

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 95-05

RESOLUTION MAKING DETERMINATIONS AND APPROVING REORGANIZATION
SUBJECT TO NOTICE, HEARING AND ELECTION REQUIREMENTS INVOLVING
ANNEXATION TO THE TOWN OF TIBURON AND SANITARY DISTRICT #2

"Old Landing Road Reorganization"

WHEREAS, a proposal for the proposed annexation of certain territory to the Town of Tiburon and Sanitary District #2, 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 Resolution No. 3050, filed by the Town of Tiburon; and

WHEREAS, at the time and in the form and manner prescribed by law, the Executive Officer has given notice of public hearing by this Commission upon said proposal; and

WHEREAS, the public hearing on said proposal was held by this Commission upon the date and at the time and place specified in said notice of public hearing, and all interested persons present were afforded an opportunity to speak and be heard on the matter.

WHEREAS, the Executive Officer has reviewed the proposal and prepared a report, including 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 Resolution No. 3050, adopted by the Tiburon Town Council, is approved.

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

Section 3. The territory includes 45.4 acres, is found to be inhabited, and is assigned the following distinctive short form designation: "Old Landing Road Reorganization" to the Town of Tiburon and Sanitary District #2.

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 following terms and conditions:

- A. Annexation to Sanitary District #2 (Corte Madera) is conditional upon execution of a formal appropriate agreement between the property owners and the district to provide necessary funding for provision of sanitary sewer service.
- B. Annexation to the Town of Tiburon is conditional upon the following:
 - 1. Completion of annexation proceedings to Sanitary District #2 (Corte Madera.
 - 2. Execution of a formal appropriate agreement between the Town of Tiburon, the County of Marin, and LAFCO, for the provision of services; level of services; and cost of services; and enforcement ordinances. Said execution of agreement shall take place with the time limit of one year (June 1, 1996). If this provision has not been achieved within the specified time limit the territory will annex into the Town of Tiburon.

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 take further proceedings upon said annexation in compliance with applicable provisions of State law.

Section 7. The project is categorically exempt pursuant to provisions of the California Environmental Quality Act.

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 2nd day of June by the following vote:

AYES: Commissioners Richardson, Rose, Thayer, and Williams

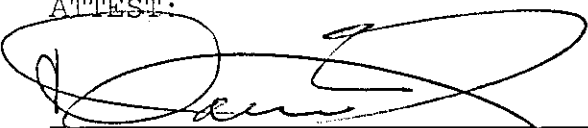
NOES: None

ABSENT: Commissioner Giacomini

Erwin Williams

ERWIN WILLIAMS, Chairman
Marin Local Agency Formation Commission

ATTEST:


Dawn Mittleman, Executive Officer

Dated: June 8, 1995

EXHIBIT "B"

OLD LANDING ROAD REORGANIZATION

ANNEXATION TO

TOWN OF TIBURON


MAPPING NO. 42-94

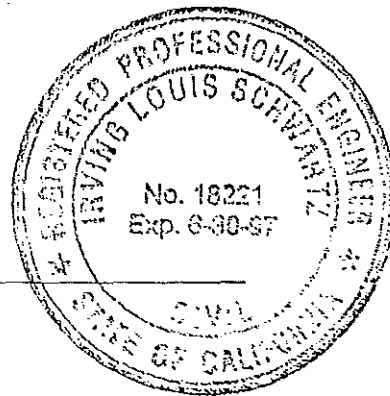
BEGINNING AT a point on the existing Town Limit Line of the Town of Tiburon, said point being the northeasterly corner of Lot 60 as said lot is shown in Record Map Book 5 at Page 90, Marin County Records, thence southeasterly and westerly along said limit line; to a point on the northerly right-of-way line of Paradise Drive, thence leaving said Limit Line along said northerly right-of-way line North 73° 41'00" West 27.88 feet, North 89°50'00" West 310.00 feet more or less; South 70°09'00" West, 540.0 feet more or less; North 36°25'00" West, 75 feet more or less; North 00°22'00" West, 95 feet more or less; North 25°25'00" East, 186.83 feet more or less; North 22°48'00" East, 296.25 feet; North 6° 13'00" East, 173.27 feet; North 26°51'00" West, 167.22 feet; North 57°31'00" West, 293.03 feet; North 75°41'00" West, 83.58 feet; along a curve to the right with a radius of 50.34 feet an arc distance of 118.19 feet; North 68°38' East, 150.00 feet; North 26°42' East, 112.89 feet; South 89°43' East, 66.05 feet; North 72°40' East, 184.19 feet; North 37°23' East 187.88 feet; North 43°42' East, 27.87 to a point on the aforementioned LIMIT Line; thence Easterly along said Limit Line to the **POINT OF BEGINNING**.

