

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 76-22

RESOLUTION MAKING DETERMINATIONS AND APPROVING THE ANNEXATION OF  
TERRITORY DESIGNATED AS "LAGUNA VISTA DRIVE ANNEX 1976-1"  
TO SANITARY DISTRICT NO. 6

WHEREAS, a proposal for the annexation of certain territory to Sanitary District No. 6 in the County of Marin, has been filed with the Executive Officer of this Commission; and

WHEREAS, said proposal was designated as the "Laguna Vista Drive Annex 1976-1" and was made in the form of Resolution No. 1564, a resolution of application adopted by the Board of Directors of Sanitary District No. 6, and 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, said resolution of application was accompanied by written consent signed by all owners of land within the territory proposed to be annexed; and

WHEREAS, pursuant to Government Code Section 56261, when a resolution of application is accompanied by written consent of all owners of land within the territory proposed to be annexed, this Commission authorize the conducting agency to order or deny the annexation without notice, hearing or election; and

WHEREAS, at the time and in the form and manner prescribed by law, the Executive Officer has given notices of public hearings by this Commission upon said proposal; and

WHEREAS, the public hearings upon said proposal were held by this Commission upon the date and at the time and place specified in said notices of public hearing; and

WHEREAS, this Commission caused to be prepared a draft environmental impact report to assess the environmental impacts of the Laguna Vista Drive Annex 1976-1 to Sanitary District No. 6 and related City of Novato annexation proposals; and

WHEREAS, said draft environmental impact report was reviewed by this Commission at a noticed public hearing and was, following revision to reflect and respond to public comments, thereafter certified as adequate and final,

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

1. Subject to the terms and conditions hereinafter specified, the proposal made by Resolution No. 1564 adopted by the Board of Directors of Sanitary District No. 6 is approved.

2. Unless modified in accordance with condition 3b below, 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 "Laguna Vista Drive Annex 1976-1", and is found to be uninhabited.

3. The "Laguna Vista Drive Annex 1976-1" to Sanitary District No. 6 is approved subject to the following terms and conditions:

a. No resolution finally ordering the annexation shall be adopted by the Board of Directors of Sanitary District No. 6 until a final court determination or negotiated settlement in the matter of Moss v. Barrick has been rendered.

b. If the final court determination or negotiated settlement rendered in the matter of Moss v. Barrick results in the boundary of Assessor's parcel No. 143-331-24 being different than that described in the "4-76" map and legal description of the Laguna Vista Drive Annex 1976-1, the Board of Directors of Sanitary District No. 6 is hereby ordered and shall amend said map and legal description in accordance with the boundaries specified in the court determination or negotiated settlement.

c. Any resolution finally ordering the Laguna Vista Drive Annex 1976-1 shall provide that the boundaries of the territory ordered annexed are those established pursuant to c. above.

d. Any resolution ordering the Laguna Vista Drive Annex 1976-1 shall provide that such annexation is ordered subject to the terms and conditions specified herein and those specified in the resolution of application.

4. Sanitary District No. 6 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, and is authorized to proceed without notice or hearing pursuant to Government Code Section 56261.

5. The environmental documents relevant to the proposed annexation have been reviewed and considered by the Commission in making its final determination.

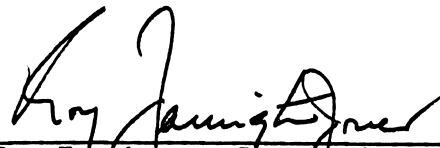
6. The Executive Officer is hereby authorized to mail certified copies of this resolution in the manner and as described in Section 56272 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 16th day of June by the following vote:

AYES: Commissioners Baptiste, Giacomini, Mulryan, Violich and Jones

NOES: None

ABSENT: None



Roy Farrington Jones, Chairman  
Local Agency Formation Commission  
of the County of Marin

ATTEST:



Lari I. Sheehan, Executive Officer

SANITARY DISTRICT NO. 6 OF MARIN COUNTY

LAGUNA VISTA DRIVE ANNEXATION 1976-1

EXHIBIT "A"

Beginning at a point on the existing boundary of Sanitary District No. 6 of Marin County, said point being the southwesterly corner of Parcel A as said parcel is shown upon that certain parcel map recorded in Volume 10 of parcel map at page 82, Marin County Records, said point being on the easterly line of Lot 6 as said lot is shown upon that certain map entitled "Map of View Acres Sub-division", filed January 11, 1973 in Volume 15 of Maps at page 48, Marin County Records; thence leaving said Sanitary District boundary and running along the boundary of said parcel map (10 PM 82) South  $38^{\circ} 28' 38''$  East 448 feet; thence North  $43^{\circ} 47' 41''$  East 264.047 feet; thence North  $32^{\circ} 51' 18''$  West 182.341 feet; thence North  $13^{\circ} 09' 51''$  East 174.531 feet to a point on the southerly line of Laguna Vista Drive (10 PM 82), thence leaving said boundary of 10 P.M. 82 North  $10^{\circ} 06'$  West 20 feet, more or less, to a point on the existing District boundary; thence running along said District boundary easterly 315 feet, more or less, and southerly 245 feet, more or less to the point of beginning.

Annex 1971-9



15 OR 48

POB

PARCEL A  
10 PM 82

PARCEL C

PARCEL B

Annex 1963-1

LAGUNA VISTA CERRO CREST DR

N 10° 06' W  
20' ±

N 13° 09' 51" E  
174.531'

N 32° 51' 18" W  
182.341'

448'

E 38° 28' 38" S  
338' 28' 38" S

N 43° 47' 41" E  
264.047'

BOOK 3311 PAGE 505

Area = 3.42 ac

BUGEIA LN

ATHERTON AVE

BAHIA DR

CERRO CREST DR

LAGUNA VISTA DR

TOPAZ DR

H LANE



LOCATION MAP



KEY:



Existing District Boundary

Proposed Annexation

Marin  
County Surveyor  
MAPPING  
**4-76**

<b>NOVATO SANITARY DISTRICT</b>			
SANITARY DISTRICT NO. 6			
MARIN COUNTY CALIFORNIA			
SCALE: 1" = 100'	APPROVED BY	DRAWN BY RLB	
DATE: 2-20-76	Manager-Engineer	CHK'D BY RLB	
<b>LAGUNA VISTA DR ANNEX 1976-1</b>			
			DRAWING NO.