

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 86-3

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

"McClay Road Reorganization 1986-1"

WHEREAS, a proposal for the proposed reorganization of certain territory to the Novato Sanitary District and City of Novato, 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 Resolution No. 2150, a resolution of application adopted by the Board of Directors of the Novato Sanitary District; 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, 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 all interested persons present were afforded an opportunity to speak and be heard on the matter; 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 Resolution No. 2150, adopted by the Novato Sanitary District Board of Directors, 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 9.77 acres, is found to be uninhabited, and is assigned the following distinctive short form designation:

"McClay Road Reorganization 1986-1."

Section 4. Any resolution authorizing the reorganization approved by this resolution shall impose the Novato Sanitary District's terms and conditions, as set forth in Exhibit "B" attached hereto and incorporated herein.

Section 5. The proposed reorganization is consistent with the Novato Community Urban Service Area and Sphere of Influence boundaries adopted by LAFCo.

Section 6. The City of Novato is designated as the Conducting District for further proceedings, and the 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 environmental documents relevant to the proposed annexation have been reviewed and considered by the Commission in making its final determination. Pursuant to the California Environmental Quality Act and the Commission's Environmental Guidelines, a Negative Declaration has been issued.

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.

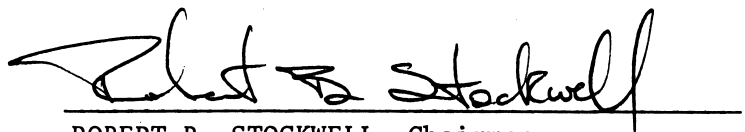
PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 8th day of May 1986 by the following vote:

AYES: Commissioners Breiner, Bull, Foote, Giacomini and Stockwell

NOES: None

ABSENT: None

ABSTAIN: None



ROBERT B. STOCKWELL, Chairman  
Marin Local Agency Formation Commission

ATTEST:



WARREN K. NELSON, Executive Officer

DATED: May 9, 1986

## NOVATO SANITARY DISTRICT

February 10, 1986

## McClay Road Re-Organization 1986-1

## Exhibit "A"

Beginning at a point on the existing boundary of Novato Sanitary District and City of Novato, said point being on the easterly line of McClay Road (formerly Maclay Avenue), at its intersection with the northerly line of Lot 209 as said Road and Lot are shown upon that certain map entitled "Amended Map No. 1 of Subdivision 'C' of the Novato Ranch, Marin County, Cal." filed July 6, 1910 in Book 3 of Maps at Page 53, Marin County Records; thence, leaving said Sanitary District boundary and said easterly line of McClay Road and running along said City of Novato boundary and along said northerly line of Lot 209 Easterly 645 feet; thence leaving said City of Novato boundary and said northerly line of Lot 209 South  $29^{\circ}15'$  West 660 feet to a point on the southerly line of said Lot 209; thence north  $60^{\circ}45'$  West 645 feet to a point on said easterly line of McClay Road and on said Sanitary District and City of Novato boundary; running thence along said easterly line of McClay Road and along said Sanitary District and City of Novato boundary north-easterly 660 feet to the point of beginning.

