

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 00-19

**RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION WITH
WAIVER OF NOTICE, HEARING AND ELECTION
TO SAN RAFAEL SANITATION DISTRICT**

“Annexation of the Lands of Catchpool to San Rafael Sanitation District (File 1184)”

WHEREAS, a proposal for the annexation of certain territory to the San Rafael Sanitation 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, 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 56837, when a resolution of application 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 56837(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, San Rafael Sanitation District, has consented in writing to a waiver of conducting authority proceedings, this Commission may make determination with respect to said application with waiver of conducting authority proceedings; and

WHEREAS, the Executive Officer has reviewed the proposal and prepared a report, including a recommendation thereon, the proposal 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 Exhibit “A” and “B” attached hereto and by this reference incorporated herein.

Section 2. The territory includes 5.33 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: “Annexation of the Lands of Catchpool to San Rafael Sanitation District (File #1184)”.

Section 3. The proposal is consistent with the adopted sphere of influence for San Rafael Sanitation District.

Section 4. Approval of the proposal is granted subject to the following terms and conditions:

- A. The applicant shall provide a corrected map and legal description including the designated short form title of the proposal and other specifications of the County Surveyor.
- B. Proceedings for the annexation shall not be completed until owners of parcels 16-021-35 and 16-021-22 and the City of San Rafael execute and record separate agreements wherein:
 - 1) Each property owner agrees on behalf of himself, his heirs, successors and assigns that, in the event any future proceedings for the annexation of the property to the City of San Rafael shall be initiated by the City, the owner shall neither directly nor indirectly oppose or protest such annexation; and
 - 2) That the owner agrees that his obligations under the agreement shall run with the property and that the property shall be held, conveyed, hypothecated, encumbered, leased, rented, used and occupied subject to the provisions of the agreement and that the obligations undertaken by the owner shall be binding on all parties having or acquiring any right, title, or interest in the property.

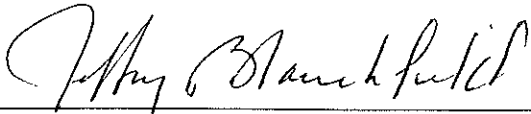
Section 5. The Executive Officer is hereby authorized to complete annexation proceedings and directed to mail certified copies of the resolution in the manner prescribed by Section 56853 of the Government Code.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 14th day of September, 2000 by the following vote:

AYES: Commissioners Blanchfield, Chapman, Heller, Hennessy, Kress, Murray, and Quesada

NOES: None

ABSENT: Commissioner Ware



JEFFRY BLANCHFIELD, Chairperson

ATTEST:



PETER V. BANNING, Executive Officer

September 6, 2000

EXHIBIT "A"

