

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 89-6

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
WITH WAIVER OF NOTICE, HEARING AND ELECTION
TO THE CITY OF SAN RAFAEL

"OAK DRIVE ANNEXATION"

WHEREAS, a proposal for the proposed annexation of certain territory to the City of San Rafael, 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 Michael J. Smith, the owner of the property; 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 of the property owner 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 .18 acre, is found to be uninhabited, and is assigned the following distinctive short form designation: "Oak Drive Annexation" to the City of San Rafael.

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

Section 5. This annexation shall not be finalized until all outstanding Marin County Design Review and Building Department issues are satisfactorily resolved and until an outstanding Bay Conservation and Development Commission (BCDC) permit is resolved.

Section 6. The City of San Rafael is designated as the conducting district for further proceedings, and the City Council of said City 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 9th day of March 1989 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: March 10, 1989

EXHIBIT "A"

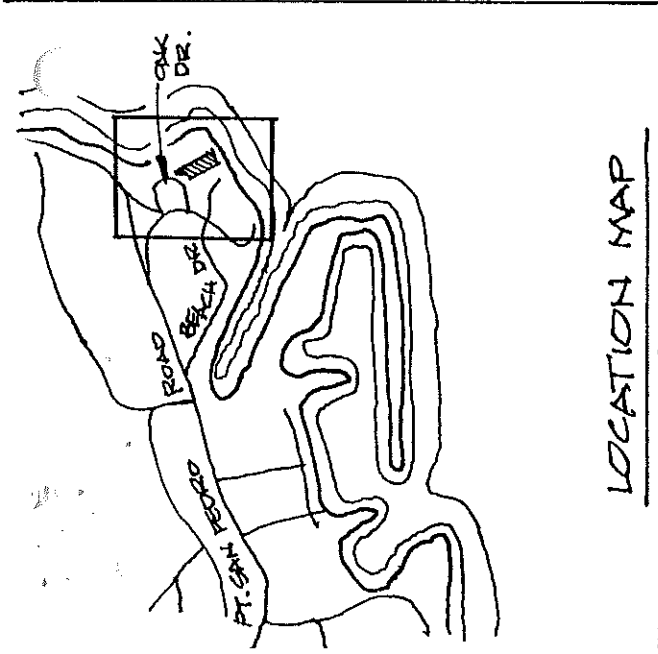
January 19, 1989

OAK DRIVE ANNEXATION
CITY OF SAN RAFAEL

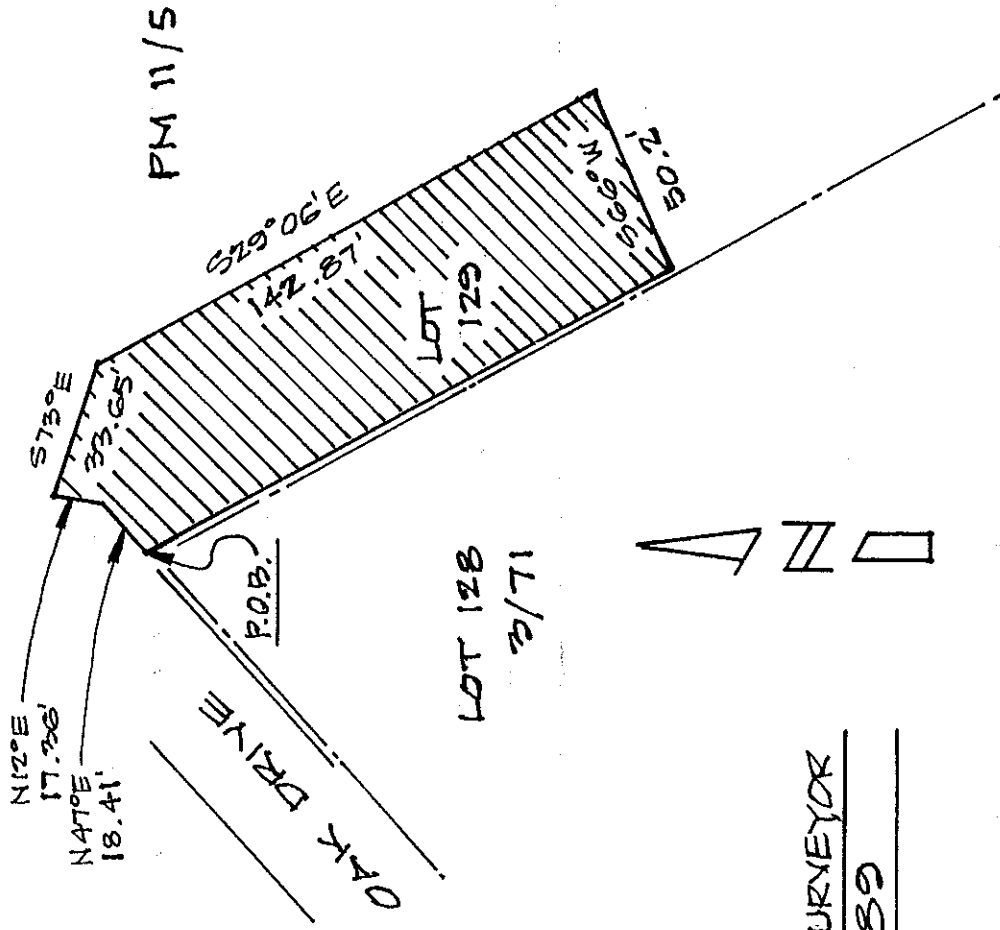
Beginning at the most northerly corner of Lot 128, as shown on that certain map entitled "Map of Bayside Acres, Marin County, California.", filed April 29, 1911 in Volume 3 of Maps at Page 71, Marin County Records, said point also being on the existing boundary of the City of San Rafael and also on the southeasterly right-of-way line of Oak Drive as shown on said map of Bayside Acres; running thence along said right-of-way, N 47° E 18.41 feet and N 12° E 17.36 feet; thence leaving said right-of-way S 73° E 33.65 feet to the most northerly corner of the lands shown in Book 11 of Parcel Maps at Page 5, Marin County Records; thence S 29° 06' E 142.87 feet; thence S 66° W 50.2 feet to a point on said San Rafael City Limits and the easterly boundary of said Lot 128; thence northwesterly along said City boundary to the point of beginning.

Contains 0.18 Acres±

DS:maa-A9-1



LOCATION MAP



COUNTY SURVEYOR
NO. 1 - 89

OAK DRIVE ANNEXATION
CITY OF SAN RAFAEL

AREA: 0.18 ACRES 1" = 50' DATE: JAN. 1989

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