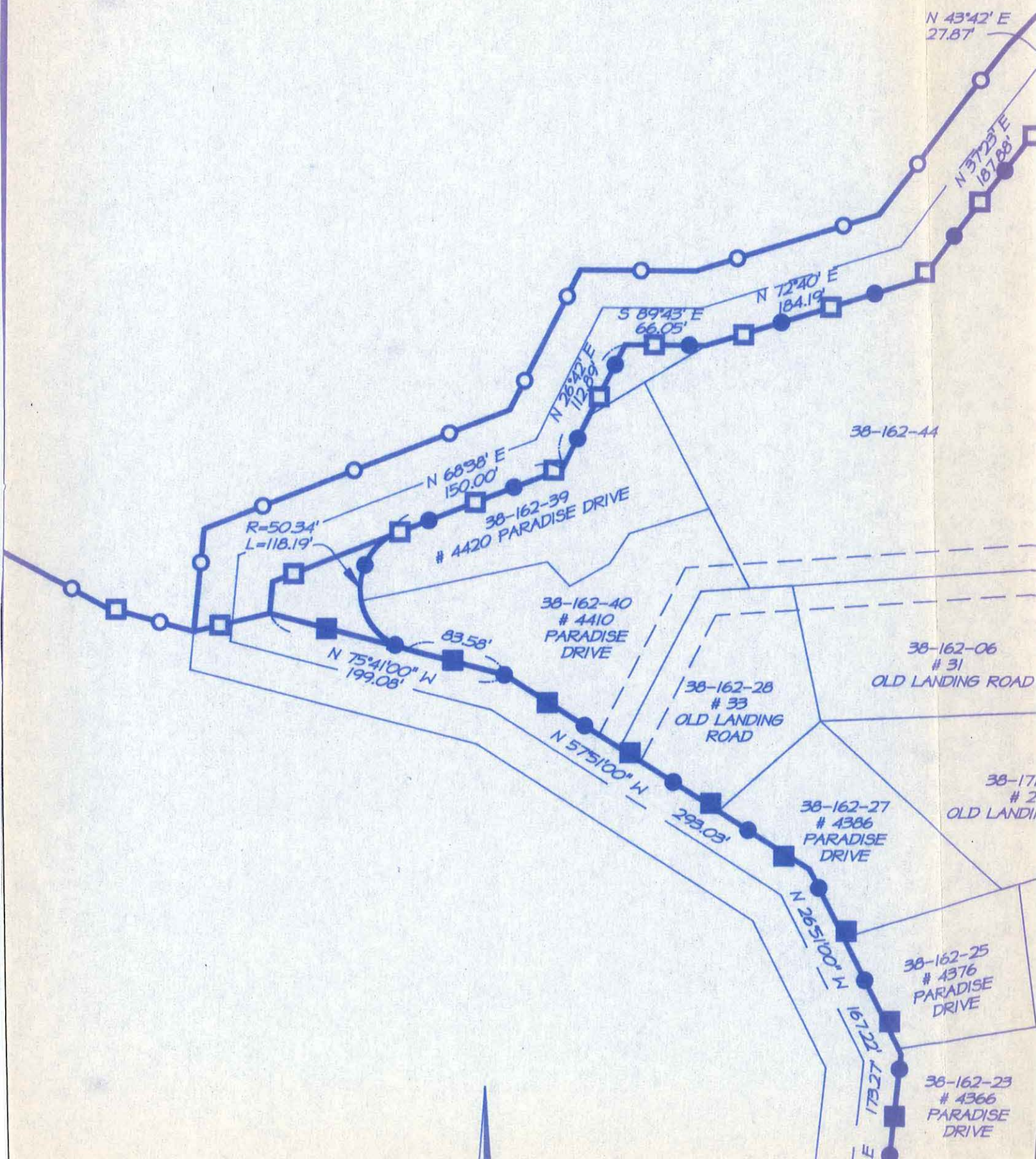
Containing 45.4 acres more or less.

