

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 95-12

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

"ANNEXATION #21"

WHEREAS, a proposal for the proposed annexation of certain territory to the North Marin Water 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 No. 95-38, a resolution of application adopted by the Board of Directors of the North Marin Water District; 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. Subject to terms and conditions hereinafter specified, the proposal made by Resolution No. 95-38, adopted by the North Marin Water District, 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 .04 acre, is found to be uninhabited, and is assigned the following distinctive short form designation: "Annexation #21" to the North Marin Water District.

(FORMS\RESOLUT.95)

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

Section 5. Any resolution authorizing the annexation approved by this resolution shall impose the following standard terms and conditions:

- A. In the event that pursuant to rules, regulations or ordinances of the District, as now or hereafter amended, the District shall require any payment of fixed or determinable amount of money, either as a lump sum or in installments, for the acquisition, transfer, use or right of use of all or part of the existing property, real or personal, of the District, such payment will be made to the District in the manner and at the time as provided by the rules, regulations or ordinances of the District, as now or hereafter amended.
- B. Upon and after the effective date of said annexation, the Territory, all inhabitants within such Territory, and all persons entitled to vote by reason of residing or owning land within the Territory, shall be subject to the jurisdiction of the District; shall have the same rights and duties as if the Territory has been a part of the District upon its original formation; shall be liable for the payment of principle, interest and any other amounts which shall become due on account of any outstanding or then authorized but thereafter issued bonds, including revenue bonds, or other contracts or obligations of the District; shall be subject to the levying or fixing and collection of any and all taxes, assessments, service charges, rentals or rates as may be necessary to provide for such payment; and shall be subject to all of the rates, rules, regulations and ordinances of the District, as now or hereafter amended.


Section 6. The North Marin Water District is designated as the conducting authority for further proceedings, and the Board of said District 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 7. The proposal is categorically exempt pursuant to provisions of the California Environmental Quality Act.

Section 8. 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 7th day of December, 1995 by the following vote:

AYES: Commissioners Barner, Giacomini, Richardson, Rose, Thayer, Ware and Williams  
NOES: None  
ABSENT: None

  
ERWIN WILLIAMS, CHAIRMAN

ATTEST:

  
DAWN MITTLEMAN, EXECUTIVE OFFICER

DATED: December 7, 1995

EXHIBIT "A"

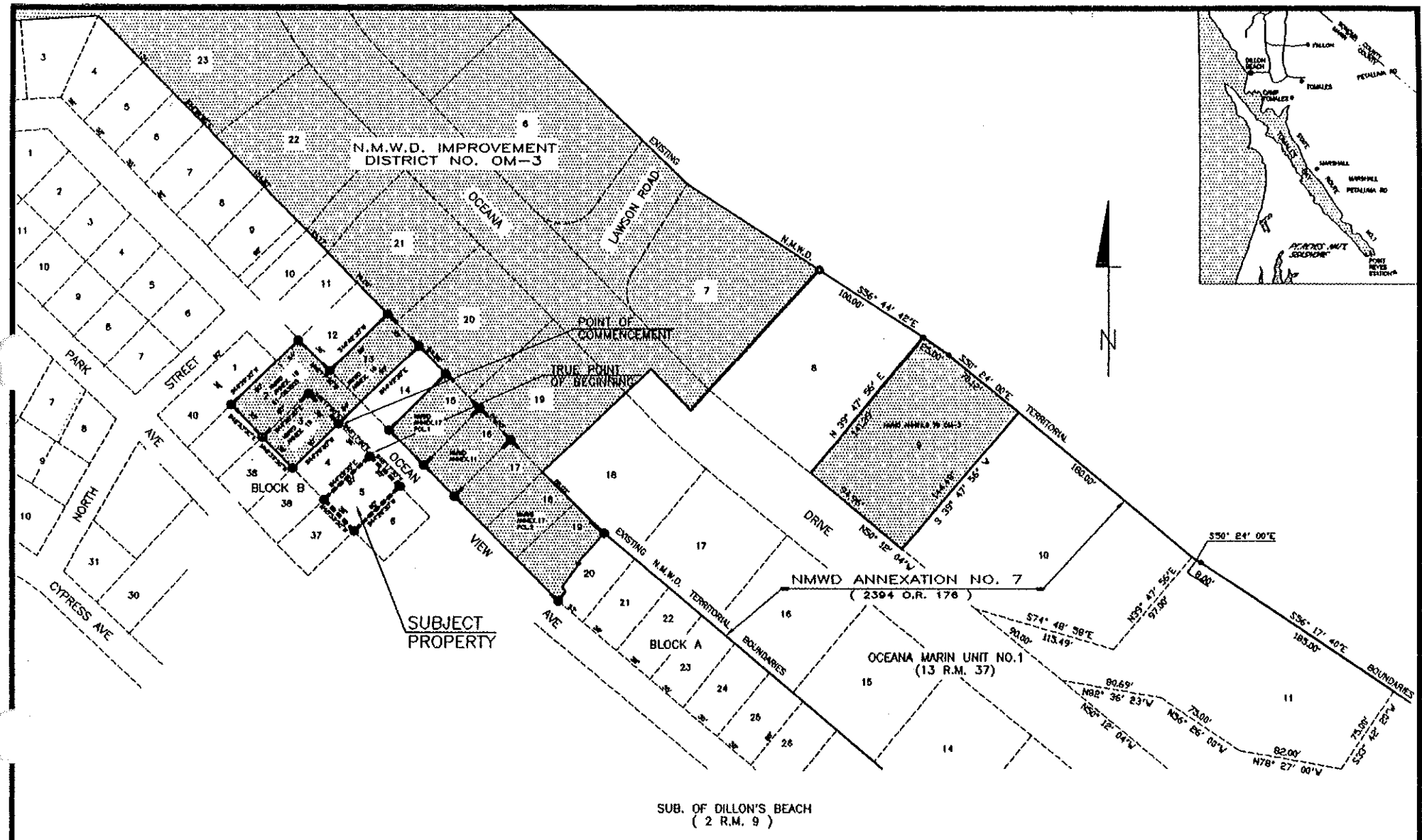
ANNEXATION NO. 21  
TO  
NORTH MARIN WATER DISTRICT  
AND  
CONCURRENT ANNEXATION NO. 7  
TO  
IMPROVEMENT DISTRICT NO. OM-3  
OF  
NORTH MARIN WATER DISTRICT

