

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 85-5

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION  
WITH WAIVER OF NOTICE, HEARING, AND ELECTION  
TO THE NOVATO SANITARY DISTRICT

**"Marion Avenue Annexation 1984-8"**

WHEREAS, a proposal for the annexation of certain territory to the Novato 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 Resolution No. 2106, a resolution of application adopted by the Board of Directors of the Novato Sanitary District, 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 may make determinations with respect to said annexation 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 proposal made by Resolution No. 2106, adopted by the Board of Directors of the Novato Sanitary District, 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 "Marion Avenue Annexation 1984-8."

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 Novato Sanitary District's terms and conditions as set forth in Exhibit B, attached hereto and incorporated herein.

Section 5. The Novato 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 and is authorized to proceed without notice, or election, pursuant to Government Code Section 56261.

Section 6. In accordance with applicable legal provisions, the City of Novato is lead agency, has conducted environmental review, and issued the project a Negative Declaration. LAFCo, acting as a responsible agency, has confirmed their Commission's review of environmental documents.

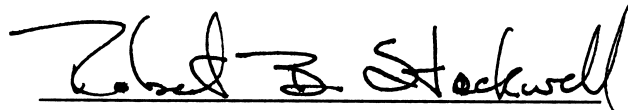
Section 7. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56272 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 14th day of March, 1985, by the following vote:

AYES: Commissioners Boessenecker, Bull, Willmann and Stockwell

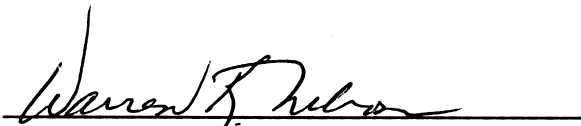
NOES: None

ABSENT: Commissioner Giacomini



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

ATTEST:

  
WARREN K. NELSON, Executive Officer

DATE: March 15, 1985

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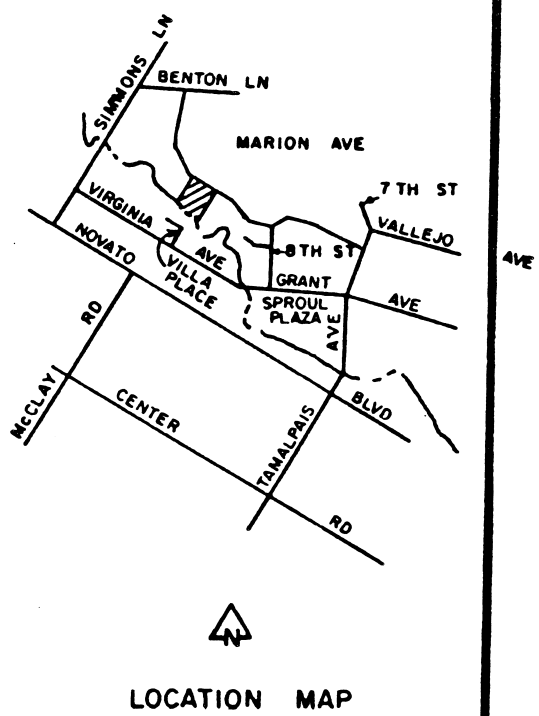
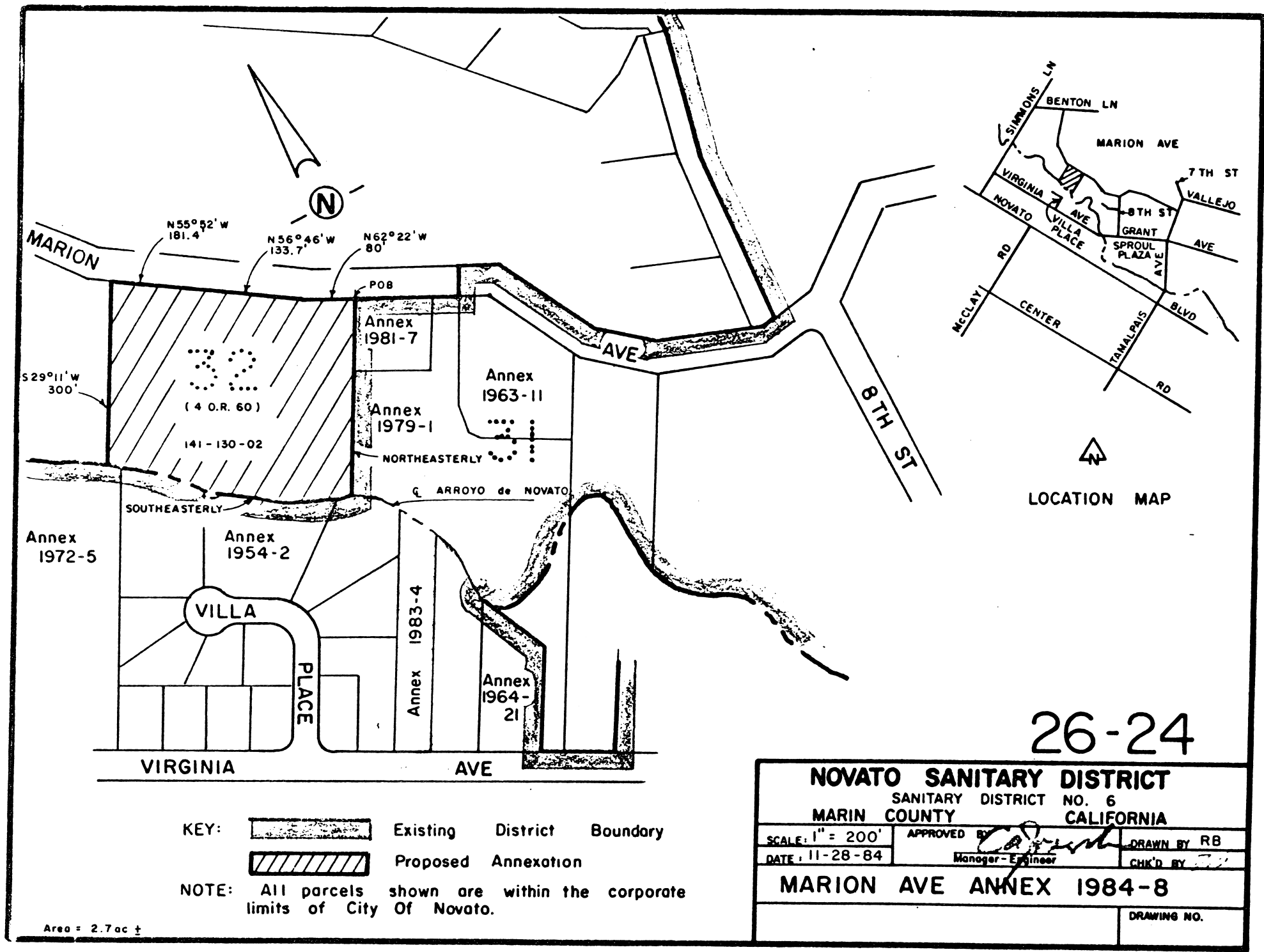
November 28, 1984

NOVATO SANITARY DISTRICT

MARION AVE. ANNEX 1984-8

Exhibit "A"

Beginning at a point on the existing boundary of Novato Sanitary District, said point being on the southerly line of Marion Avenue at its intersection with the easterly line of Lot 32, as said Avenue and Lot are shown upon that certain map entitled "Subdivision Three, Sweetser Ranch, Novato, Cal.", filed November 14, 1913 in Liber 4 of Maps at Page 60, Marin County Records; thence leaving said Sanitary District boundary and running along said southerly line of Marion Avenue North  $62^{\circ}22'$  West 80 feet; thence North  $56^{\circ}46'$  West 133.7 feet; thence North  $55^{\circ}52'$  West 181.4 feet to the most northerly corner of said Lot 32; thence leaving said southerly line of Marion Avenue and running along the westerly line of said Lot South  $29^{\circ}11'$  West 300 feet to the "Centre Line of the Arroyo de Novato", as said Centre Line is shown upon said Map (4 O.R. 60), and to a point on said Sanitary District boundary; thence leaving said westerly line of said Lot and running along said Centre Line and along said Sanitary District boundary Southeasterly to the most southerly corner of said Lot; thence leaving said Centre Line and continuing along said Sanitary District boundary and along said easterly line of Lot 32 Northeasterly to the point of beginning. Containing 2.7 acres, more or less.



