

EXHIBIT "A"

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 91-13

RESOLUTION MAKING DETERMINATIONS AND CONDITIONALLY APPROVING
THE FORMATION OF MARIN COUNTY SERVICE AREA NO. 29

WHEREAS, a proposal for the formation of a County Service Area for the purpose of establishing a funding mechanism for ongoing maintenance dredging for Paradise Cay located on the east side of the Tiburon peninsula, described in Exhibit "A" attached hereto and incorporated herein, located in the County of Marin, has been filed with the Executive Officer of this Commission; and

WHEREAS, said proposal was made in accordance with the form of application and submitted by a petition signed by 38% (162) of registered voters in the affected territory requesting initiation of proceedings by this Commission upon said proposal pursuant to Cortese/Knox Local Government Reorganization Act of 1985, Title 5, Division 3, commencing with Section 56000 of the Government Code; 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, the public hearing on said proposal was held by this Commission upon the date and at the time and place specified in said notice of public hearing; and

WHEREAS, at said hearing this Commission heard and received all oral and written protests, objections and evidence made, presented or filed.

NOW, THEREFORE, the Local Agency Formation Commission (LAFCO) 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 application submitted by petition is approved and shall be designated as "County Service Area #29."

2. The boundaries of the territory, as set forth in the proposal filed with the Commission, are described in Exhibit "A" attached hereto and by this reference incorporated herein.

3. Any resolution ordering the formation of the County Service Area (CSA) approved by this resolution shall provide that such formation is ordered subject to the following terms and conditions:

- A. That the voters approve special tax in the amount, as established by the Marin County Board of Supervisors, sufficient to carry out the purpose of the CSA.
- B. CSA #29 shall be limited to providing ongoing maintenance dredging for the Paradise Cay area.

4. In accordance with applicable provisions contained in the adopted Marin LAFCO Environmental Guidelines and Procedures, the Commission is the appropriate lead agency, has conducted an Initial Study, and hereby issues a Negative Declaration of environmental impact for the formation of CSA #29 as a funding mechanism for ongoing maintenance dredging. Specific dredging projects will require compliance with the California Environmental Quality Act (CEQA).


5. The Board of Supervisors of the County of Marin has been designated as the conducting agency for further proceedings and is hereby directed to initiate said proceedings in compliance with this resolution and the applicable provisions of State law.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 26th day of September 1991 by the following vote:

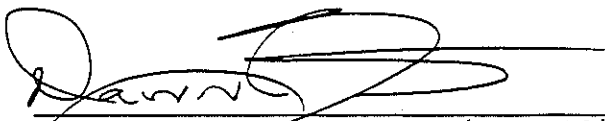
AYES: Commissioners Bevis, Breiner, Foote and Williams

NOES: None

ABSENT: Commissioner Aramburu


ERWIN L. WILLIAMS, Chairman
Marin Local Agency Formation
Commission

ATTEST:


DAWN MITTLEMAN, Executive Officer

DATE: September 26, 1991