

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 83-19

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
TO THE LAS GALLINAS VALLEY SANITARY DISTRICT

CIVIC CENTER PLAZA ANNEXATION

WHEREAS, a proposal for the annexation of certain territory to the Las Gallinas Valley Sanitary District in the County of Marin has been filed with the Executive Officer of this Commission; and

WHEREAS, said proposal was made in the form of a petition, signed by property owners, requesting the initiation of annexation proceedings pursuant to the District Reorganization Act of 1965, Division 1 (commencing with Section 56000) of Title 6 of the Government Code; and

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

WHEREAS, pursuant to Government Code Section 56261, 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 determinations with respect to said annexation without notice and hearing. However, in this case, a public hearing was held because additional lands for which property owner consent had not been received were added to this proposal as an amendment to the application.

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

Section 1. Subject to the terms and conditions hereinafter specified and a boundary amendment, the proposal is approved.

Section 2. The boundaries of the territory proposed to be annexed shall be those set forth in Exhibit A, attached hereto and incorporated herein; and said territory shall be designated as the "Civic Center Plaza Annexation."

Section 3. Said territory is found to be uninhabited.

Section 4. Any resolution ordering the annexation approved by this resolution shall provide that such annexation is ordered subject to Las Gallinas Valley Sanitary District's terms and conditions as set forth in Exhibit B, attached hereto and incorporated herein.

Section 5. The Las Gallinas Valley Sanitary District is designated as the conducting district for further proceedings, and the Board of Directors of

said District is hereby directed to initiate proceedings in compliance with this resolution.

Section 6. Environmental evaluation of the project has consisted of the Northgate Activity Center Plan Environmental Impact Report and a subsequent Initial Study. The City of San Rafael is lead agency in both cases. LAFCo has reviewed said documents in the project deliberation.

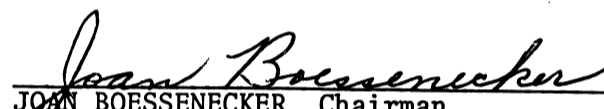
Section 7. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56272 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 8th day of December 1983 by the following vote:

AYES: Commissioners Breiner, Giacomini, McCart, Stockwell, and Boessenecker


NOES: None

ABSENT: None



JOAN BOESSENECKER, Chairman
Marin Local Agency Formation Commission

ATTEST:



WARREN K. NELSON, Executive Officer

DATE: December 9, 1983

EXHIBIT "A"

January 9, 1983

Las Gallinas Valley Sanitary District

Civic Center Plaza Annexation

Real property situate in the City of San Rafael, County of Marin, State of California, described as follows:

Beginning at a point in the existing boundary of Las Gallinas Valley Sanitary District, said point being the most southeasterly corner of that certain "86' Roadway and Public Utility Easement", recorded in Book 2361 of Official Records, at Page 585, Parcel 2; thence leaving said boundary of Las Gallinas Valley Sanitary District and said southeasterly corner (2361 OR 585, Parcel 2) North 77 13'00" East, 324.99 feet; thence North 43 42'10" East, 283.68 feet; thence North 59 54'43" East, 198.79 feet; thence North 45 01'41" East, 430.24 feet; thence North 74 15'09" East, 139.96 feet to a point in the northwesterly right of way of the North Western Pacific Railroad; thence leaving said northwesterly right of way South 49 25'05" East, 100.00 feet to a point on the existing boundary of said Las Gallinas Valley Sanitary District; thence southwesterly, southeasterly, northwesterly and northeasterly along said district boundary to the point of beginning.

