

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 75-28

RESOLUTION MAKING DETERMINATIONS AND DENYING
THE REQUEST OF THE NOVATO FIRE PROTECTION DISTRICT TO WAIVE
THE PROVISIONS OF GOVERNMENT CODE SECTION 56273 RELATIVE TO
THE HAMILTON AIR FORCE BASE-RAFAEL VILLAGE DETACHMENT FROM SAID DISTRICT

WHEREAS, in accordance with the provisions of the District Reorganization Act of 1965, Division 1 (commencing with Section 56000) of Title 6 of the Government Code, this Commission on January 15, 1975, conducted a hearing on the proposal to detach territory designated as the "Hamilton Air Force Base-Rafael Village Detachment" from the Novato Fire Protection District; and

WHEREAS, on said date this Commission adopted Resolution No. 75-2 denying said proposal on the grounds that information regarding the future use and disposition of the Federal lands included in the proposal was not available at that time and that said information was requisite to the Commission's full consideration of the proposal; and

WHEREAS, pursuant to Government Code Section 56273, when this Commission denies a proposal, no new proposal for the same change of organization affecting the same district may be filed with the Commission within one year after the date of denial unless the Commission expressly finds that the public interest warrants Commission waiver or shortening of said one year; and

WHEREAS, the Novato Fire Protection District has requested this Commission to shorten the one year period specified by said Section 56273 for the "Hamilton Air Force Base-Rafael Village Detachment",

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

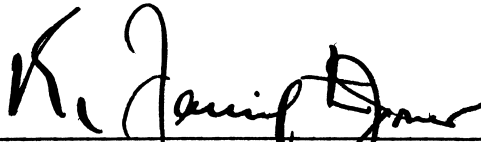
1. The information and decisions regarding the final use and disposition of the Federal lands included in the "Hamilton Air Force Base-Rafael Village Detachment" proposal are still not available, and therefore the declarations made by this Commission in Resolution No. 75-2 still stand.
2. The request of the Novato Fire Protection District to shorten the time limitations of Government Code Section 56273 are hereby denied.

PASSED AND ADOPTED by the Marin County Local Agency Formation
Commission on this 17 day of September, 1975, by the following vote:

AYES: Commissioners Baptiste, Giacomini, Mulryan, Violich and Jones

NOES: None

ABSENT: None



ROY FARRINGTON JONES, Chairman
Local Agency Formation Commission
of the County of Marin

ATTEST:



LARI SHEEHAN, Executive Officer