CATCHPOOL ANNEXATION
TO
SAN RAFAEL SANITATION DISTRICT
MAPPING NO. 14/00

BEGINNING at the most southwesterly corner of the lands granted to Claude H. Lambert and Micheline Lambert in that certain Joint Tenancy Grant Deed recorded July 15, 1970 in Book 2387 at page 407, Official Records of Marin County, said corner being also on the boundary of the San Rafael Sanitation District, thence leaving said District Boundary and running along the southwesterly line of Lambert and the northeasterly line of Summit Avenue northerly 98.96 feet along a curve concave to the northwest whose center bears South 69° 11' West 120.00 feet; thence North 68° 04' West 46.64 feet to the northwesterly corner of said Lands of Lambert (2387 OR 407); running thence along the northeasterly line of Summit Avenue and the southwesterly line of the lands granted to Sreedharan Vijayarangam in that certain Grant Deed recorded August 14, 1998 as Document No. 1998-0057202, Official Records of Marin County northwesterly 95.784 feet (108.07 feet calculated) along a curve concave to the northeast having a radius of 480.00 feet; thence North 55° 10' West 64.53 feet to the most westerly corner of said lands of Vijayarangam (DN 1998-0057202); running thence along the northeasterly line of Summit Avenue and the southwesterly line of the lands granted to B. James Finnegan and Merrily H. Finnegan, as Trustees of the 1996 Finnegan Family Trust in that certain Grant Deed recorded July 17, 1996 as Document No. 96-038527, Official Records of Marin County northwesterly 89.92 feet along a curve concave to the northeast having a radius of 280.00 feet; thence North 36° 46' West 4.35 feet to a corner of said Lands of Finnegan (DN 96-038527); running thence along the northeasterly line of Summit Avenue and the southwesterly line of the lands granted to John Francis Catchpool and Christopher J. Catchpool in that certain Joint Tenancy Grant Deed recorded April 5, 1994 as Document No. 94-028493, Official Records of Marin County; northwesterly 117.10 feet (120.99 feet calculated) along a curve concave to the southwest having a radius of 120 feet; thence South 85° 20' West 33.37 feet; thence northwesterly 86.78 feet (86.65 feet calculated) along a curve concave to the northeast having a radius of 60.00 feet; thence North 11° 48' West 210.59 feet to the most westerly corner of said Lands of Catchpool (DN 94-028493); thence leaving said northeasterly line of Summit Avenue and running along the northerly and easterly line of said Lands of Catchpool (DN 94-028493) North 63° 40' East 161.34 feet; South 56° 34' 50" East 200.232 feet to the most easterly corner of said Lands of Catchpool (DN 94-028493), said point being also on the boundary of the San Rafael Sanitation District; running thence along the northerly line of said Lands of Finnegan (DN 96-038527) and the boundary of the San Rafael Sanitation District North 68° 06' 10" East 150.00 feet; thence leaving the boundary line of the San Rafael Sanitation District and running North 68° 06' 10" East 70.00 feet to the most northeasterly corner of said Lands of Finnegan (DN 96-038527); thence southerly along the easterly line of said Lands of Finnegan (DN 96-038527) and said Lands of Vijayarangam (DN 1998-0057202) South 2° 39' 20" West 215.74 feet; running thence along the northeasterly line of said Lands of Vijayarangam (DN 1998-0057202) South 72° 46' East 104.28 feet; thence South 66° 47' East 19.38 feet to the most easterly corner of said Lands of Vijayarangam (DN 1998-0057202); thence along the northeasterly line of said Lands of Lambert (2387 OR 407) South 66° 47' East 115.85 feet to the most easterly corner of said Lands of Lambert (2387 OR 407) and the boundary of the San Rafael Sanitation District; running thence along the easterly and southerly line of said Lands of Lambert (2387 OR 407) and the boundary of the San Rafael Sanitation District South 3° 15' West 220.91 feet; South 34° 37' East 25.00 feet; and South 79° 16' West 172.00 feet to the POINT OF BEGINNING.

CONTAINING an area of 5.33 acres, more or less.

