

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 01-21

**RESOLUTION ORDERING
"ANNEXATION OF THE LANDS OF SHAW TO
SANITARY DISTRICT #5 (TIBURON) (File #1197)"
WITH WAIVER OF NOTICE, HEARING AND ELECTION**

WHEREAS, the Marin Local Agency Formation Commission adopted its Resolution No. 01-17 on July 12, 2001, making determinations and approving the proposed change of organization or reorganization of territory described in Exhibits A and B attached hereto and by this reference incorporated herein; and

WHEREAS, the territory includes 2.69 acres, is uninhabited; and

WHEREAS, the reason for this proposed annexation is to extend the District's public sewer system to replace failed or failing septic systems; and

WHEREAS, the terms and conditions of the change of organization or reorganization as approved by the Marin Local Agency Formation are as follows:

The applicant will provide a revised map and legal description meeting the technical requirements of the State Board of Equalization; and

WHEREAS, the regular county assessment roll is utilized by this city/district; and

WHEREAS, the affected territory will not be taxed for existing general bonded indebtedness of this Sanitary District #5 (Tiburon); and

WHEREAS, pursuant to Government Code Section 57000 of the Cortese-Knox-Hertzberg Act of 2000, a public hearing to determine the value written protest was called for and held by the Marin Local Agency Formation Commission at 165 North Redwood Drive, Suite 280, San Rafael, California on August 2, 2001, and the Commission finds and determines that the value of written protests filed and not withdrawn is less than 25 percent of the number of land owners owning less than 25 percent of the assessed value of land within the territory.

NOW, THEREFORE, the Marin Local Agency Formation Commission DOES HEREBY RESOLVE AND ORDER the annexation of territory described in Exhibits A and B to the Sanitary District #5 (Tiburon) and directs Commission staff to take subsequent action for completion of the annexation pursuant to Government Code Section 57000 et seq.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 13th day of September, 2001, by the following votes:

AYES: Commissioners Bach, Blanchfield, Chapman, Heller, Kress and Rodoni

NOES: None

ABSENT: Commissioner Murray



JEFFRY BLANCHFIELD, Chairperson

ATTEST:



PETER V. BANNING, Executive Officer

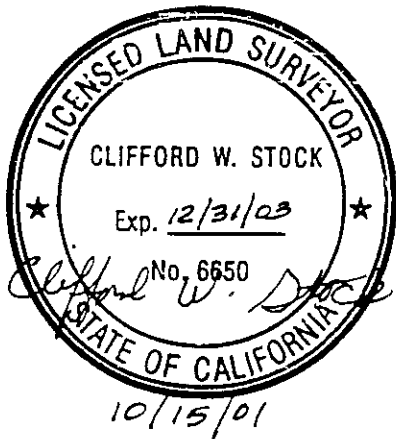
ANNEXATION OF THE LANDS OF SHAW TO
SANTATION DISTRICT NO. 5

MAPPING NO 17/01

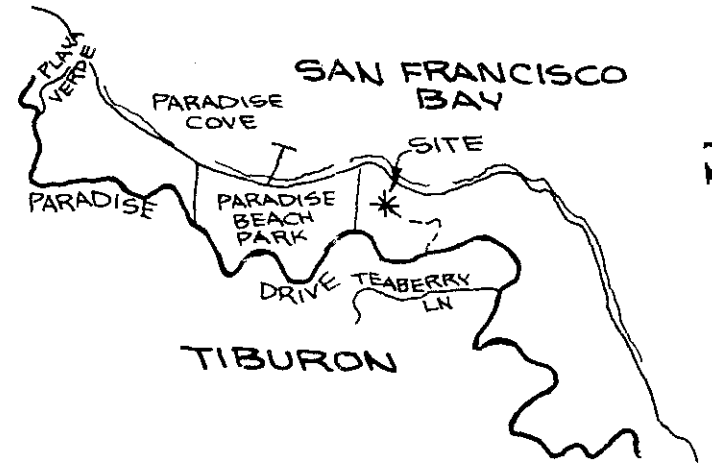
All that certain real property situated in the County of Marin, State of California described as follows:

Beginning at a point on the northerly right of way of Paradise Drive, said point being the southwesterly corner of Lot 12 as shown on that certain map titled "RECORD OF SURVEY", Lands of Phillips, I.N. 85-021024, being a portion of Lots 12 and 13, 5 R.M. 81, "Map of Paradise Cove" recorded October 27, 1986 in Book 22 of Surveys, at Page 10, Marin County Records; thence along the boundary of said Lots 12 and 13, North 6°09'East, 522.93 feet; thence South 89°45'00"East, 197.92 feet to the northwesterly corner of the land of Phillips; thence leaving said boundary of Lots 12 and 13 along the boundary of the Lands of Phillips, South 22°53'01"West, 219.55 feet; thence South 69°27'50"East, 227.62 feet to the westerly boundary of a 20 foot lane; thence leaving said Lands of Phillips, along the westerly boundary of said lane, South 27°34'00"West, 150.11 feet, thence South 61°19'00"West, 103.24 feet to a point on the northerly boundary of Paradise Drive; thence along said boundary of Paradise Drive, South 76°13'57"West, 228.24 feet to the Point of Beginning.