Prepared by:

I.L. SCHWARTZ ASSOCIATES, INC.


Irving L. Schwartz





N 43°42' E
27.87'

N 37°23' E
187.88'

N 72°40' E
184.19'

S 89°43' E
66.05'

N 26°42' E
112.89'

N 68°38' E
150.00'

R=50.34'
L=118.19'

N 75°41'00" W
199.03'

38-162-40
4410
PARADISE
DRIVE

38-162-39
4420
PARADISE
DRIVE

38-162-28
33
OLD LANDING
ROAD

38-162-06
31
OLD LANDING
ROAD

38-171
2
OLD LANDING
ROAD

38-162-27
4386
PARADISE
DRIVE

38-162-25
4376
PARADISE
DRIVE

38-162-23
4366
PARADISE
DRIVE

83.58'

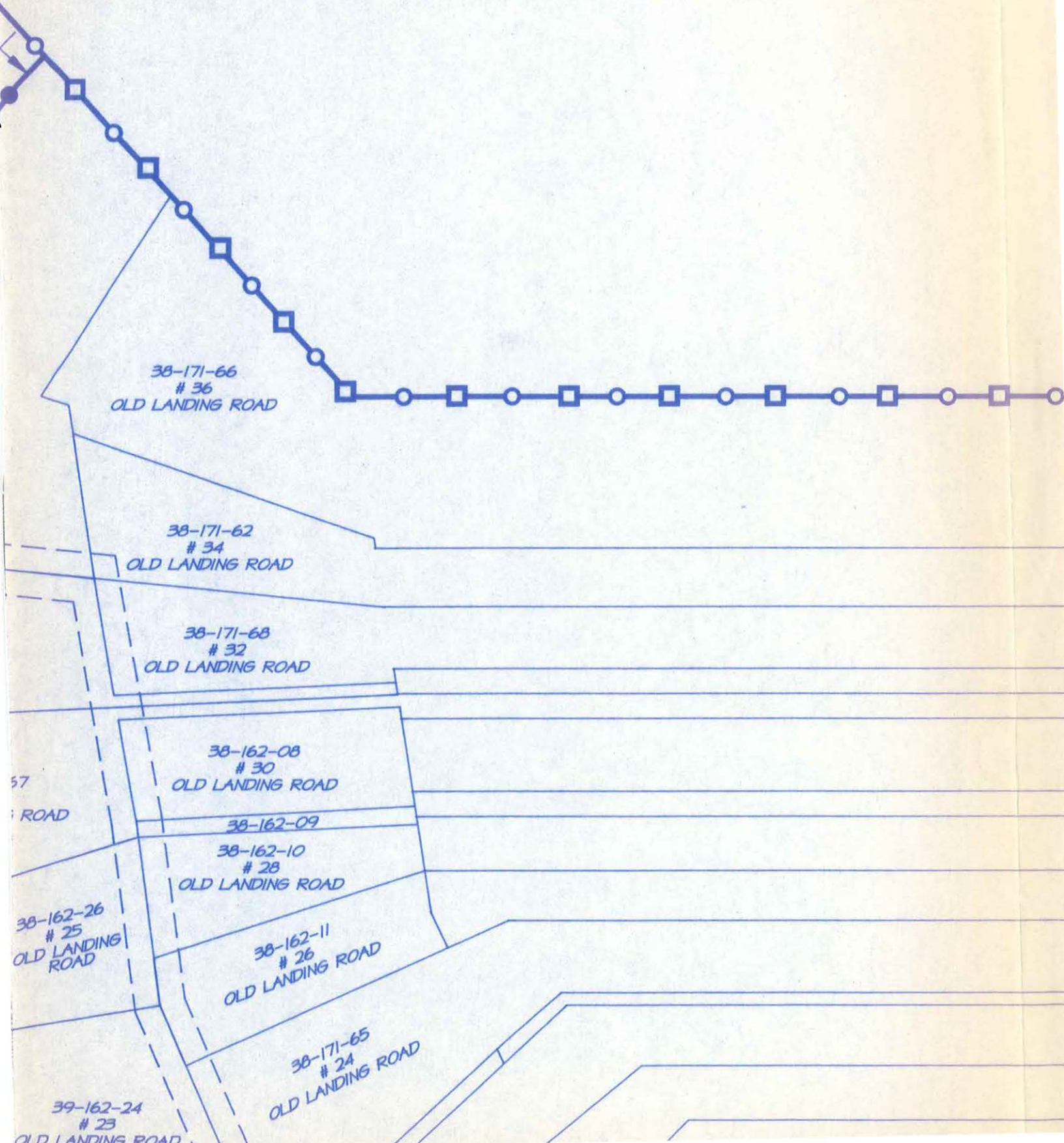
298.03'

