

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 98-8

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
WITH WAIVER OF NOTICE, HEARING AND ELECTION
TO THE CITY OF NOVATO

"Pacheco Hills Annexation #3"

WHEREAS, a proposal for the proposed annexation of certain territory to the City of Novato, 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 petition filed by the owners of the subject property; and

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

WHEREAS, the public hearing on said proposal was held by this Commission upon the date and at the time and place specified in said notice of public hearing, and all interested persons present were afforded an opportunity to speak and be heard on this matter.

WHEREAS, said a petition of application was accompanied by written consent signed by all owners of land with the territory proposed to be annexed; and

WHEREAS, pursuant to Government Code Section 56837, 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 determination with respect to said annexation without notice and hearing.

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

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

Section 1. The proposal made by petition, is approved.

Section 2. 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.

Section 3. The territory includes 5.29 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Pacheco Hills Annexation #3" to the City of Novato.

Section 4. The proposal is consistent with the spheres of influence of affected local agencies.

Section 5. The City of Novato is designated as the conducting authority for further proceedings, and the Council of said City is hereby directed to initiate proceedings in compliance with this resolution and is authorized to proceed without notice, or election, pursuant to Government Code, Section 56837.

Section 6. The project is categorically exempt pursuant to provisions of the California Environmental Quality Act.

Section 7. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56853 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 2nd day of April, 1998, by the following vote:

AYES: Commissioners Blanchfield, Chapman, Heller, Hennessy, Kinsey, Moore and Ware

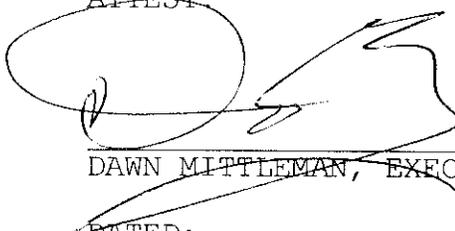
NOES:

ABSENT: Commissioner Kress



DAVID J. WARE, CHAIRPERSON PRO TEM

ATTEST:



DAWN MIDDLEMAN, EXECUTIVE OFFICER

DATED:

**LEGAL DESCRIPTION
PACHECO HILLS
ANNEXATION No.3
Mapping No. 2/98**

PARCEL ONE:

Beginning at the point on the corporate limits line of the City of Novato, said point being the northeasterly corner described as Parcel 1 Tank Lot to be conveyed to Marin Municipal Water District in the Lis Pendens - Action in Eminent Domain recorded May 10, 1994 Document No. 94.040323, Marin County Records; thence leaving said corporate limit line and along the easterly line of said Tank Lot and extension thereof, due South, 247.05 feet; thence South $49^{\circ}56'17''$ East, 192.81 feet; thence South $76^{\circ}17'06''$ East, 281.98 feet; thence South $67^{\circ}48'31''$ East, 129.39 feet; thence South $82^{\circ}48'46''$ East, 172.14 feet; thence North $70^{\circ}41'54''$ East, 223.02 feet to said corporate limits line; thence along said corporate limits line North $64^{\circ}46'18''$ West, 1019.86 feet to the Point of Beginning.

Said parcel also shown on ROS 36/90 as the same is filed in the office of the Recorder of Marin County.

Containing approximately 4.49 acres.

PARCEL TWO:

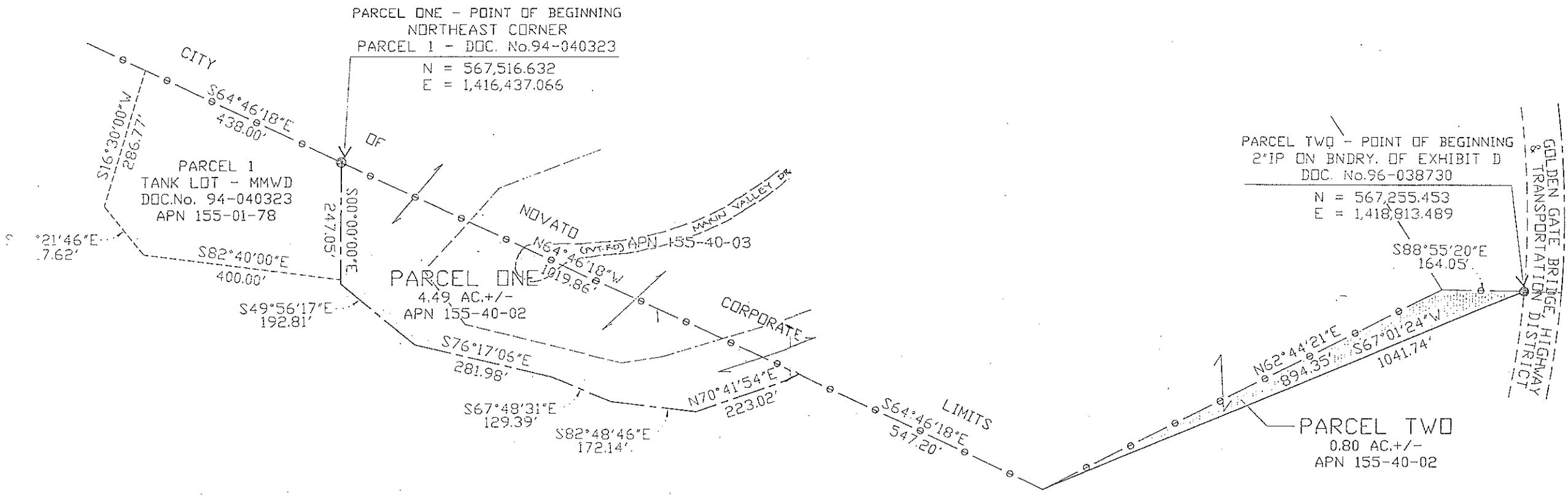
Beginning at the point common to the corporate limits line of the City of Novato and westerly line of the Golden Gate Bridge Highway and Transportation District Right of Way, said point also being described as 2" iron pipe in the Exhibit D of Boundary Line Agreement & Deed between CYD and Sade recorded as Document 96-038730 Marin County Records; thence South $67^{\circ}01'24''$ West 1041.53 feet to the point on said corporate limits line; thence along said corporate limits line the following courses and distances: North $62^{\circ}44'21''$ East, 894.35 feet and South $88^{\circ}55'20''$ East, 163.91 feet to the Point of Beginning.

Said point of beginning also shown on ROS 3/90 as the same is filed in the office of the Recorder of Marin County.

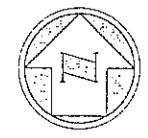
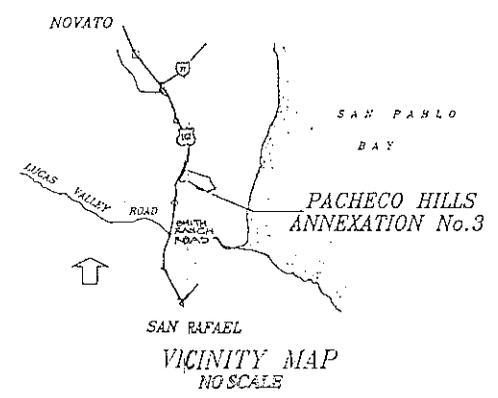
Containing approximately 0.80 acres.

Combined total acreage 5.29 acres, more or less.

WZ:DPH



- LEGEND**
- CORPORATE LIMITS - CITY OF NOVATO
 - NEW CORPORATE LIMITS - CITY OF NOVATO
 - ▨ PARCEL TWO
 - ▨ PARCEL ONE



MAPPING No 2/98 PRINTED
 CITY OF NOVATO JAN 16 1998
 (CERTIFIED & RECORDED)
PACHECO HILLS ANNEXATION No.3
 AUGUST 1996 (REV. SEPT. 1997)
Oberkamper & Associates
 Civil Engineers, Inc.
 San Rafael California