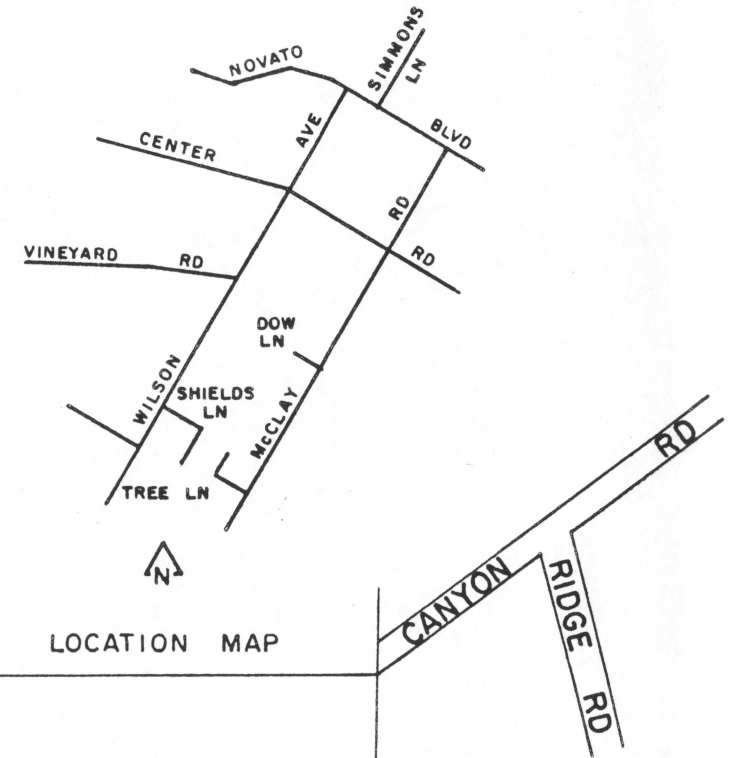
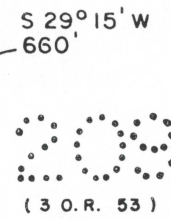
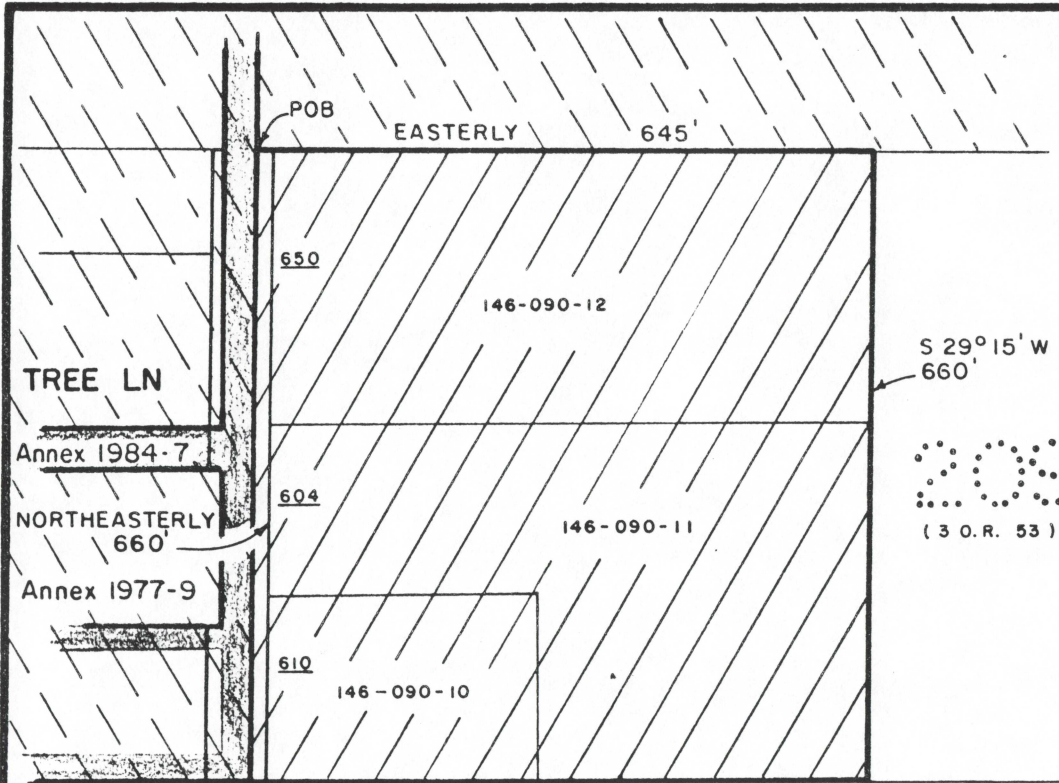
Containing 9.77 acres, more or less.

EXHIBIT B

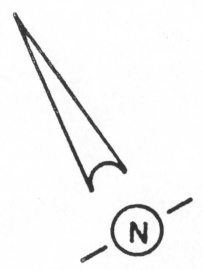
## NOVATO SANITARY DISTRICT

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, for 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 will 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.
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 has 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.



- KEY:
- Existing District Boundary
  - Existing Novato City Limits
  - Proposed Reorganization



146-090-14  
941  
620 McClay

AREA = 9.77 ac ±

23-86

<b>NOVATO SANITARY DISTRICT</b>			
SANITARY DISTRICT NO. 6			
MARIN COUNTY		CALIFORNIA	
SCALE: 1" = 200'	APPROVED BY <i>C. J. [Signature]</i>	DRAWN BY RB	
DATE: 2-10-86	Manager-Engineer	CHK'D BY <i>JS</i>	
<b>McCLAY RD REORGANIZATION 1986-1</b>			
			DRAWING NO.

86 49421