N 57°51'00" W

N 26°51'00" W

167.22'

E 173.27'



38-171-66
36
OLD LANDING ROAD

38-171-62
34
OLD LANDING ROAD

38-171-68
32
OLD LANDING ROAD

38-162-08
30
OLD LANDING ROAD

38-162-09
38-162-10
28
OLD LANDING ROAD

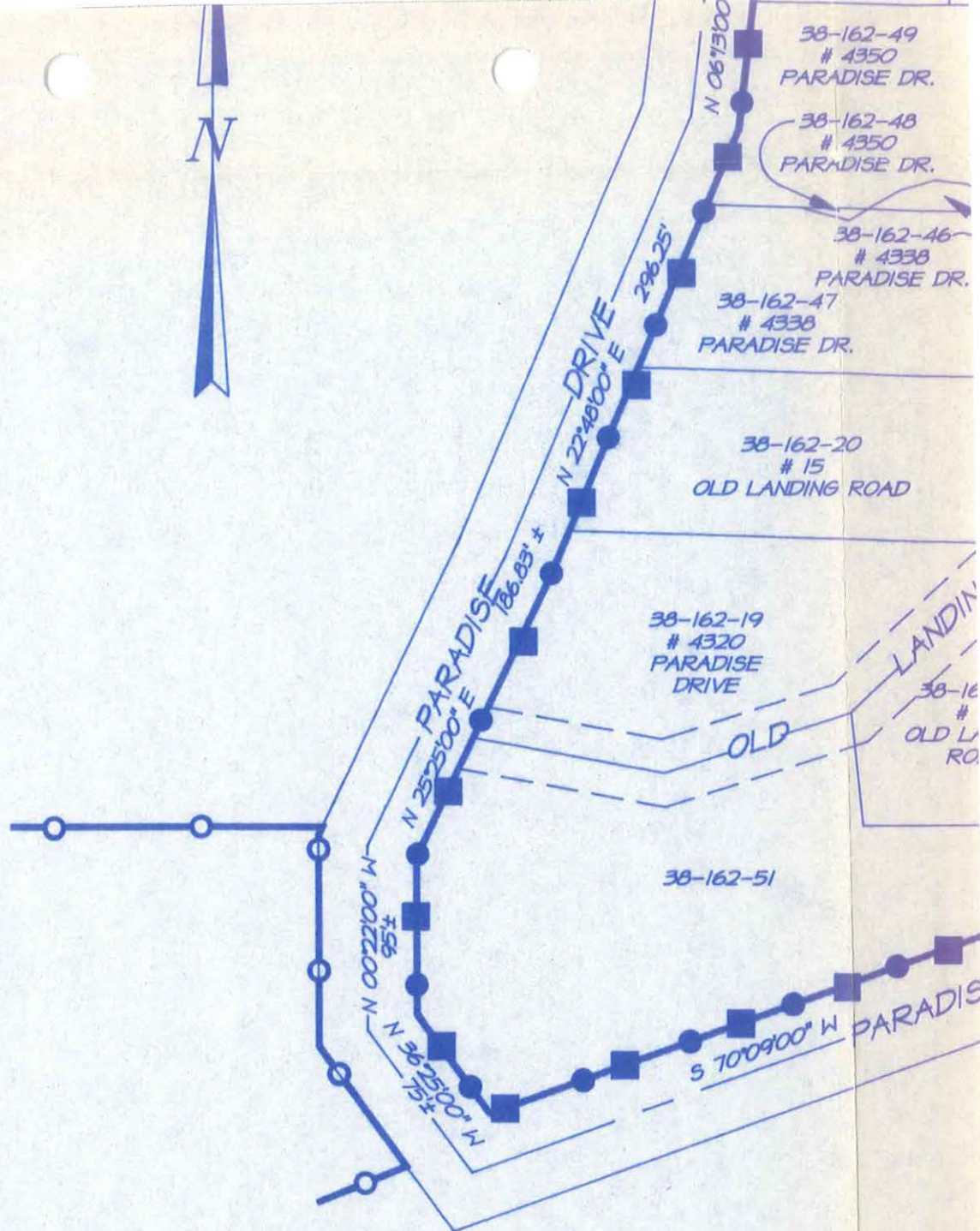
38-162-11
26
OLD LANDING ROAD

38-171-65
24
OLD LANDING ROAD

38-162-26
25
OLD LANDING ROAD

39-162-24
23
OLD LANDING ROAD

57
ROAD



38-162-49
4350
PARADISE DR.

38-162-48
4350
PARADISE DR.

38-162-46
4338
PARADISE DR.

38-162-47
4338
PARADISE DR.