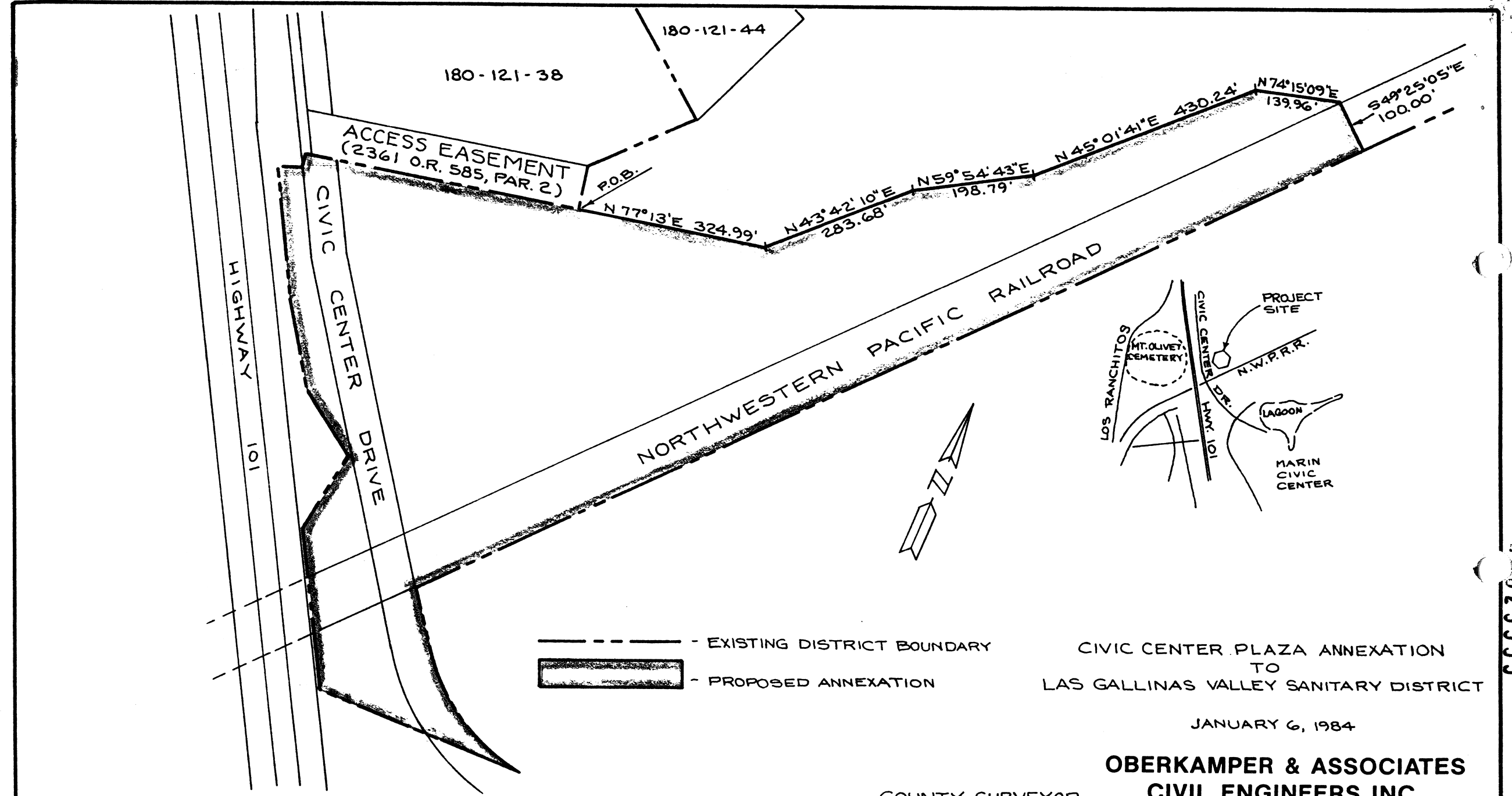
Containing 17.34 acres, more or less.

EXHIBIT "B"

LAS GALLINAS VALLEY SANITARY DISTRICT

The annexation shall be subject to the following terms and conditions:

- (1) 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 a fixed or determinable amount of money, either as a lump sum or in installments, or the acquisition, transfer, use or right of use of all or any part of the existing property, real or personal, of the District; such payment shall 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, pursuant to which such payment is required.
- (2) 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 had been a part of the District upon its original formation; shall be liable for the payment of principal, 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.
- (3) No right to capacity in any facilities or public improvements of District, service, or priority of service shall arise because of annexation. District shall, in its sole discretion, determine when and if service can be provided, the priority of service and the conditions upon which service may be made if District determines service can be provided.



----- - EXISTING DISTRICT BOUNDARY

▬ - PROPOSED ANNEXATION

CIVIC CENTER PLAZA ANNEXATION
TO
LAS GALLINAS VALLEY SANITARY DISTRICT

JANUARY 6, 1984

OBERKAMPER & ASSOCIATES
CIVIL ENGINEERS INC.

SAN RAFAEL, CALIFORNIA

SHEET 1 OF 1 SHEETS

COUNTY SURVEYOR
FILE 9-82

SCALE: 1" = 200'

84023555