

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 91-3

RESOLUTION MAKING DETERMINATIONS AND APPROVING
REORGANIZATION WITH WAIVER OF NOTICE, HEARING AND ELECTION
INVOLVING DETACHMENT FROM THE CITY OF SAN RAFAEL AND
ANNEXATION TO THE KENTFIELD FIRE PROTECTION DISTRICT

"UPPER TOYON DRIVE REORGANIZATION #2"

WHEREAS, a proposal for the proposed reorganization of certain territory which includes detachment from the City of San Rafael and annexation to the Kentfield Fire Protection 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 owners of the subject property; and

WHEREAS, said petition 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 petition 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; and

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 the terms and conditions hereinafter specified, the proposal made by petition is approved.

Section 2. The boundaries, as set forth in the proposal, are hereby approved as submitted and are as described in Exhibit "A," attached hereto and by this reference incorporated herein.

Section 3. The territory includes 2.5 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Upper Toyon Drive Reorganization #2" which includes detachment from the City

of San Rafael and annexation to the Kentfield Fire Protection District.

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 standard terms and conditions of the District, as set forth in Exhibit "B," attached hereto and incorporated herein.

Section 6. The Marin County Board of Supervisors is designated as the conducting authority for further proceedings, and the Board 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 project is Categorically Exempt pursuant to provisions of the California Environmental Quality Act and the Commission's Environmental Guidelines.


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 February 1991 by the following vote:

AYES: Commissioners Bevis, Breiner, Foote and Williams

NOES: None

ABSENT: Commissioner Giacomini



ERWIN L. WILLIAMS, Chairman
Marin Local Agency Formation
Commission

ATTEST:



DAWN MITTLEMAN, Executive Officer

Dated: February 8, 1991