

LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF MARIN

RESOLUTION NO. 81-38

RESOLUTION MAKING DETERMINATIONS AND APPROVING WITH WAIVER OF NOTICE,  
HEARING AND ELECTION THE REORGANIZATION INVOLVING DETACHMENT OF TERRITORY FROM  
SANITARY DISTRICT NO. 1 AND ANNEXATION OF TERRITORY TO  
SAN RAFAEL SANITATION DISTRICT

BRET HARTE ROAD REORGANIZATION NO. 2

WHEREAS, a proposal for a reorganization involving the detachment of certain territory from Sanitary District No. 1 and the annexation of that same territory to San Rafael Sanitation District has been filed with the Executive Officer of this Commission; and,

WHEREAS, said proposal was made in the form of a petition submitted by Irene Inka J. Benton requesting initiation of proceedings pursuant to the District Reorganization Act of 1965, Division 1 (commencing with Section 56000) of the Government Code; and,

WHEREAS, pursuant to Government Code Section 56261 and 56261.1 when an application making a proposal for a reorganization is signed by owners of all affected properties, this Commission may make determinations with respect to said proposal without notice and hearing.

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 reorganization proposal is approved.

Section 2. The boundaries of the territory proposed for reorganization shall be those set forth in Exhibit A, attached hereto and incorporated herein. The reorganization consists of the following changes of organization: detachment from Sanitary District No. 1 and annexation to San Rafael Sanitation District. The territory shall be designated as the Bret Harte Road Reorganization No. 2.

Section 3. Said territory is found to be uninhabited.

Section 4. Any resolution authorizing the reorganization approved shall impose the terms and conditions specified in Attachment B, Terms and Conditions, attached hereto and incorporated herein.

Section 5. The Marin County Board of Supervisors, pursuant to Section 56291 of the Government code, is designated as the conducting agency for further proceedings, and is hereby directed to initiate such proceedings in compliance with this resolution and provisions of law, and is authorized to take such proceedings without notice, hearing and election.

Section 6. In accordance with applicable provisions contained in the adopted Marin LAFCo Environmental Guidelines and Procedures, the City of San Rafael is the appropriate lead agency, has conducted an initial study incorporating concerns of said Commission, a responsible agency, and has issued a Negative Declaration. LAFCo hereby certifies that the Commission has considered said documents.

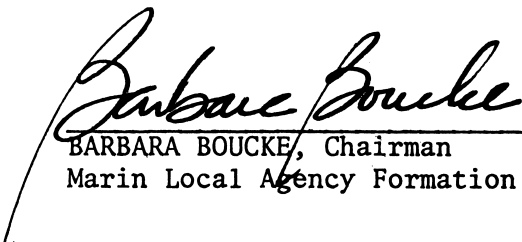
Section 7. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution in the manner prescribed in Section 56272 of the Government Code.

PASSED AND ADOPTED by the Local Agency Formation Commission of the County of Marin on this 15th day of October 1981 by the following vote:


AYES: Commissioners Boessenecker, Giacomini, Haehl, Wilhelm and Boucke

NOES: None

ABSENT: None

  
\_\_\_\_\_  
BARBARA BOUCKE, Chairman  
Marin Local Agency Formation Commission

ATTEST:

  
\_\_\_\_\_  
WARREN K. NELSON, Executive Officer

DATE: October 16, 1981

ROBERT C. MARTIN

CIVIL ENGINEER

*consulting foundation and soils engineer**geotechnical investigation**foundation design**geophysical investigation and hydrology*

(Rev.) September 2, 1980

Job No. 81-132

## BRET HARTE ROAD REORGANIZATION NO. 2

Detachment from Ross Sanitary District And  
Annexation to San Rafael Sanitary District

Beginning at a point on the existing boundary of the San Rafael Sanitary District, said point also being a point on the centerline of Bret Harte Road which bears North  $31^{\circ} 25' 00''$  East 20.55 feet from the most Easterly corner of that parcel of land shown as Parcel No. 2 on that certain parcel map recorded in the official records of the County of Marin in Book 18 of Parcel Maps at Map No. 55; thence proceeding along said Sanitary District boundary and centerline of said Bret Harte Road North  $71^{\circ} 50' 00''$  West 65.36 feet; South  $71^{\circ} 41' 00''$  West 63.30 feet; South  $54^{\circ} 35' 00''$  West 78.70 feet; South  $77^{\circ} 10' 00''$  West 30.90 feet; South  $89^{\circ} 07' 00''$  West 34.51 feet; North  $70^{\circ} 28' 00''$  West 30.00 feet; North  $49^{\circ} 59' 00''$  West 62.60 feet; North  $21^{\circ} 42' 00''$  West 41.30 feet; North  $4^{\circ} 22' 00''$  East 84.80 feet; North  $30^{\circ} 16' 00''$  West 95.00 feet; North  $45^{\circ} 32' 00''$  West 98.80 feet; North  $20^{\circ} 58' 00''$  West 11.97 feet; thence leaving said Sanitary District boundary and proceeding South  $69^{\circ} 33' 25''$  West 20.00 feet to a corner of said Parcel No. 2 (PM 18-55); thence South  $69^{\circ} 33' 27''$  West 26.41 feet; thence North  $61^{\circ} 30' 29''$  West 114.37 feet; thence South  $30^{\circ} 55' 41''$  West 157.28 feet; thence South  $51^{\circ} 06' 00''$  East 369.50 feet; thence South  $31^{\circ} 09' 40''$  East 295.86 feet; thence North  $48^{\circ} 37' 00''$  East 187.42 feet; thence North  $31^{\circ} 25' 00''$  East 179.31 feet to a corner of said Parcel No. 2 (PM 18-55) and North  $31^{\circ} 25' 00''$  East 20.55 feet to the centerline of Bret Harte Road and the point of beginning.

Containing 2.63 Acres more or less.