

LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF MARIN

RESOLUTION NO. 76-31

RESOLUTION MAKING DETERMINATIONS AND APPROVING THE TRANSFER
OF TERRITORY DESIGNATED AS THE "NIGGEMAN TRANSFER"
FROM THE CITY OF SAN RAFAEL TO THE TOWN OF ROSS

WHEREAS, application to transfer certain territory from the City of San Rafael to the Town of Ross has been filed with the Executive Officer of this Commission; and

WHEREAS, at the time and in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission on said application; and

WHEREAS, the public hearing by this Commission was held upon the date and at the time and place specified in said notice of public hearing.

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

1. The application proposing the transfer of territory described as the Niggeman Transfer from the City of San Rafael to the Town of Ross is approved.

2. The boundaries of the territory approved to be transferred are those set forth in Exhibit A attached hereto and incorporated herein; and said territory shall be designated as the "Niggeman Transfer", and is found to be uninhabited.

3. The Niggeman Transfer is subject to the following term and condition:

That the owner of Assessor's Parcel Number 12-121-13, which includes a half of the private roadway easement known as the Clorinda Avenue Extension, may not deny access or prohibit use of the roadway as access to lands within the San Rafael corporate limits.

4. The Board of Supervisors of the County of Marin is designated as the conducting body for further proceedings on the Niggeman Transfer; and said proceedings shall be taken as prescribed by law and in compliance with this resolution.

5. The environmental documents relevant to the proposed transfer have been reviewed and considered by the Commission in making its final determination.

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 20th day of October, 1976, by the following vote:

AYES: Commissioners Arrigoni, Mulryan and Violich

NOES: None

ABSENT: Commissioner Giacomini

ABSTAIN: Commissioner Jones



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

ATTEST:



LARI I. SHEEHAN, Executive Officer

July 9, 1976

W. NIGGEMAN TRANSFER
FROM CITY OF SAN RAFAEL
TO THE TOWN OF ROSS

Beginning at a point on the common corporate limit line of the City of San Rafael and the Town of Ross, said point being K 25 as described in the Deed to W. Niggeman, Book 1694, page 560, Marin County Records; thence from said point of beginning along said corporate line 17 feet more or less to the northwesterly line of said Niggeman property; thence leaving said common corporate line along said northwesterly line N 33° 20' 08" E, 35 feet more or less to the northerly corner of said Niggeman property; thence N 18° 55' 59" E, 122.044 feet to the northeasterly corner of the Dettner property as described in Book 1694, page 558, said corner also being on the Marin Municipal Water District tank lot described in Book 1628, page 321, Marin County Records; thence from said corner along the southerly line of Marin Municipal Water District tank lot and it's extension S 78° 36' E, 65 feet more or less to centerline of a 40 foot roadway (known as Clorinda Avenue Extension); thence along said centerline southeasterly 1179 feet more or less to the northwest corner of parcel of land described in Deed to Robert D. Ford in Book 1438 at page 479, Official Records; thence leaving said centerline and along westerly line of said Ford Parcel southwesterly 20 feet more or less to the southwesterly line of said 40 foot roadway; thence along said southwesterly line northwesterly 664 feet more or less to the northeast corner of Parcel One of land described in Deed to Dwight M. Rounds in Book 1778 at page 60, Official Records; thence along the southeasterly line of said Rounds Parcel, S 52° 48' W, 64.01 feet and S 42° 45' W, 3.86 feet to the common corporate limit line of the City of San Rafael and the Town of Ross; thence northwesterly along said common corporate limit line 400 feet more or less to the point of beginning.

Containing 52,000 square feet more or less.