

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 02-13

**RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
TO NOVATO SANITARY DISTRICT
WITH WAIVER OF NOTICE, HEARING AND ELECTION**

"Annexation of the Lands of Berman et al. to Novato Sanitary District (File 1221)"

WHEREAS, a proposal for the annexation of certain territory to the Novato Sanitary District 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 resolution filed by the Board of Novato Sanitary District; and

WHEREAS, written consent has been provided by all owners of land within the territory proposed to be annexed; and

WHEREAS, pursuant to Government Code Section 56663, when all the owners of land within the territory proposed to be annexed have given their written consent, this Commission may make determination with respect to said annexation without notice and hearing; and

WHEREAS, pursuant to Government Code Section 56663(c), the affected territory is uninhabited; all the owners of land within the affected territory have given their written consent; and the affected local agency that will gain territory, Novato Sanitary District, has consented in writing to a waiver of conducting authority proceedings, this Commission may make determination with respect to said application with waiver of conducting authority proceedings; and

WHEREAS, the Executive Officer has reviewed the proposal and prepared a report, including a recommendation thereon, the proposal and report having been presented to and considered by this Commission.

NOW THEREFORE, the Marin Local Agency Formation DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

Section 1. The boundaries, as set forth in the proposal, are hereby approved as submitted and are as described in Exhibit "A" and "B" attached hereto and by this reference incorporated herein.

The foregoing instrument is a correct copy of the original on record in the office of the Local Agency Formation Commission of the County of Marin, State of California.

By Dory (Adams) Miller

Section 2. The territory includes 0.38 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Annexation of the Lands of Berman et al. to Novato Sanitary District (File 1221)".

Section 3. The proposal is consistent with the adopted sphere of influence for Novato Sanitary District.

Section 4. The Executive Officer is hereby authorized to complete annexation proceedings in the manner prescribed by Section 57000 of the Government Code.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 13th day of June, 2002 by the following vote:

AYES: Commissioners Chapman, Heller, Kress, Murray, Rodoni and Slavitz

NOES: None

ABSENT: Commissioner Blanchfield



BARBARA HELLER, Vice Chair

ATTEST:



PETER V. BANNING, Executive Officer

EXHIBIT A

ANNEXATION OF THE LANDS OF
BERMAN, ET AL
TO THE NOVATO SANITARY DISTRICTMAPPING NO. 06/02

LAFCO File #1221

All that certain real property situate in the County of Marin, State of California and is more particularly described as follows:

Beginning at a point on the westerly right of way of Tamalpais Avenue, said point being also the common corner of the easterly boundary of Lots 4 and 5 as shown on Record of Survey (Portion of Lots 133 and 164, Novato Ranch Sub'd "B") recorded in Book 2 of Official Surveys at Page 163, Marin County Records; thence southerly along said westerly right of way of Tamalpais Avenue, South 29°15'00"West, 90.82 feet; thence South 60°45'00"East, 20.00 feet to the centerline of Tamalpais Avenue, being also the most northerly corner of Parcel 1 as described in the Grant Deed, Recorder's Serial No. 2001-0020034, Marin County Records; thence along the northerly boundary of said Parcel, South 60°45'00"East, 210.00 feet to the True Point of Beginning, said True Point of Beginning being on the Novato Sanitary District Boundary; 1) thence continuing along said boundary of the Novato Sanitary District, South 60°45'00"East, 20.18 feet; 2) thence North 29°15'00"East, 15.00 feet; 3) thence South 60°45'00"East, 100.00 feet; 4) thence South 29°15'00"West, 140.00 feet; 5) thence leaving said boundary of the Novato Sanitary District, North 60°45'00"West, 110.18 feet to a point on the boundary of the Novato Sanitary District; 6) thence continuing along said boundary North 60°45'00"West, 10.00 feet, and 7) thence North 29°15'00"East, 125.00 feet to the True Point of Beginning.

