

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 84-19

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
TO THE RICHARDSON BAY SANITARY DISTRICT

Tiburon Baptist Church Annexation

WHEREAS, a proposal for the annexation of certain territory to the Richardson Bay Sanitary District in the County of Marin has been filed with the Executive Officer of this Commission; and

WHEREAS, said proposal was made in the form of a petition filed on behalf of the Tiburon Baptist Church requesting the initiation of annexation proceedings pursuant to the District Reorganization Act of 1965, Division 1 (commencing with Section 56000) of Title 6 of the Government Code; and

WHEREAS, the Executive Officer, pursuant to Government Code Section 56262, set December 13, 1984, as the hearing date on this proposal and gave the required notice of hearing; and

WHEREAS, the Executive Officer, pursuant to Government Code Section 54794, has reviewed this proposal and prepared a report including his recommendations thereon, and has furnished a copy of this report to each person entitled to a copy; and

WHEREAS, this Commission conducted a public hearing on December 13, 1984, heard from the interested parties, considered the proposal and the report of the Executive Officer, and considered the factors determined by the Commission to be relevant to this proposal.

NOW, THEREFORE, the Local Agency Formation Commission of the County of Marin DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

Section 1. Subject to the terms and conditions hereinafter specified, the proposal is approved.

Section 2. The boundaries of the territory proposed to be annexed shall be those set forth in Exhibit A, attached hereto and incorporated herein; and said territory shall be designated as the "Tiburon Baptist Church Annexation."

Section 3. Said territory is found to be uninhabited.

Section 4. Any resolution ordering the annexation approved by this resolution shall provide that such annexation is ordered subject to Richardson Bay Sanitary District's terms and conditions as set forth in Exhibit B, attached hereto and incorporated herein.

Tiburon Baptist Church Annexation Resolution No. 84-19

Section 5. The Richardson Bay Sanitary District is designated as the conducting district for further proceedings, and the Board of Directors of said District is hereby directed to initiate proceedings in compliance with this resolution.

Section 6. In accordance with applicable provisions contained in the adopted Marin Local Agency Formation Commission Environmental Guidelines and Procedures, the project is Categorically Exempt (Class 19).

Section 7. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56272 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 13th day of December 1984, by the following vote:

AYES: Commissioners Boessenecker, Breiner, Bull, Giacomini and Stockwell

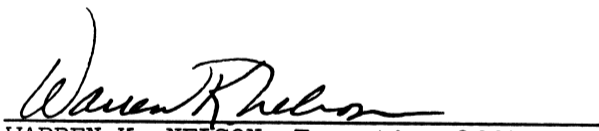
NOES: None

ABSENT: Commissioner McCart



ROBERT B. STOCKWELL, Chairman Pro Tem
Marin Local Agency Formation Commission

ATTEST:


WARREN K. NELSON, Executive Officer

DATE: December 14, 1984

EXHIBIT "A"

TIBURON BAPTIST CHURCH ANNEXATION

TO

RICHARDSON BAY SANITARY DISTRICT

BEGINNING at a point on the existing boundary of the Richardson Bay Sanitary District, said point being the most easterly corner of the Lands of Tiburon Baptist Church (Assessor's Parcel No. 34-231-33), said point being also on the southerly right-of-way line of the State of California (Hwy 131) as shown on the California Department of Transportation (CalTrans) "Right-of-Way Record Map" at page R-143.5 identified as the point with coordinates of Y.514148.26 and X.1425439.30 based on the California Coordinate System, Zone III; running thence from said POINT OF BEGINNING along the existing boundary of the Richardson Bay Sanitary District to the POINT OF BEGINNING.

Containing an area of 13.3 acres, more or less.

Date: October 5, 1984 •

EXHIBIT "B"

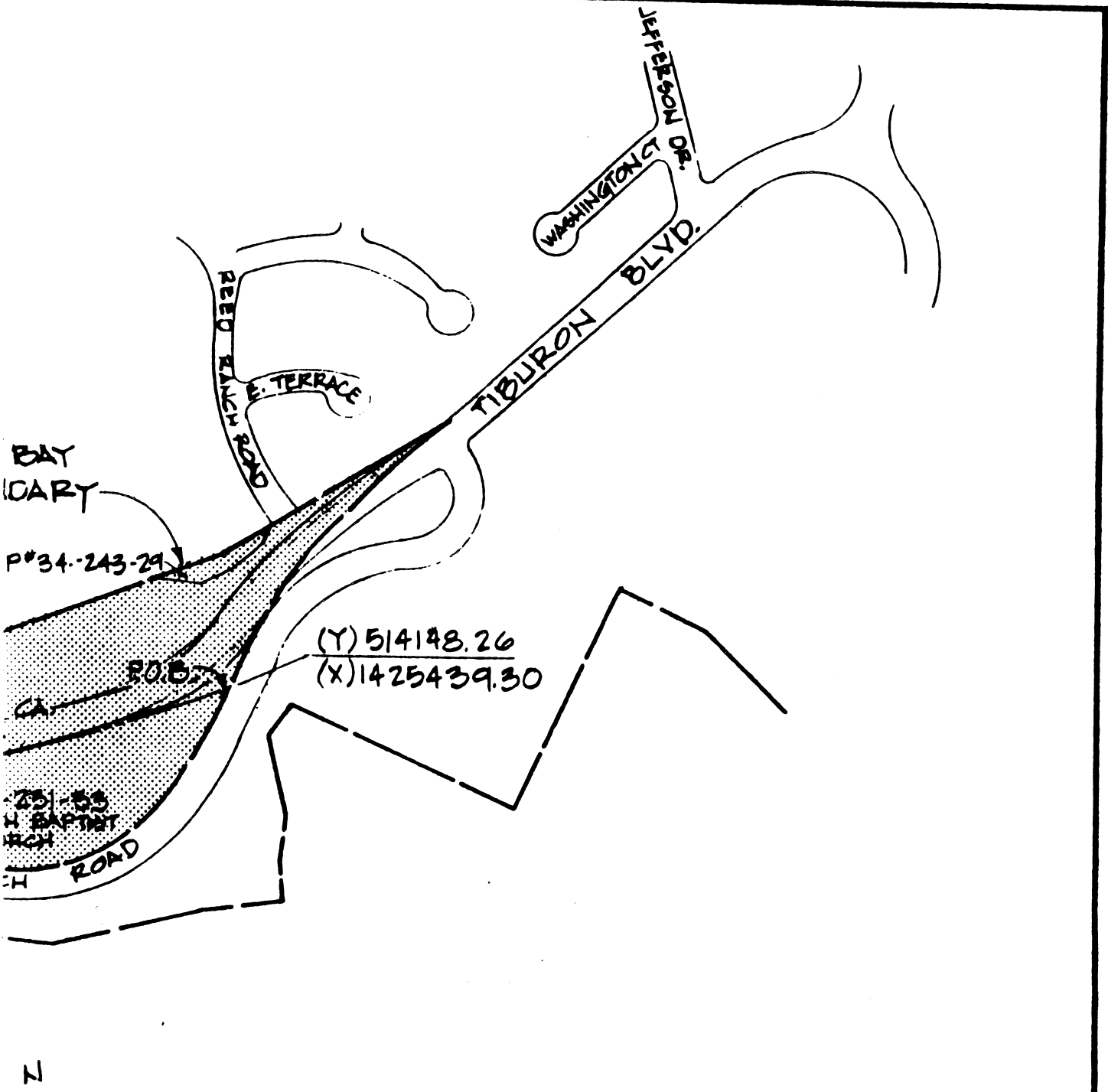
RICHARDSON BAY SANITARY DISTRICT
TERMS AND CONDITIONS

The annexation shall be subject to the following terms and conditions:

(1) In the event the District shall require any payment of a fixed or determinable amount of money, either as a lump sum or in installments, for the acquisition, transfer, use or right of use of all or any part of the existing property, real or personal, of the District, such payment shall be made to the District in the manner and at the time as provided by the rules, regulations or ordinances of the District as now or hereafter amended, pursuant to which such payment is required.