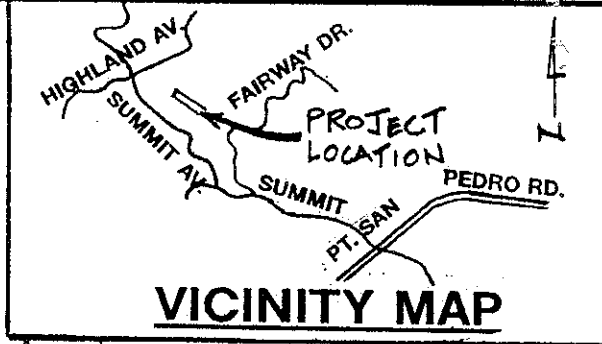
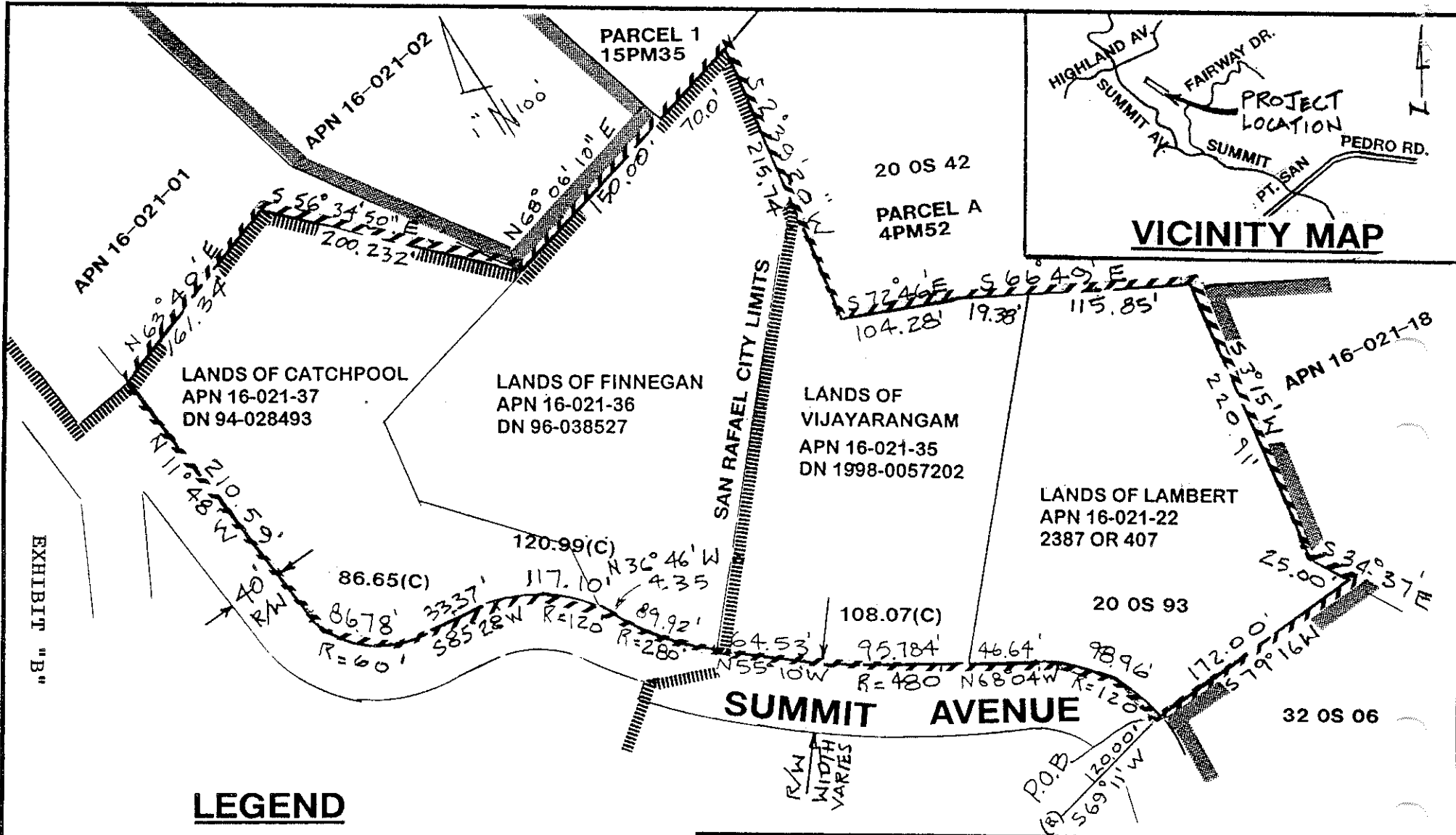


EXHIBIT "B"

LEGEND

- ANNEXATION AREA 5.33 ACRES
- SRSD BOUNDARY
- SAN RAFAEL CORPORATE LIMITS
- (C) CALCULATED DISTANCES ON CURVES

DPW MAPPING 14/00

SAN RAFAEL SANITATION DISTRICT Marin County, California		
SCALE: 1" = 100'	APPROVED BY:	DRAWN BY NA
DATE: JULY, 2000		REVISED
CATCHPOOL ANNEXATION TO SAN RAFAEL SANITATION DISTRICT		
NUTE ENGINEERING SAN RAFAEL, CALIFORNIA		DRAWING NUMBER 6701