

LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF MARIN

RESOLUTION NO. 81-30

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION  
WITH WAIVER OF NOTICE, HEARING AND ELECTION  
TO THE NORTH MARIN COUNTY WATER DISTRICT

TOMALES SEWAGE PONDS AND IRRIGATION SITES ANNEXATION NO. 13

WHEREAS, a proposal for the annexation of certain territory to the North Marin County Water 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 Resolution No. 81-28, a resolution of application adopted by the Board of Directors of the North Marin County Water District, and 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 resolution of 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 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 Resolution No. 81-28, adopted by the Board of Directors of the North Marin County Water District, 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 "Tomales Sewage Ponds and Irrigation Sites Annexation No. 13."

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 North Marin County Water District's terms and conditions as set forth in Exhibit B, attached hereto and incorporated herein.

Section 5. The North Marin County Water 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 adopted Marin Local Agency Formation Commission Environmental Guidelines and Procedures, the North Marin County Water District is the appropriate lead agency, has completed an Environmental Impact Report titled "Tomales Wastewater Project." This document was certified by the North Marin County Water District Board of Directors on April 2, 1975. The Marin Local Agency Formation Commission hereby certifies that the Commission has considered said document and finds the report to be adequate as to content.

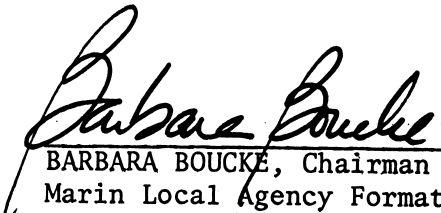
Section 7. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56272 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 10th day of September 1981 by the following vote:

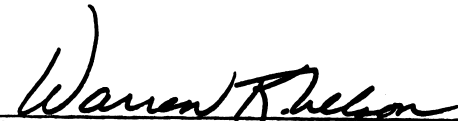
AYES: Commissioners Boessenecker, Haehl and Boucke

NOES: None

ABSENT: Commissioners Giacomini and Wilhelm

  
BARBARA BOUCKE, Chairman  
Marin Local Agency Formation Commission

ATTEST:

  
WARREN K. NELSON, Executive Officer

DATE: September 11, 1981

EXHIBIT "A"  
ANNEXATION NO. 13  
TO  
NORTH MARIN COUNTY WATER DISTRICT

That certain real property situated in the County of Marin, State of California, and described as follows:

Commencing at the northeast corner of Parcel Four as said parcel is described in that certain Final Order in Condemnation in the Superior Court of California, County of Marin, in the case of North Marin County Water District, a public body, Plaintiff, vs. Frances Marie Gemini, Evelyn Minnie Muzzucchi, Anna Elizabeth Warren, Thomas Furlong, Donna L. Furlong, County of Marin, and Doe One through Doe Twenty, inclusive, Defendants, recorded on July 7, 1977, in Book 3230 at Page 419, Official Records of Marin County, and running thence along the northerly and westerly lines of said Parcel Four North  $88^{\circ}51'33''$  West 939.33 feet; South  $01^{\circ}08'27''$  West 280.00 feet and thence South  $08^{\circ}53'58''$  East 204.36 feet to the southwest corner of said Parcel Four and the northwest corner of Parcel Five as described in said Final Order in Condemnation. Thence along the westerly, southerly and easterly lines of said Parcel Five South  $00^{\circ}25'00''$  West, 1,170.00 feet; North  $87^{\circ}53'02''$  East 884.08 feet; North  $08^{\circ}45'00''$  East 108.02 feet and North  $01^{\circ}00'00''$  East 955.02 feet to the northeast corner of said Parcel Five and the southeast corner of said Parcel Four. Thence along the easterly lines of said Parcel Four North  $01^{\circ}00'00''$  East 258.62 feet and North  $00^{\circ}06'16''$  East 280.25 feet and returning to the Point of Commencement.

Containing 34.06 acres, more or less.

Date: