

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 03-17

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
TO NOVATO SANITARY DISTRICT
WITH WAIVER OF NOTICE, HEARING AND ELECTION

"Annexation of the Lands of Yamagata to Novato Sanitary District (File #1246)"

WHEREAS, a proposal for the annexation of certain territory to Novato Sanitary 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 petition filed by the property owner; and

WHEREAS, pursuant to Government Code Section 56663, when a resolution is accompanied by written consent signed by 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; and

WHEREAS, pursuant to Government Code Section 56663(c), the affected territory is uninhabited; all the owners of land within the affected territory have given their written consent; and the affected local agency that will gain territory, Novato Sanitary District, has consented in writing to a waiver of protest proceedings, this Commission may make determination with respect to said application with waiver of protest proceedings; and

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

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

Section 1. The boundaries, as set forth in the proposal, are hereby approved as submitted and are as described in Exhibits "A" and "B" attached hereto and by this reference incorporated herein.

The foregoing instrument is a correct copy of the original on record in the office of the Local Agency Formation Commission of the County of Marin, State of California.

By Dory Miller

Section 2. The territory includes 3.1 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Annexation of the Lands of Yamagata to Novato Sanitary District (File #1246)".

Section 3. The proposal is consistent with the adopted sphere of influence for Novato Sanitary District.

Section 4. The Executive Officer is hereby authorized to complete reorganization proceedings in the manner prescribed by Section 57000 of the Government Code.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 11th day of September, 2003 by the following vote:

AYES: Commissioners Adams, Blanchfield, Chapman, Eklund, Heller and Rodoni

NOES: None

ABSENT: Commissioner Rose



JEFFRY BLANCHFIELD, Chairperson

ATTEST:


PETER V. BANNING, Executive Officer

Annexation of the
Lands of Yamagata
To
Novato Sanitary District
(File # 1246)
MAPPING No. 07/03

Description:

Beginning at the most easterly corner of the lands conveyed in the deed from Mareck to Yamagata, et al, recorded November 10, 1988 in Official Records Document No. 88-064820, Marin County Records, said point being a point in the existing boundary of the Novato Sanitary District;

1. thence southwesterly and southerly along the easterly boundary of said conveyance also being the westerly line of Chamberlain Avenue and the existing boundary of the Novato Sanitary District S 44°47'26" W 40.59 feet;
2. S 0°57' E 32.72 feet to the southeast corner of said conveyance;
3. thence leaving the westerly line of Chamberlain Avenue westerly along the southerly lines of said conveyance S 67°16'10" W 231.01 feet;
4. N 62°45'10" W 472.44 feet to the southwest corner of said conveyance and the westerly line of the "Triangular Parcel" described in Parcel 2 of that certain Quit Claim Deed from Parker to Harris, recorded May 23, 1940 in Book 395 of Official Records at Page 379, Marin County Records;
5. thence along said westerly line of said Parcel 2, N 10°33' E 124.16 feet to the northerly corner of said Parcel 2;
6. thence along the Northeasterly line of said Parcel 2, S 53°15' E 162.02 feet to the dividing line between Lots 253 and 265, as said lots are shown on that certain map entitled, "Map of Subdivision D of the Novato Ranch, Marin County, California", filed March 12, 1910 in Volume 3 of Maps at Page 42, Marin County Records;
7. thence northeasterly along said dividing line N 43°17'06" E 184.53 feet to the most Northerly corner of said conveyance;
8. thence **leaving** the existing boundary of the Novato Sanitary District and continuing easterly and southeasterly along the northerly and northeasterly lines of said conveyance S 74°17'54" E 237.41 feet;
9. S 43°41'16" E 222.25 feet to the **Point of Beginning**.

Said annexation contains 3.2 acres, more or less.


Prepared by: Lawrence A. Stevens, PLS 6649
My license expires 12-31-03
L.A. Stevens & Associates, Inc.



8-11-03

