIN 100% WRITTEN CONSENT OF EACH PROPERTY OWNER IN THE SUBJECT TERRITORY? <input 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 type="checkbox"/> NO
19	WILL THE ANNEXED TERRITORY BE INCLUDED WITHIN ANY PARTICULAR TAX DIVISION OR ZONE OF THE ANNEXING TERRITORY? PLEASE SPECIFY. _____ _____
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22	<p>IF THE FORMATION OF A NEW DISTRICT(S) IS INCLUDED IN THE PROPOSAL:</p> <p>(A) THE PRINCIPAL ACT(S) UNDER WHICH SAID DISTRICT(S) IS/ARE PROPOSED TO BE FORMED IS/ARE:</p> <p>_____</p> <p>_____</p> <p>(B) THE PROPOSED NAME(S) OF THE NEW DISTRICT(S) IS/ARE:</p> <p>_____</p> <p>_____</p> <p>(C) THE BOUNDARIES OF THE PROPOSED NEW DISTRICT(S) ARE AS DESCRIBED IN EXHIBITS _____, INCORPORATED HEREIN.</p>
23	<p>THE PERSON(S) SIGNING THIS PETITION HAVE SIGNED AS: <span style="float: right;">(CHECK ONLY ONE)</span></p> <p style="text-align: right;"><input type="checkbox"/> REGISTERED VOTERS</p> <p style="text-align: right;"><input type="checkbox"/> OWNERS OF LAND</p>
24	<p>AS REQUIRED, THE FOLLOWING ITEMS ARE ENCLOSED WITH THIS APPLICATION:</p> <p><input checked="" type="checkbox"/> DEPOSIT <span style="margin-left: 150px;"><input type="checkbox"/> LEGAL DESCRIPTION</span></p> <p><input checked="" type="checkbox"/> INDEMNIFICATION AGREEMENT <span style="margin-left: 100px;"><input type="checkbox"/> ANNEXATION MAP (10 COPIES)</span></p>

DocuSigned by:  
Russell H. Roben 2/9/2022  
 APPLICANT SIGNATURE DATE

*Please complete the names and addresses of additional persons (not including the owner/applicant previously listed at the beginning of the application) who are requesting to have furnished copies of the agenda and Executive Officer's Report and/or mailed notices of the hearing of this proposal. Please attach additional pages if necessary.*

<b>PERSON 1</b>	REQUESTS: <input type="checkbox"/> AGENDA COPIES <input type="checkbox"/> PUBLIC NOTICE OF HEARING <input type="checkbox"/> HEARING PACKAGE HARD COPY <input type="checkbox"/> HEARING PACKAGE ON CD	
NAME	COMPANY	
MAILING ADDRESS	TELEPHONE NUMBER	
CITY, STATE, ZIP	EMAIL ADDRESS	
<b>PERSON 2</b>	REQUESTS: <input type="checkbox"/> AGENDA COPIES <input type="checkbox"/> PUBLIC NOTICE OF HEARING <input type="checkbox"/> HEARING PACKAGE HARD COPY <input type="checkbox"/> HEARING PACKAGE ON CD	
NAME	COMPANY	
MAILING ADDRESS	TELEPHONE NUMBER	
CITY, STATE, ZIP	EMAIL ADDRESS	

**NOTICE:**

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**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):*

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

FOR LAFCO USE ONLY

Paula Graf  
APPLICATION RECEIVED BY

3.3.22  
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) |

IH 2.22  
PROJECT NO. ASSIGNED

4.13.22  
DATE ACCEPTED

JHDEBIS:LAFCOForms\2014 Forms\Application 2014.doc

Updated 06/30/2014



# INDEMNIFICATION AGREEMENT

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 Imperial CALIFORNIA ON February 9 2022  
(CITY) (MONTH) (DAY) (YEAR)

**APPLICANT**

NAME (PRINT): Russell Roben  
 TITLE: Manager Designated by Member  
 SIGNATURE: Russell H. Roben  
 MAILING ADDRESS:  
341 Crown Court  
Imperial, CA 92251

**REAL PARTY IN INTEREST / PROPERTY OWNER**  
(IF DIFFERENT FROM APPLICANT)

NAME (PRINT): Diane Macias  
 TITLE: Owner  
 SIGNATURE: Diane Macias  
 MAILING ADDRESS:  
672 W Murphy Rd  
Imperial, CA 92251