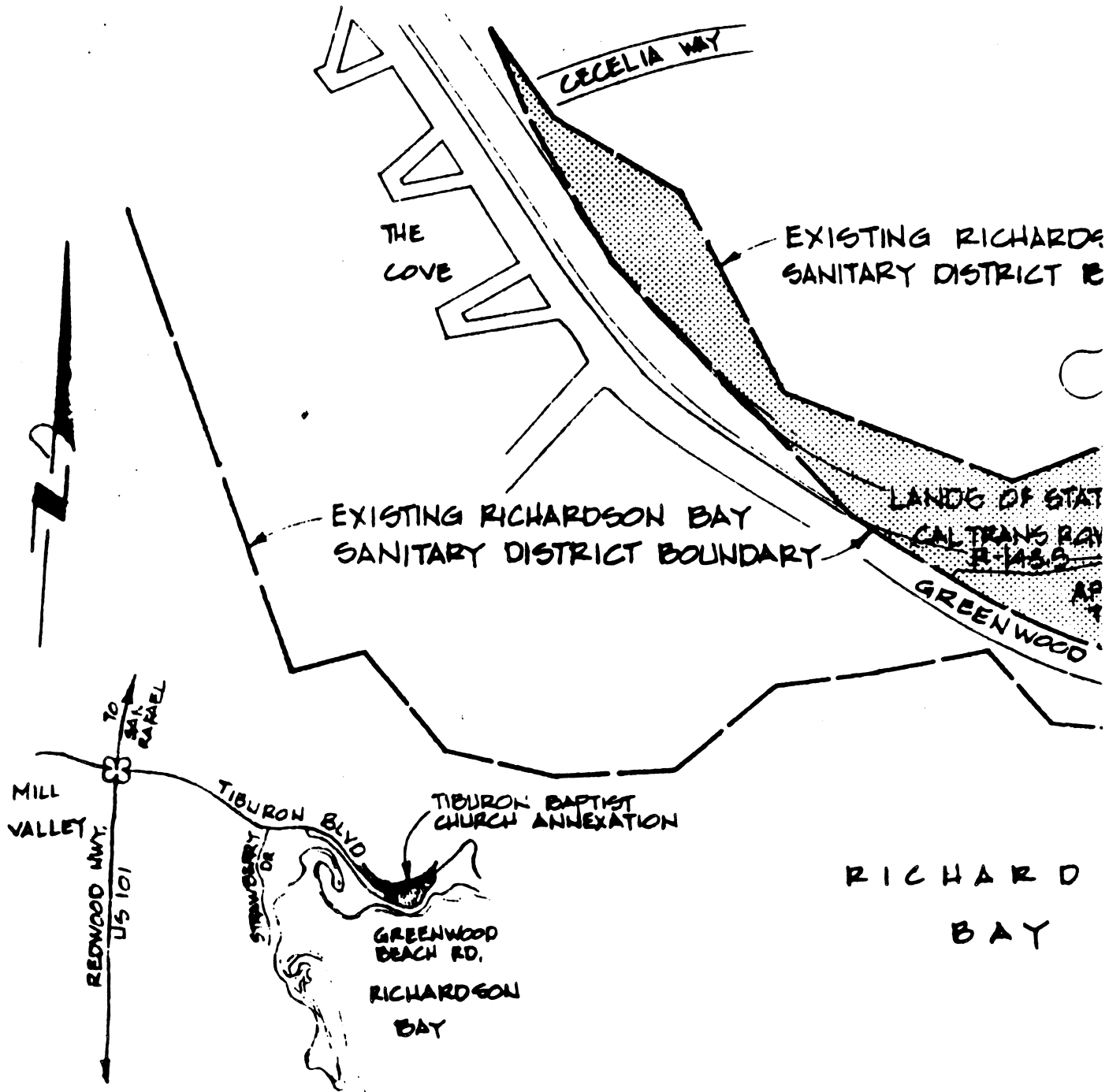
(2) Upon and after the effective date of said annexation, the territory, all inhabitants within such territory, and all persons entitled to vote by reason of residing or owning land within the territory shall be subject to the jurisdiction of the District, shall have the same rights and duties as if the territory had been a part of the District upon its original formation, shall be liable for the payment of principal, interest and any other amounts which shall become due on account of any outstanding or then authorized but thereafter issued bonds, including revenue bonds, or other contracts or obligations of the District, shall be subject to the levying or fixing and collection of any and all taxes, assessments, service charges, rentals or rates as may be necessary to provide for such payment; and shall be subject to all of the rates, rules, regulations and ordinances, the District, as now or hereafter amended; and shall be subject to the provisions of existing and subsequent orders of the California Regional Water Quality Control Board, which current orders place a restriction upon the number of sewer connections allowable to District's sewer systems.

(3) No right to capacity in any facilities or public improvements of the District, service, or priority of service, shall arise because of annexation. District shall, pursuant to contractual obligations, and pursuant to applicable orders, regulations, rules and limitations of the California Regional Water Quality Control Board, determine when and if sewer service can be provided, the priority of service and the conditions upon which service may be made.



TIBURON BAPTIST CHURCH ANNEXATION		
SCALE: 1" = 300'	APPROVED BY: GER	DRAWN BY MB
DATE: OCT '84		REVISED
RICHARDSON BAY SANITARY DISTRICT		
NUTE ENGINEERING SAN RAFAEL, CALIFORNIA		DRAWING NUMBER 4909

DPW 21-84



VICINITY MAP