38-162-20
15
OLD LANDING ROAD

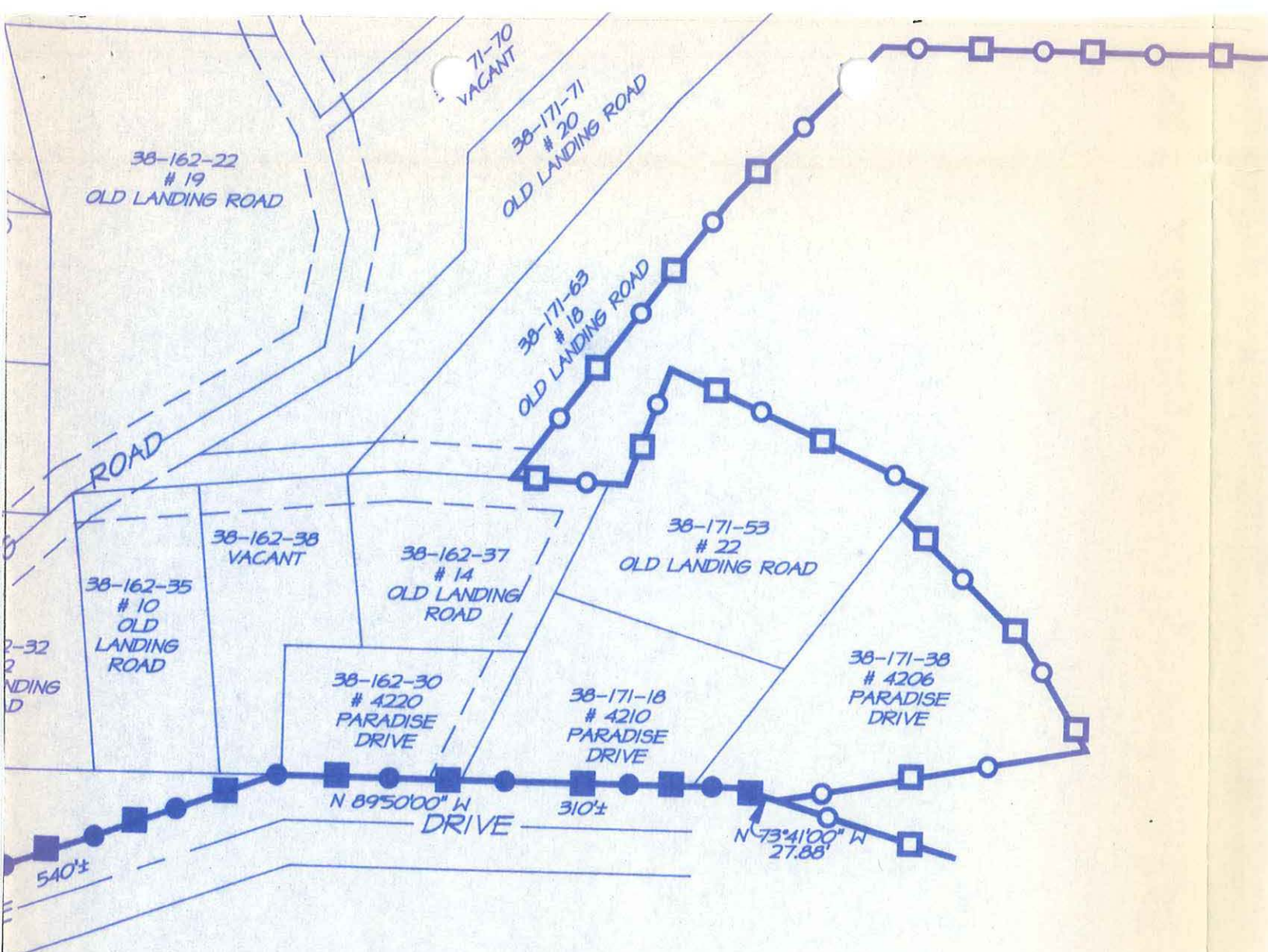
38-162-19