26-24

KEY: Existing District Boundary  
 Proposed Annexation

NOTE: All parcels shown are within the corporate limits of City Of Novato.

Area = 2.7 ac ±

<b>NOVATO SANITARY DISTRICT</b>		
SANITARY DISTRICT NO. 6		
MARIN COUNTY CALIFORNIA		
SCALE: 1" = 200'	APPROVED BY	DRAWN BY RB
DATE: 11-28-84	Manager-Engineer	CHK'D BY
<b>MARION AVE ANNEX 1984-8</b>		
		DRAWING NO.

85018833

RESOLUTION ADOPTED BY THE MARIN LOCAL  
AGENCY FORMATION COMMISSION ESTABLISHING  
A SPHERE OF INFLUENCE FOR THE

Sanitary District No. 1 (Ross Valley)

WHEREAS, one of the purposes of a Local Agency Formation Commission (LAFCo) is to establish sphere of influence boundaries for local agencies; and

WHEREAS, in the case of Resource Defense Fund vs. Santa Cruz LAFCo, the California Appellate Court decided that LAFCo shall establish an agency's sphere of influence prior to approving any change to said agency's service boundary; and

WHEREAS, the Marin LAFCo developed a comprehensive program for studying special district spheres of influence, completed Phases I and II of said program with the adoption of sphere of influence resolutions for twenty-two special districts, and is proceeding toward adoption of the remaining twenty-five special district sphere of influence studies in this last phase of the program; and

WHEREAS, the LAFCo staff held an organizational meeting with local agency representatives, solicited and received information about each study, and prepared an Administrative Draft Report dated August 6, 1984, which was then forwarded to each special district for their review and comment; and

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

WHEREAS, a public hearing was held on December 13, 1984, and continued to February 14, 1985, regarding Sanitary District No. 1 (Ross Valley) Sphere of Influence Report at which time LAFCo received public testimony and considered (1) the environmental determination suggested by the Executive Officer, (2) the Executive Officer's report and recommendation, (3) state mandated criteria, (4) Marin LAFCo "Adopted Policy Guidelines," and (5) other matters relevant to the local program.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. The Marin Local Agency Formation Commission does hereby establish a sphere of influence boundary for the Sanitary District No. 1 (Ross Valley). Said sphere of influence shall include:

A. Most currently served lands, except lands located outside the Urban Service Area boundaries of San Anselmo, Fairfax and Ross as identified in the 1982 Countywide Plan.

B. San Quentin Village and adjoining State properties.

Section 2. The Sanitary District No. 1 (Ross Valley) Sphere of Influence Report, being one section within the Special District Sphere of Influence Study dated October 22, 1984, is hereby adopted as amended.

Section 3. The location of said sphere of influence boundary is shown on the map, attached hereto and incorporated herein.

Section 4. Marin Local Agency Formation Commission "Adopted Policy Guidelines", marked Exhibit "B", are incorporated herein.

Section 5. Amendment to the adopted sphere of influence boundary is authorized by law and provided for in said Commission's "Adopted Policy Guidelines." Any future changes to the adopted sphere of influence boundary shall be initiated in accordance with applicable statutes and conducted at a public hearing.

Section 6. Environmental documents relevant to the project have been considered by the Commission in their review and determination. Pursuant to the California Environmental Quality Act and the "Commission's Adopted Environmental Guidelines", the Sanitary District No. 1 (Ross Valley) Sphere of Influence Report is hereby issued a Negative Declaration.

PASSED AND ADOPTED, following a public hearing by the Marin Local Agency Formation Commission on the 14th day of February, 1985, by the following vote:

AYES: Commissioners Boessenecker, Breiner, Giacomini, Stockwell and McCart  
NOES: None  
ABSTAIN: None  
ABSENT: None

  
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MARTHA McCART, Chairman  
Marin Local Agency Formation Commission

ATTEST:

  
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WARREN K. NELSON, Executive Officer

DATE: February 15, 1985