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COMMENCING at the most easterly corner of Lot 3 of Block B as said lot is shown on that certain map entitled "Map of the Subdivision of Dillon's Beach" filed October 26, 1904 in Book 2 of Maps at Page 9, Marin County Records, which easterly corner lies on the southwesterly line of Ocean View Drive at the southeasterly terminus of the course South 45°17'30" East 35 (±) feet as said course is set forth in the boundary description designated as Exhibit "A" and entitled "North Marin Water District Annexation No. 18 And Concurrent Annexation No. 3 To Improvement District No. OM-3" filed October 4, 1991, Document No. 91-063803, Marin County Records, thence departing the boundaries of said Annexation No. 18 and running South 45°17'30" East along the southwesterly line of Ocean View Drive 35 feet to the most northerly corner of Lot 5 of Block B (2 R.M. 9) and the *TRUE POINT OF BEGINNING* of the parcel herein to be described. Running thence from said *True Point of Beginning* along the southwesterly line of Ocean View Drive and the northeasterly line of said Lot 5 of Block B (2 R.M. 9) South 45°17'30" East 35 feet to the most easterly corner of said Lot 5; thence along the boundaries of said Lot 5 of Block B South 44°26'30" West 50 feet, North 45°33'30" West 35 feet, and thence North 44°26'30" East 50 feet to the *True Point of Beginning*.

Said Lot 5 being 0.04 acres, more or less.

EXHIBIT "B"



LEGEND & DATE:

- EXISTING NMWD TERRITORIAL BOUNDARIES (ANNEXATION NO.6, ANNEXATION NO.7, ANNEXATION NO.11, ANNEXATION NO.17, ANNEXATION NO.18 & ANNEXATION NO.19)
- ▨ EXISTING N.M.W.D. IMPROVEMENT DISTRICT NO. OM-3 BOUNDARIES
- NEW BOUNDARIES: ANNEXATION NO. 21 TO NMWD TERRITORIAL BOUNDARIES, ANNEXATION NO.7 TO IMPROVEMENT DISTRICT NO. OM-3  
ASSESSOR'S PARCEL NO. : 100-152-05 ; 0.040 ACRES

COUNTY OF MARIN  
PUBLIC WORKS  
MAPPING NO. 10/95

ANNEXATION NO. 21  
TO  
NORTH MARIN WATER DISTRICT  
AND  
CONCURRENT ANNEXATION NO. 7  
TO  
IMPROVEMENT DISTRICT NO. OM-3  
OF  
NORTH MARIN WATER DISTRICT

SCALE: NTS SHEET NO.1 OF 1 SEPTEMBER 1995