

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 82-20

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

POINT LAS GALLINAS ROAD 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 submitted by property owner, Lowell H. Smith, 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 resolution of 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 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 Point Las Gallinas Road 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 Las Gallinas Valley Sanitary District's terms and conditions as set forth in Exhibit B, attached hereto and incorporated herein.

Section 5. 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, hearing or election pursuant to Government Code Section 56261.

Section 6. In accordance with applicable provisions contained in the Marin Local Agency Formation Commission Environmental Guidelines and Procedures, the Marin Local Agency Formation Commission, as the appropriate lead agency, has found the proposal to be categorically exempt.

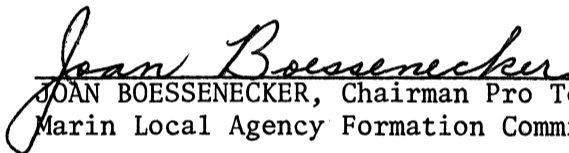
Section 7. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56272 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 9th day of September 1982 by the following vote:

AYES: Commissioners Breiner, Jones and Boessenecker

NOES: None

ABSENT: Commissioners Boucke, Giacomini and Wilhelm

  
\_\_\_\_\_  
JOAN BOESSENECKER, Chairman Pro Tem  
Marin Local Agency Formation Commission

ATTEST:

  
\_\_\_\_\_  
WARREN K. NELSON, Executive Officer

DATE: September 14, 1982

EXHIBIT "A"

July 28, 1982

Las Gallinas Valley Sanitary District

Point Las Gallinas Road Annexation

BEGINNING at a point on the existing boundary of the Las Gallinas Valley Sanitary District, said point being the most southwesterly corner of the Lands of Smith, as described as Parcel One in that certain deed from Howard B. Mitchell to Lowell H. Smith, recorded November 29, 1978 in Book 3468 at page 493, Marin County Records; running thence from said POINT OF BEGINNING northerly along the existing District boundary North 6° 34' West 121.12 feet; thence leaving said District boundary and running North 84° 20' East 135.94 feet; South 84° 20' East 154.55 feet; South 12° 41' East 22 feet; South 4° 17' West 97.06 feet to the northerly line of a 40' road, running thence southeasterly along said northerly line South 68° 08' East 82.87 feet to a point on the existing District boundary; running thence along said District boundary, westerly, to the point of beginning.

