

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 78-39

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
WITH WAIVER OF NOTICE, HEARING, AND ELECTION
TO THE LAS GALLINAS VALLEY SANITARY DISTRICT

SLAGER ANNEXATION

WHEREAS, a proposal for the annexation of certain territory to the Las Gallinas Valley Sanitary District, 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 petition was signed by all owners of land within the territory proposed to be annexed; and,

WHEREAS, pursuant to Government Code Section 56261, when a petition represents full 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 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 which is uninhabited shall be designated as the "Slager Annexation".

Section 3. Any resolution ordering the annexation approved for this resolution shall provide that such annexation is ordered subject to the following terms and conditions:

- A. 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.
- B. 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.

Section 4. The Las Gallinas 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 hearing pursuant to Government Code Section 56261.

Section 5. 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, Lafco has certified the adequacy of a Negative Declaration issued the project by the lead agency, the City of San Rafael.

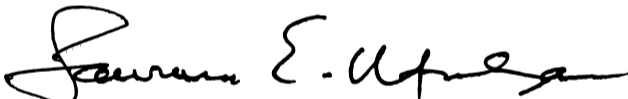
Section 6. The Executive Officer is hereby authorized to mail certified copies of this resolution in the manner and as prescribed by law.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 13th day of December 1978 by the following vote:

AYES: Commissioners Baptiste, Haehl, Rice, Violich and Mulryan


NOES: None

ABSENT: None



LAWRENCE E. MULRYAN, Chairman
Marin Local Agency Formation Commission

ATTEST:



WARREN K. NELSON, Executive Officer

DATE: December 14, 1978

EXHIBIT "A"

SLAGER ANNEXATION
DESCRIPTION

All that certain real property situate in the City of San Rafael, County of Marin, State of California, described as follows:

BEGINNING AT A POINT ON THE SOUTHEASTERLY LINE OF LOT 186, AS SHOWN UPON THE MAP ENTITLED, "TERRA LINDA VALLEY, UNIT No. 2, SAN RAFAEL, CALIFORNIA", RECORDED JANUARY 26, 1960 IN VOLUME 10 OF MAPS, AT PAGE 49, MARIN COUNTY RECORDS, WHICH POINT IS ALSO THE MOST NORTHERLY CORNER OF LOT 1 AS SHOWN UPON THE MAP ENTITLED, "MAP OF AYALA COURT SUBDIVISION, SAN RAFAEL, CALIFORNIA" RECORDED OCTOBER 24, 1953 IN VOLUME 12 OF MAPS, AT PAGE 40, RUNNING THENCE ALONG THE BOUNDARY OF SAID LOT 186 AND SAID "TERRA LINDA VALLEY UNIT No. 2" (VOL. 10, PG. 49) NORTH $68^{\circ} 32'$ EAST 64.11 FEET, AND NORTH $21^{\circ} 28'$ WEST 58.33 FEET TO THE INTERSECTION THEREOF WITH THE SOUTHERLY BOUNDARY OF LOT 23, AS THE SAME IS SHOWN UPON THE MAP ENTITLED, "MAP OF TERRA LINDA VALLEY, SAN RAFAEL, CALIFORNIA" RECORDED JULY 10, 1959 IN VOLUME 10 OF MAPS, AT PAGE 34, RUNNING THENCE ALONG THE BOUNDARY OF SAID LOT 23, AND SAID "TERRA LINDA VALLEY" (VOL. 10, PG. 34) NORTH $68^{\circ} 32'$ EAST 146.75 FEET, NORTH $63^{\circ} 47'$ EAST 248.0 FEET, NORTH $11^{\circ} 08'$ WEST 98.5 FEET, SOUTH $79^{\circ} 14' 28''$ EAST 190.41 FEET, NORTH $66^{\circ} 27' 10''$ EAST 205.93 FEET TO THE WESTERLY BOUNDARY OF THE PROPERTY DESCRIBED IN THE DEED FROM JOHN A. BRAZIL, ET UX, TO BERNARD WALTER, ET UX, RECORDED MAY 1, 1951 IN LIBER 691 OF OFFICIAL RECORDS, AT PAGE 139, THENCE LEAVING SAID SUBDIVISION BOUNDARY AND CONTINUING ALONG SAID WESTERLY BOUNDARY OF THE WALTER PROPERTY, SOUTH $7^{\circ} 57'$ EAST 171.281 FEET TO THE SOUTHERLY BOUNDARY OF THE PROPERTY CONVEYED FROM JOHN A. BRAZIL, ET UX, TO MARIN COUNTY ABSTRACT AND TITLE COMPANY, A CORPORATION, THENCE LEAVING SAID WALTER BOUNDARY AND CONTINUING ALONG THE SOUTHERLY BOUNDARY OF THE PROPERTY SO CONVEYED TO MARIN COUNTY ABSTRACT AND TITLE COMPANY, SOUTH $56^{\circ} 34' 30''$ WEST 306.512 FEET AND SOUTH $43^{\circ} 14' 30''$ WEST 367.138 FEET TO THE INTERSECTION THEREOF WITH THE EASTERLY BOUNDARY OF THE AFOREMENTIONED "MAP OF AYALA COURT SUBDIVISION" (VOL. 12, PG. 40) RUNNING THENCE ALONG SAID EASTERLY BOUNDARY NORTH $50^{\circ} 43' 06''$ WEST 349.70 FEET TO THE POINT OF BEGINNING.

EXHIBIT "B"

SLAGER ANNEXATION

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 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.

77-3520

November 29, 1978

SLAGER ANNEXATION
TO
LAS GALLINAS SANITARY DISTRICT

Beginning at the Southeasterly corner of Lot 6 of Terra Linda Valley Subdivision as shown in Book 10, Page 34 of Recorded Maps, Marin County Records, said corner being a point on the existing Las Gallinas Sanitary District boundary; thence leaving said district boundary S7°57' E, 171.281 feet; S56°34'30"W, 306.512 feet; and S43°14'30"W, 367.138 feet to the Easterly boundary of Ayala Court Subdivision as shown in Book 12 at Page 40 of Recorded Maps, Marin County Records, said point of intersection being on the existing limits of said Las Gallinas Sanitary District; thence along said Sanitary District boundary Northerly and Easterly to the point of beginning.

Containing 4.58 acres, more or less.