Contains 16,523 square feet or 0.3793 Acres



5/29/02

CENTER ROAD



DISTRICT ANNEXATION
1950-6

LANDS OF
KAY
APN 140-181-68

LANDS OF
MURRAY TR.
APN 140-181-57

LANDS OF
KAY

AVENUE

TAMALPAIS

2 O.S.163

5

DISTRICT ANNEXATION
1955-2

S29°15'00"W
90.82'

S60°45'00"E
15.00'

S60°45'00"E
210.00'

TRUE P.O.B.

N29°15'00"E
15.00'

S60°45'00"E
20.18'

S60°45'00"E
100.00'

LANDS OF BERMAN, et al
APN 140-181-73
DISTRICT ANNEXATION
1982-1

APN 140-181-23
0.38 ACRES
DISTRICT ANNEXATION
2002-3

LANDS OF
EDWARDS
APN 140-181-37
DISTRICT ANNEXATION
1950-6

LANDS OF
WADSWORTH
APN 140-181-38

LANDS OF MARSH
APN 140-181-69
DISTRICT ANNEXATION
1987-1

LANDS OF PATER
APN 140-181-79

N60°45'00"W
10.00'

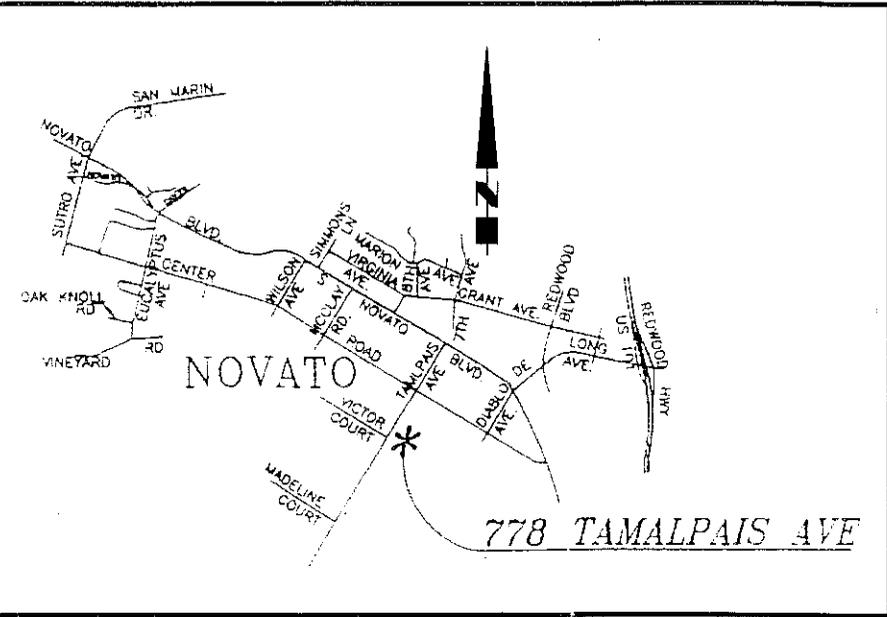
N29°15'00"E
125.00'

N60°45'00"W
120.18'(T)

S29°15'00"W
140.00'

EXISTING DISTRICT BOUNDARY 
PROPOSED ANNEXATION 

OBERKAMPER & ASSOCIATES
CIVIL ENGINEERS INC.
10 PAUL DRIVE, SAN RAFAEL, CALIFORNIA
(415)479-8682



**VICINITY MAP
NTS**

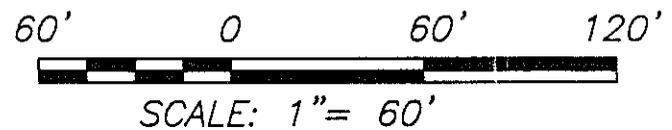


EXHIBIT B

APN NO. 140-181-23
CONTAINS 16,523 SQ. FT./0.38 ACRES

| | | |
|---|------------------|--------------------|
| ANNEXATION OF LANDS OF BERMAN, ET AL LAFCO FILE #1221 TO NOVATO SANITARY DISTRICT MARIN COUNTY CALIFORNIA | | |
| SCALE: 1" = 60' | APPROVED BY | DRAWN BY: HLS |
| DATE: 3-19-2002 | MANAGER ENGINEER | CHECKED BY: L.E.O. |
| MAPPING NO. 06/02 | | DRAWING NUMBER |