**FOR LAFCO USE ONLY**

RECEIVED BY: Paula D DATE RECEIVED: 3-3-22  
 PROJECT NO. IH 2-22

IM 2-22



RECEIVED  
MAR 03 2022  
Imperial County  
LAFCO

# 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 John Denault & Maria Escobedo	COMPANY
MAILING ADDRESS 674 W Murphy Rd	TELEPHONE NUMBER
CITY, STATE, ZIP Imperial, CA 92251	EMAIL ADDRESS mydogz2022@yahoo.com
APPLICANT INFORMATION (IF DIFFERENT FROM THE OWNER)	
NAME Russell Roben	COMPANY Roben, LLC
MAILING ADDRESS 341 Crown Court	TELEPHONE NUMBER 760.355.5600
CITY, STATE, ZIP Imperial, CA 92251	EMAIL ADDRESS russell@dugginconstruction.com
PROJECT INFORMATION	
NAME OF PROPOSAL	DATE
PROJECT ADDRESS 674 W. Murphy Rd	APN(S) 063-020-039
CITY, STATE, ZIP Imperial, CA 92251	TOTAL LAND AREA (ACRES) 1.57 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 type="checkbox"/> ANNEXATION <input type="checkbox"/> SPHERE OF INFLUENCE <input type="checkbox"/> OTHER <input type="checkbox"/> DETACHMENT <input type="checkbox"/> CONSOLIDATION <input checked="" type="checkbox"/> EXTENSION OF SERVICES <input type="checkbox"/> INCORPORATION <input type="checkbox"/> FORMATION OF _____
2	NAME OF THE CITY/SPECIAL DISTRICT BEING AFFECTED City of Imperial
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 type="checkbox"/> YES, BOUNDARY EXHIBITS ARE ATTACHED

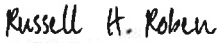






<b>14</b>	WHAT IS THE PLANNED GENERAL PLAN DESIGNATION OF THE AREA BY THE AFFECTED CITY?  _____
<b>15</b>	DESCRIBE ANY SPECIAL LAND USE CONCERNS EXPRESSED IN THE ABOVE PLANS.  _____
<b>16</b>	SPECIFY ANY AND ALL EXISTING LAND USES: _____  WHAT ARE THE PROPOSED LAND USES? _____  DESCRIBE YOUR PROJECT IN DETAIL: _____
<b>17</b>	DOES THE APPLICATION CONTAIN 100% WRITTEN CONSENT OF EACH PROPERTY OWNER IN THE SUBJECT TERRITORY? <input type="checkbox"/> YES <input type="checkbox"/> NO
<b>18</b>	WILL THE ANNEXED TERRITORY BE LIABLE FOR ITS SHARE OF EXISTING BONDED INDEBTEDNESS? <input type="checkbox"/> YES <input type="checkbox"/> NO
<b>19</b>	WILL THE ANNEXED TERRITORY BE INCLUDED WITHIN ANY PARTICULAR TAX DIVISION OR ZONE OF THE ANNEXING TERRITORY? PLEASE SPECIFY.  _____
<b>20</b>	IF THE PROPOSAL INCLUDES THE CONSOLIDATION OF SPECIAL DISTRICTS, THE PROPOSED NAME OF THE CONSOLIDATED DISTRICT IS:  _____
<b>21</b>	IF AN INCORPORATION IS INCLUDED IN THE PROPOSAL:  (A) THE NAME PROPOSED FOR THE NEW CITY IS:  _____  (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

<b>22</b>	IF THE FORMATION OF A NEW DISTRICT(S) IS INCLUDED IN THE PROPOSAL: (A) THE PRINCIPAL ACT(S) UNDER WHICH SAID DISTRICT(S) IS/ARE PROPOSED TO BE FORMED IS/ARE: _____ _____ (B) THE PROPOSED NAME(S) OF THE NEW DISTRICT(S) IS/ARE: _____ _____ (C) THE BOUNDARIES OF THE PROPOSED NEW DISTRICT(S) ARE AS DESCRIBED IN EXHIBITS _____, INCORPORATED HEREIN.
<b>23</b>	THE PERSON(S) SIGNING THIS PETITION HAVE SIGNED AS: <span style="float: right;"><i>(CHECK ONLY ONE)</i></span> <input type="checkbox"/> REGISTERED VOTERS <input type="checkbox"/> OWNERS OF LAND
<b>24</b>	AS REQUIRED, THE FOLLOWING ITEMS ARE ENCLOSED WITH THIS APPLICATION: <input checked="" type="checkbox"/> DEPOSIT <span style="margin-left: 150px;"><input type="checkbox"/> LEGAL DESCRIPTION</span> <input checked="" type="checkbox"/> INDEMNIFICATION AGREEMENT <span style="margin-left: 100px;"><input type="checkbox"/> ANNEXATION MAP (10 COPIES)</span>

DocuSigned by:  
  
 APPLICANT SIGNATURE

2/9/2022  
 DATE

Please complete the names and addresses of **additional** persons (**not including** the owner/applicant previously listed at the beginning of the application) who are requesting to have furnished copies of the agenda and Executive Officer's Report and/or mailed notices of the hearing of this proposal. Please attach additional pages if necessary.

<b>PERSON 1</b>	REQUESTS: <input type="checkbox"/> AGENDA COPIES <input type="checkbox"/> PUBLIC NOTICE OF HEARING <input type="checkbox"/> HEARING PACKAGE HARD COPY <input type="checkbox"/> HEARING PACKAGE ON CD
NAME	COMPANY
MAILING ADDRESS	TELEPHONE NUMBER
CITY, STATE, ZIP	EMAIL ADDRESS

<b>PERSON 2</b>	REQUESTS: <input type="checkbox"/> AGENDA COPIES <input type="checkbox"/> PUBLIC NOTICE OF HEARING <input type="checkbox"/> HEARING PACKAGE HARD COPY <input type="checkbox"/> HEARING PACKAGE ON CD
NAME	COMPANY
MAILING ADDRESS	TELEPHONE NUMBER
CITY, STATE, ZIP	EMAIL ADDRESS

**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):*

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
RESIDENCE ADDRESS

FOR LAFCO USE ONLY

Paula Graf  
APPLICATION RECEIVED BY

3.3.22  
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) |

IM 2.22  
PROJECT NO. ASSIGNED

4.13.22  
DATE ACCEPTED



# INDEMNIFICATION AGREEMENT

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 Imperial CALIFORNIA ON February 9, 2022

**APPLICANT**

NAME (PRINT): Russell Roben  
 TITLE: Managing Member  
 SIGNATURE: Russell H. Roben  
 MAILING ADDRESS: 341 Crown Court  
Imperial, CA 92251

**REAL PARTY IN INTEREST / PROPERTY OWNER (IF DIFFERENT FROM APPLICANT)**

NAME (PRINT): Maria Escobedo  
 TITLE: Owner  
 SIGNATURE: Maria Esther Escobedo  
 MAILING ADDRESS: 674 W. Murphy Rd  
Imperial, CA 92251

**FOR LAFCO USE ONLY**

RECEIVED BY: Paula JJ DATE RECEIVED: 3.3.22  
 PROJECT NO. IM 2.22



CITY COUNCIL  
 Doug Cox - Mayor  
 James Tucker - Mayor Pro-Tem  
 Geoff Dale - Council Member  
 Betty Sampson - Council Member  
 Mark Gran - Council Member

CITY CLERK  
 Debra Jackson

CITY TREASURER  
 Stacy Cox

August 29, 2016

Russell Roben  
 Roben, LLC  
 341 W. Crown Court  
 Imperial, CA 92251

RE: **Water "Will Serve" Letter  
 For 674 W. Murphy Road, Imperial CA 92251  
 APN 063-020-032**

**NOW  
 APN 063-020-038 &  
 APN 063-020-039**



Dear Mr. Roben:

The City of Imperial has capacity to provide adequate domestic water supply service to the property at 674 W. Murphy Road, Imperial CA 92251, in unincorporated area within the County of Imperial, in the west area of this city.

Please consider this correspondence as a "Will-Serve" letter which warranty water and sewer capacity specifically for the above-referenced project up to August 29, 2017.

Should you have any questions or need additional information, please do not hesitate to contact me at your earliest possible convenience.

Sincerely,

  
 \_\_\_\_\_  
 Jorge Galvan, AICP  
 Planning & Development Director

**NOW**  
**APN 063-020-038 &**  
**APN 063-020-039**

**Exhibit "B"**

**APN**  
**063-020-032**

**APN**  
**063-020-**  
**011, 012 & 13**

**NOW**  
**APN 063-020-035,**  
**APN 063-020-036 &**  
**APN 063-020-037**