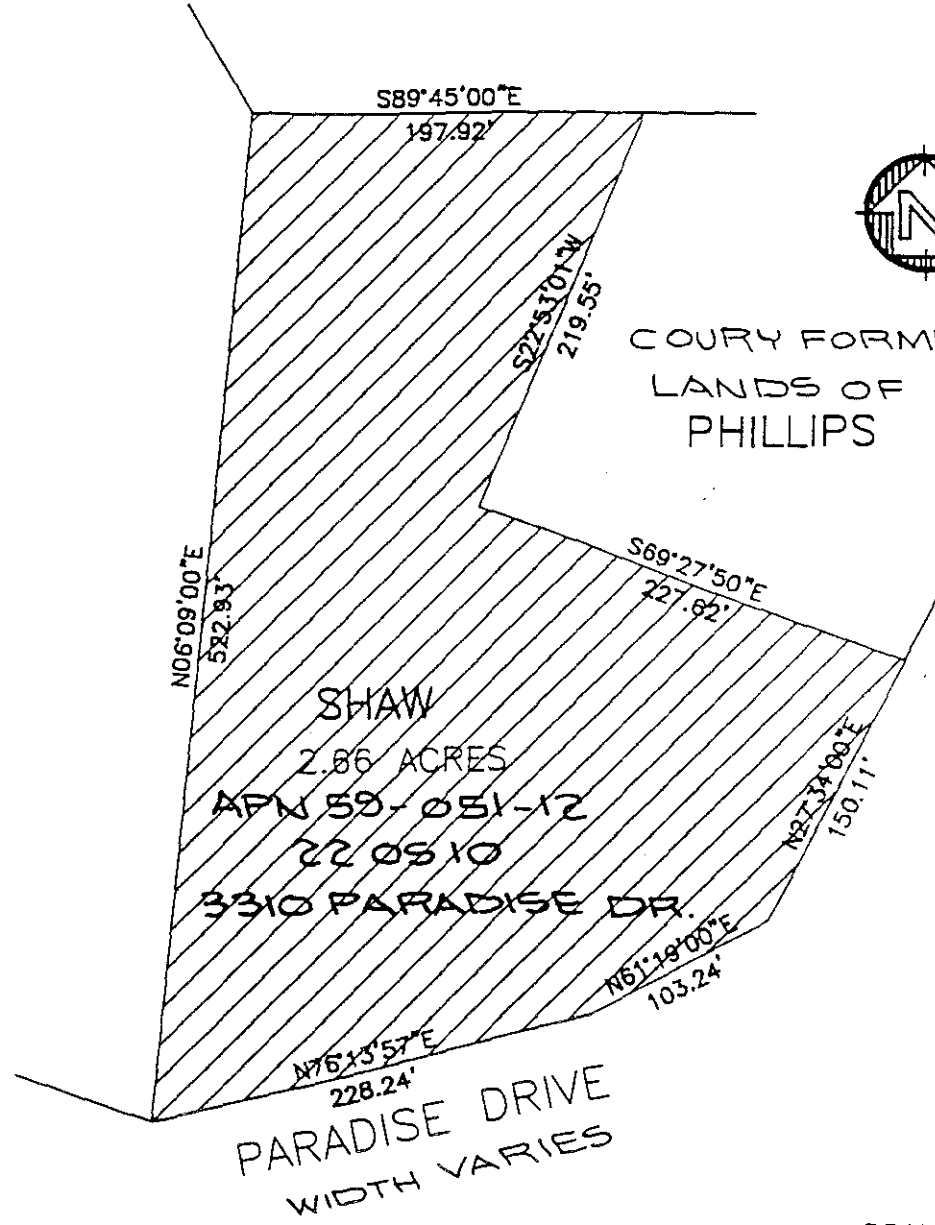
Contains 2.66 acres.



SAN FRANCISCO BAY



VICINITY MAP
NO SCALE



COURY FORMERLY
LANDS OF
PHILLIPS

N06°09'00"E
582.83'

S89°45'00"E
197.92'

S22°30'34"W
219.55'

S69°27'50"E
227.82'

N27°34'00"E
150.11'

N61°18'00"E
103.24'

N76°13'57"E
228.24'

PARADISE DRIVE
WIDTH VARIES

SHAW
2.86 ACRES
APN 58-051-12
22 05 10
3310 PARADISE DR.

SCALE: 1" = 100'

MAPPING NO. 17/01
ANNEXATION OF THE LANDS OF
SHAW TO SANITARY DISTRICT NO. 5
A.P. 58-051-12

**OBERKAMPER & ASSOCIATES
CIVIL ENGINEERS INC.**
10 PAUL DRIVE, SAN RAFAEL, CALIFORNIA
(415)479-8662

OCT. 12, 2001

SHEET 1 OF 1 SHEETS