

## LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 88-9

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION  
WITH WAIVER OF NOTICE, HEARING AND ELECTION  
TO THE HOMESTEAD VALLEY SANITARY DISTRICT"SEQUOIA VALLEY ROAD ANNEXATION"

WHEREAS, a proposal for the proposed annexation of certain territory to the Homestead Valley Sanitary District, in the County of Marin, has been filed with the Executive Officer of this Local Agency Formation Commission pursuant to Title 5, Division 3, commencing with Section 56000 of the Government Code; and

WHEREAS, said proposal was made in the form of a petition, filed by the owners of the properties; and

WHEREAS, said petition 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 56837, when a petition 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; and

WHEREAS, the Executive Officer has reviewed the proposal and prepared a report, including his recommendation thereon, the proposal and report having been presented to and considered by this Commission.

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 petition is approved.

Section 2. The boundaries, as set forth in the proposal, are hereby approved as submitted and are as described in Exhibit "A" attached hereto and by this reference incorporated herein.

Section 3. The territory includes 1.75 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Sequoia Valley Road Annexation" to the Homestead Valley Sanitary District.

Section 4. The proposal is consistent with the spheres of influence of affected local agencies.

Section 5. Any resolution authorizing the annexation approved by this resolution shall impose the terms and conditions of the Homestead Valley Sanitary District, as set forth in Exhibit "B" attached hereto and incorporated herein.

"Sequoia Valley Road Annexation" Resolution No. 88-9

Section 6. The Homestead Valley 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 56837.

Section 7. The project is categorically exempt pursuant to provisions of the California Environmental Quality Act and the Commission's Environmental Guidelines.

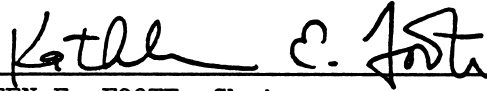
Section 8. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56853 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 14th day of July 1988 by the following vote:

AYES: Commissioners Breiner, Stockwell, Williams and Foote

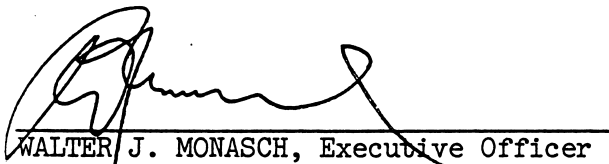
NOES: None

ABSENT: Commissioner Giacomini



KATHLEEN E. FOOTE, Chairman  
Marin Local Agency Formation Commission

ATTEST:

  
WALTER J. MONASCH, Executive Officer

Dated: July 15, 1988

## EXHIBIT "A"

SEQUOIA VALLEY ROAD ANNEX  
(County Surveyor #7-88)

TO

THE HOMESTEAD VALLEY  
SANITARY DISTRICTLEGAL DESCRIPTION

That certain real property situated in the County of Marin, State of California, described as follows:

BEGINNING at a point on the Easterly line of Sequoia Valley Road, <sup>SOUTH</sup> said point being North 88° 26' East 27.81 feet from the ~~North~~ <sup>SOUTH</sup> east corner of Lot 46 as shown on the Map entitled "Map of Marin View Acres" filed in Map Book 3 at page 49, Marin County Records, said point being on the existing boundary of the Homestead Valley Sanitary District; thence South 88° 35' West 155.62 feet; thence South 88° 26' West 100 feet to the Southeasterly corner of the parcel granted to Leota D. O'Rourke by Deed recorded July 13, 1946 in Book 520 of Official Records at page 291; thence North 01° 39' West 50 feet to the Northeasterly corner of the O'Rourke parcel and South 88° 26' West 115 feet, more or less, to the centerline of Bay View Drive; thence North 04° West 27 feet, more or less and North 27° 30' East ~~52.65~~ <sup>98 FT. ±</sup> feet to the Northwesterly corner of Lot 46; thence North 88° 35' East 183.99 feet, more or less, to a point that bears South 88° 35' West 177.81 feet from the Northeasterly corner of Lot 46 shown on the Map of Marin View Acres, filed in Map Book 3 at page 49; thence leaving the Southerly line of Lot 47, as shown upon that certain map entitled, "Map of Marin View Acres, Marin County, Cal.", filed for record in Volume 3 of Maps, at Page 49, Marin County Records, North 3° 25' West 96.387 feet to the Northerly line of the parcel conveyed by Eugene F. Sthymmel, et ux, to Dan W. Stamos, by Deed recorded March 10, 1952 in Book 733 of Official Records, at Page 165; thence along said line, North 85° 14' 55" East 167.53 feet to the existing boundary of said Sanitary District, said point also being the Easterly line of Sequoia Valley Road; thence Southerly along said boundary to the point of beginning.