4320
PARADISE
DRIVE

LANDING
38-16

OLD L
RO

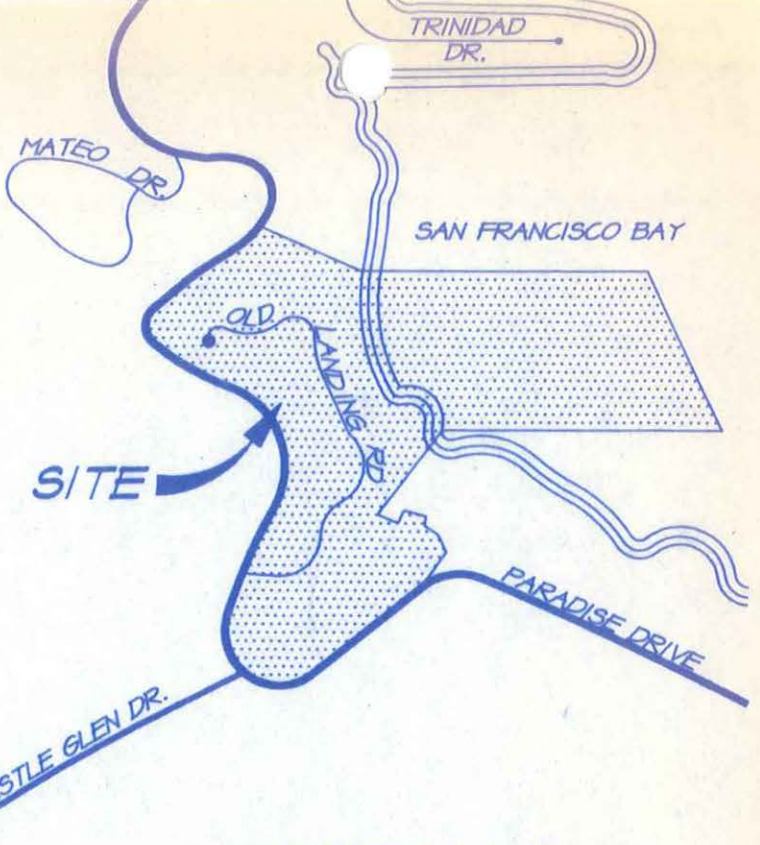
