

LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF MARIN

RESOLUTION NO. 80-14

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION  
WITH WAIVER OF NOTICE, HEARING, AND ELECTION  
TO SANITARY DISTRICT NO. 5

NORTHWESTERN PACIFIC RAILROAD ANNEXATION

WHEREAS, a proposal for the annexation of certain territory to Sanitary District No. 5, 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 a petition 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 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 an 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 said petition 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 "Northwestern Pacific Railroad Annexation."

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 the standard terms and conditions imposed by the district.

Section 5. Sanitary District No. 5 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.

Section 6. In accordance with applicable provisions contained in the adopted Marin Local Agency Formation Commission Environmental Guidelines and Procedures, the Town of Tiburon, as the appropriate lead agency, has completed an Environmental Impact Report titled "Southern Pacific Tiburon Properties." This document was certified by the Town on May 8, 1978. The Marin Local Agency Formation Commission hereby certifies that the Commission has considered said documents and finds the report to be adequate as to content.

Section 7. The Executive Officer is hereby authorized to mail certified copies of this resolution in the manner and as prescribed by law.

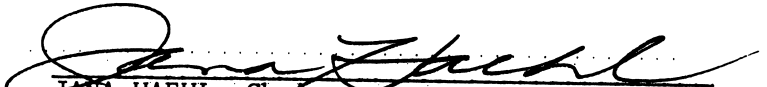
PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 18th day of June, 1980, by the following vote:

AYES: Commissioners Boessenecker, Violich, Wilhelm and Haehl


NOES: None

ABSTAIN: None

ABSENT: Commissioner Giacomini

  
JANA HAEHL, Chairperson  
Marin Local Agency Formation Commission

ATTEST:

  
WARREN K. NELSON, Executive Officer

DATE: June 19, 1980

SANITARY DISTRICT #5

NORTHWESTERN PACIFIC RAILROAD ANNEXATION

Beginning at the most northerly corner of Parcel B as described in the deed from Northwestern Pacific Railroad Company to Fred Zelinsky recorded in Volume 1079 at page 61, Official Records County of Marin, said point also being on the existing boundary of Sanitary District #5; running thence from said point of beginning westerly, northerly easterly, southerly and northerly along said district line to the point of beginning.

Annexation contains:

15.82 Acres more or less.

EXHIBIT "A"