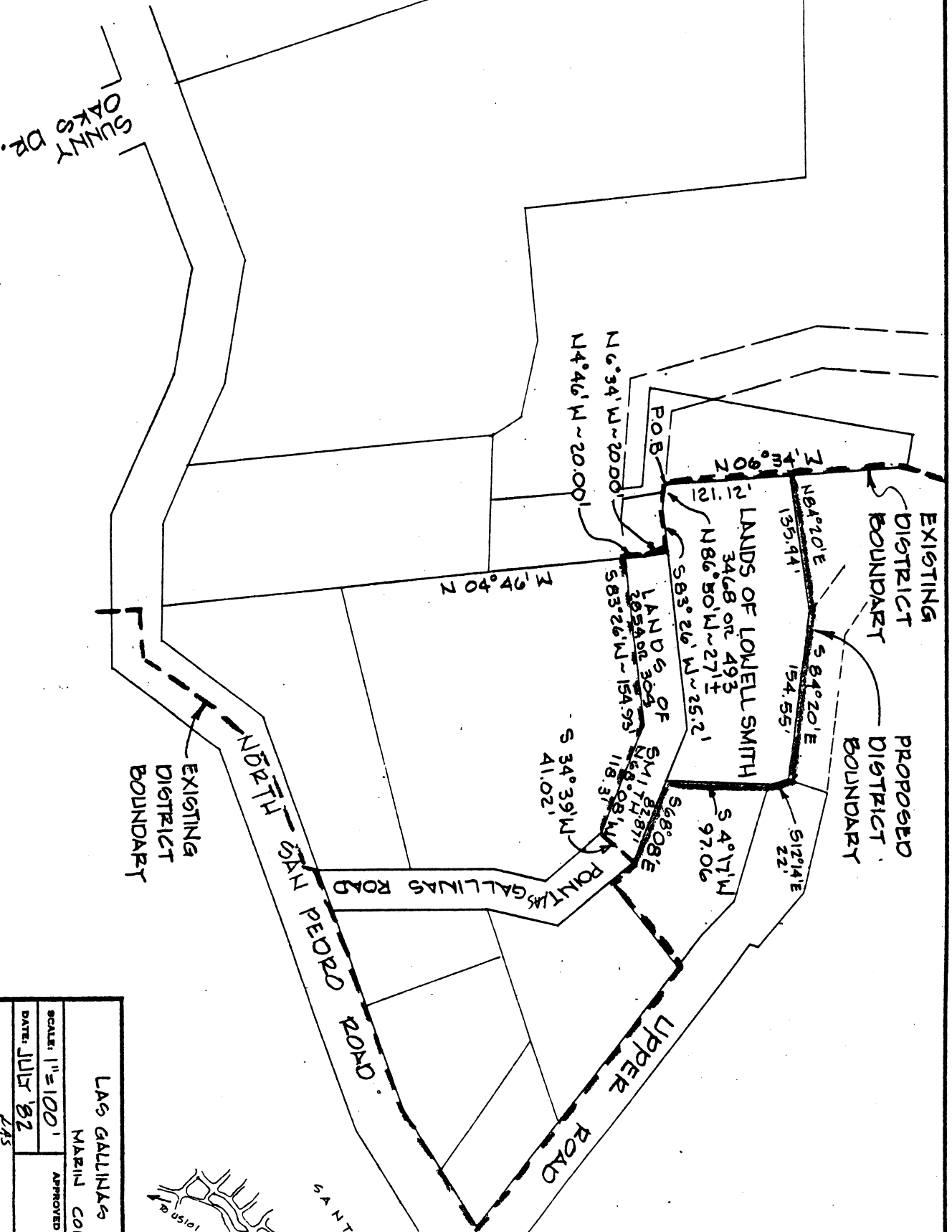
CONTAINING an area of 1.05 acres, more or less.

## EXHIBIT "B"

## LAS GALLINAS VALLEY SANITARY DISTRICT

The annexation shall be subject to the following terms and conditions:

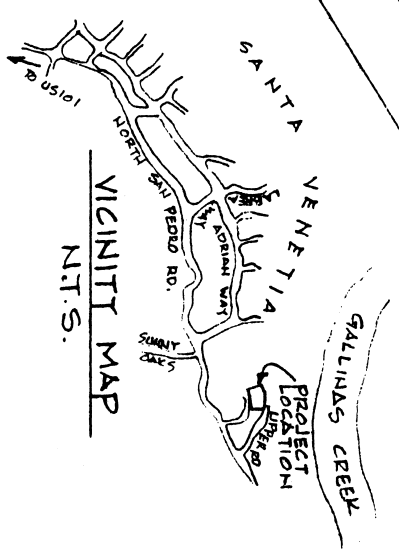
- (1) In the event that pursuant to rules, regulations or ordinances of the District, as now or hereafter amended, the District shall require any payment of a fixed or determinable amount of money, either as a lump sum or in installments, or the acquisition, transfer, use or right of use of all or any part of the existing property, real or personal, of the District; such payment shall 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, pursuant to which such payment is required.
- (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.
- (3) No right to capacity in any facilities or public improvements of District, service, or priority of service shall arise because of annexation. District shall, in its sole discretion, determine when and if service can be provided, the priority of service and the conditions upon which service may be made if District determines service can be provided.



EXISTING DISTRICT BOUNDARY  
 PROPOSED DISTRICT BOUNDARY

EXISTING DISTRICT BOUNDARY

COUNTY SURVEYOR  
 FILE NUMBER 8-82



LAS GALLINAS VALLEY SANITARY DISTRICT		DRAWN BY <u>MB</u>	
MARIN COUNTY, CALIF.		REVISOR	
SCALE: 1"=100'	APPROVED BY:		
DATE: JULY '82			
POINT GALLINAS ROAD ANNEXATION		DRAWING NUMBER	
NUTE ENGINEERING SAY RAFAEL, CALIF.		4776	