\* = degrees

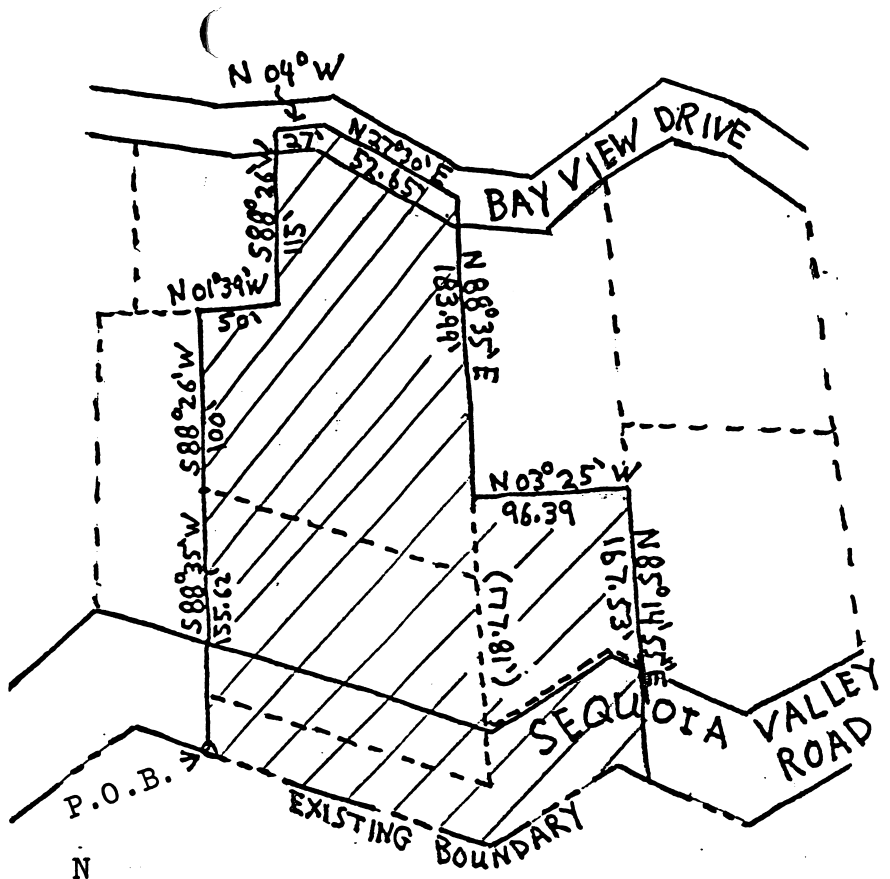
Containing approximately 1.75 acres.

May 20, 1988

EXHIBIT "B"HOMESTEAD VALLEY SANITARY DISTRICT


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

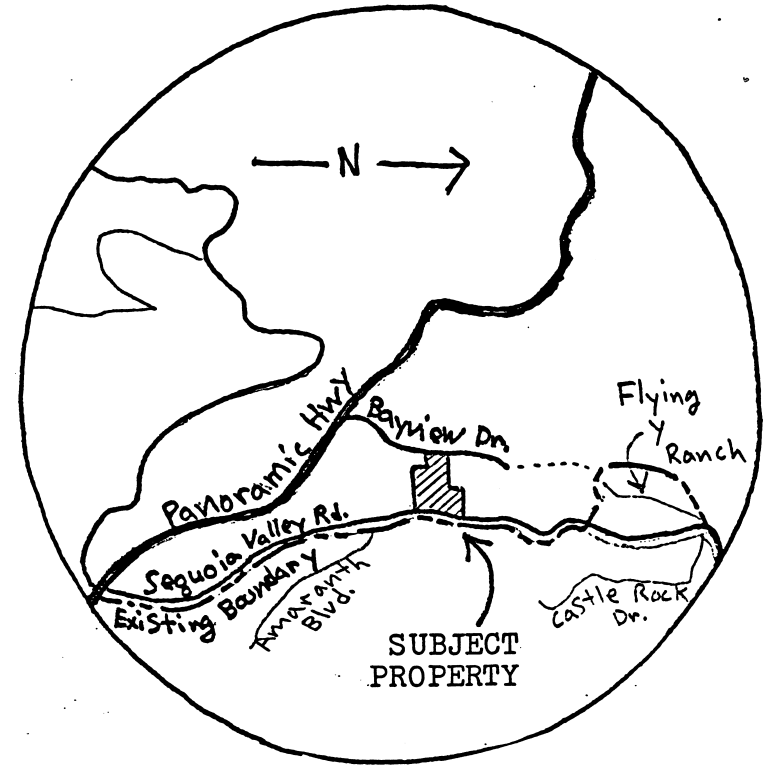
1. In the event that pursuant to rules, regulations or ordinances of the District, as now or hereafter amended, the District shall require any payment of a fixed or determinable amount of money, either as a lump sum or in installments, or the acquisition, transfer, use or right of use of all or any part 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 of the District, as now or hereafter amended.
3. No right to capacity in any facilities or public improvements of District, service, or priority of service shall arise because of annexation. District shall, in its sole discretion, determine when and if service can be provided, the priority of service and the conditions upon which service may be made if District determines service can be provided.



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Scale: 1" = 100'

 PROPOSED ANNEXATION CONTAINS 1.75 acres



LOCATION MAP  
 (no scale)

SEQUOIA VALLEY ROAD ANNEX  
(COUNTY SURVEYOR #7-88)  
TO  
THE HOMESTEAD VALLEY  
SANITARY DISTRICT

MAY 20, 1988