

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 86-13

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
WITH WAIVER OF NOTICE, HEARING AND ELECTION
TO SANITARY DISTRICT #5 (TIBURON)

"HACIENDA DRIVE ANNEXATION"

WHEREAS, a proposal for the proposed annexation of certain territory to Sanitary District #5, 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 Lee C. Smith and Richard N. Hildahl; 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 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; and

WHEREAS, the Executive Officer has reviewed the proposal and prepared a report, including his 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 2.52± acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Hacienda Drive Annexation."

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

"Hacienda Drive Annexation" Resolution No. 86-13

Section 6. The Sanitary District #5 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 and is authorized to proceed without notice, or election, pursuant to Government Code, Section 56837.

Section 7. The project is Categorical 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 11th day of December 1986 by the following vote:

AYES: Commissioners Foote, Giacomini, McCart and Breiner

NOES: None


ABSTAIN: None

ABSENT: Commissioner Stockwell



DOROTHY L. BREINER, Chairman Pro Tem
Marin Local Agency Formation Commission

ATTEST:



NEIL SORENSEN, Acting Executive Officer

DATED: December 12, 1986

EXHIBIT "A"

HACIENDA DRIVE ANNEXATION 1986

TO

SANITARY DISTRICT NO. 5

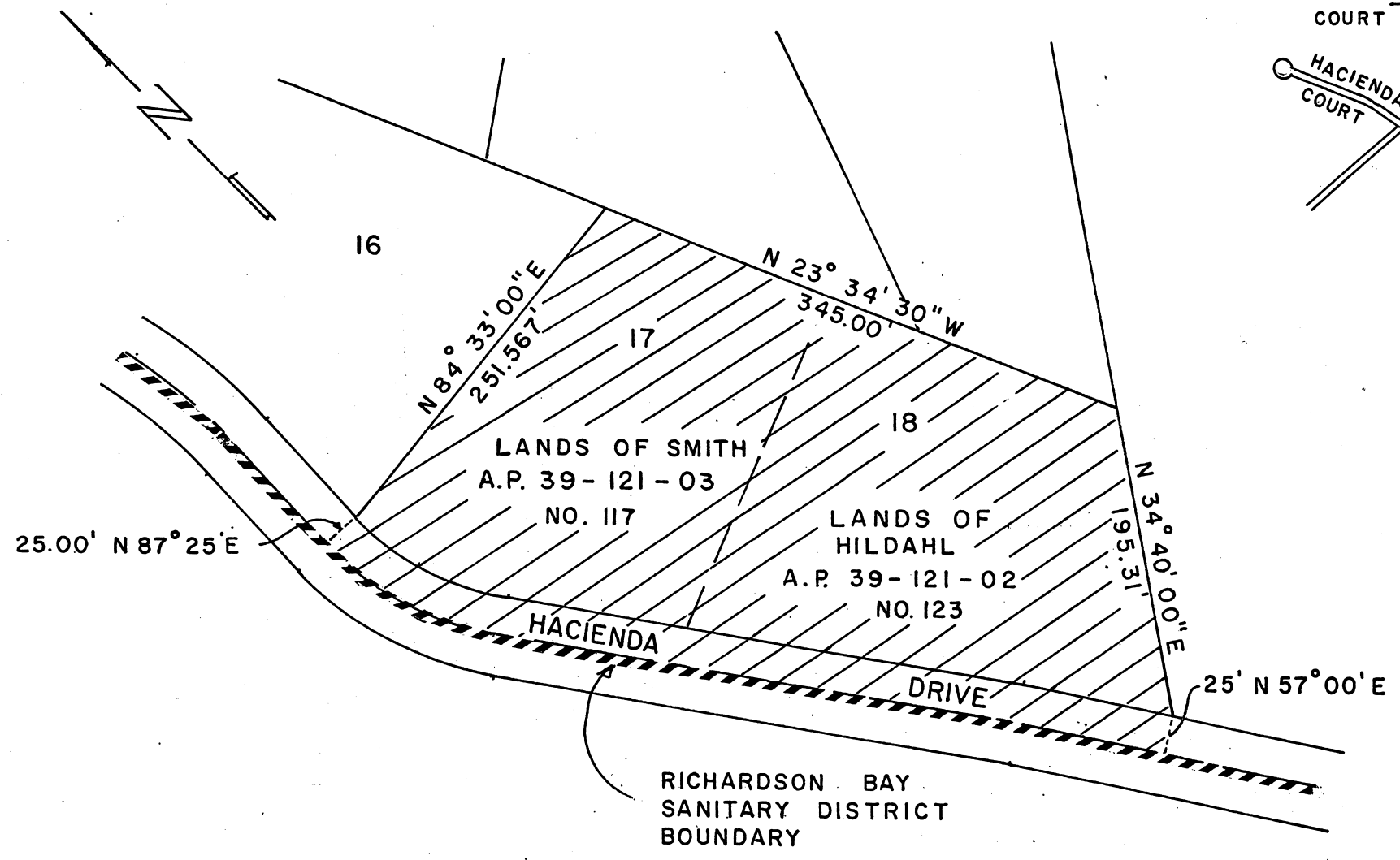
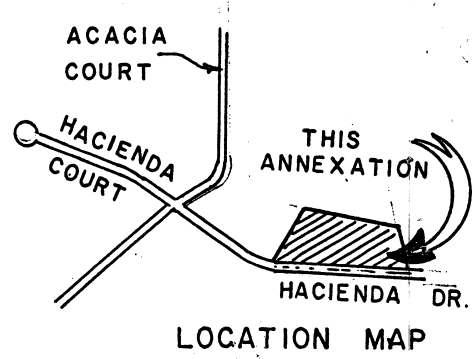
Beginning at a point on the existing boundary of the Richardson Bay Sanitary District, said point bears South 87 25'00" West 25 feet more or less from the Northwestern corner of Lot 17, as shown upon that certain map entitled, "Record of Survey Tiburon Properties formerly Ptn. of Bostick Prop. Near Tiburon Marin Co., Calif.", filed for record September 6, 1950 in Volume 2 of Official Surveys at page 158, Marin County Records, thence from said Point of Beginning North 87 25'00" East 25 Feet more or less; North 84 33'00" East 251.567 Feet, South 23 34'30" East 345.00 Feet, South 34 40'00" West 195.31 Feet. Said Point being the Southwesterly corner of Lot 18 per said Record of Survey; thence South 57 00'00" West 25 Feet more or less to the boundary of said Richardson Bay Sanitary District, thence Northerly along the said boundary to the Point of Beginning.

Containing Approximately 2.52 acres.

EXHIBIT BSANITARY DISTRICT NO. 5 (TIBURON)

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, for 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 will 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.
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 has 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.



AREA = 2.52 ACRES

NOTE: THIS IS A NON-CONTIGUOUS ANNEXATION

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| HACIENDA DRIVE ANNEXATION 1986 TO SANITARY DISTRICT NO. 5 TIBURON, CA. | | |
| SCALE: 1" = 100' | ANRIG - DOYLE | DRAWN BY: W. A. |
| Land Surveyors - Civil Engineers 165 Helens Lane MILL VALLEY, CALIFORNIA 94941 | | |
| DATE: SEPTEMBER, 1986 | 86-1475 | |

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