38-162-51

PARADISE

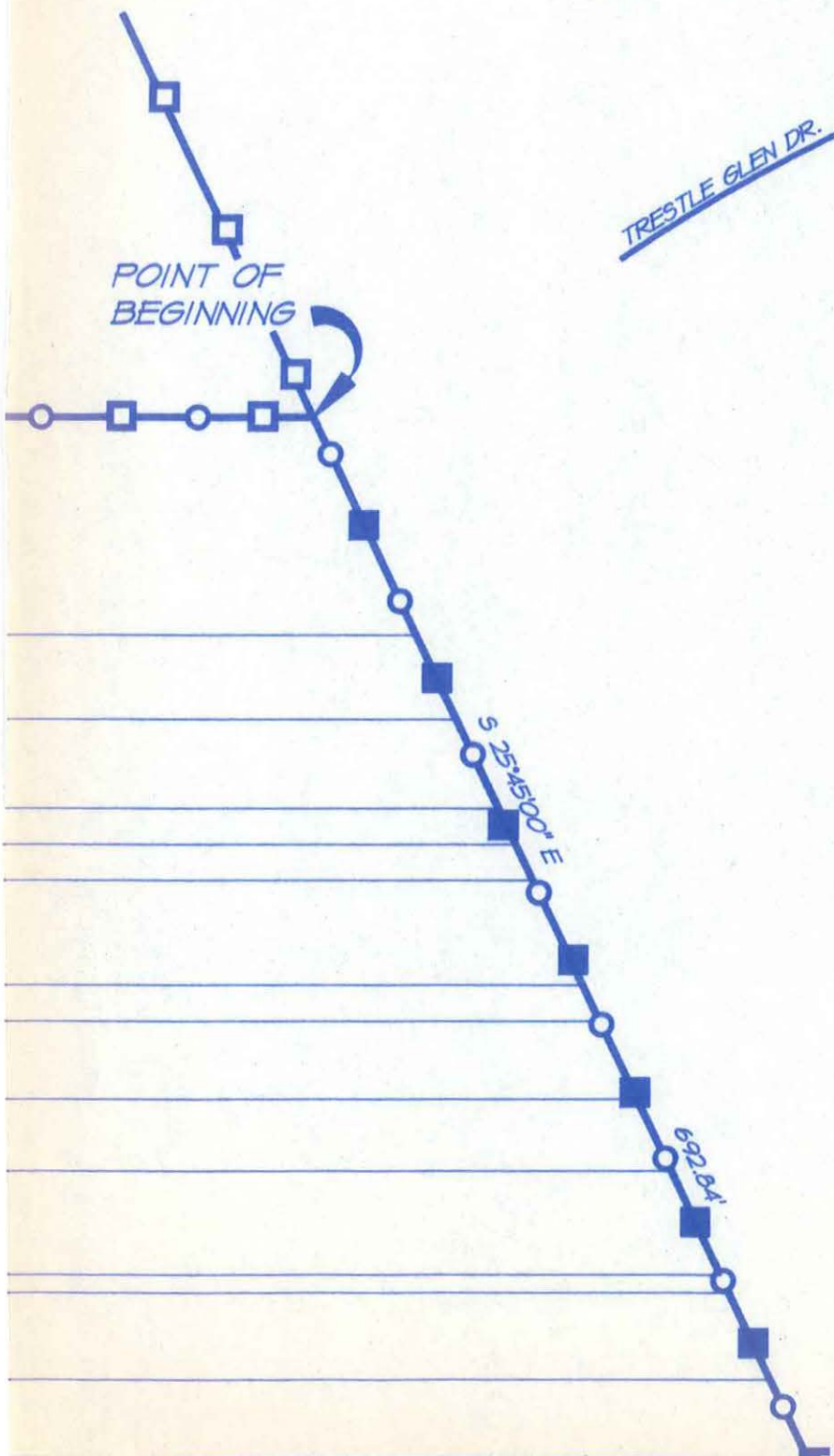


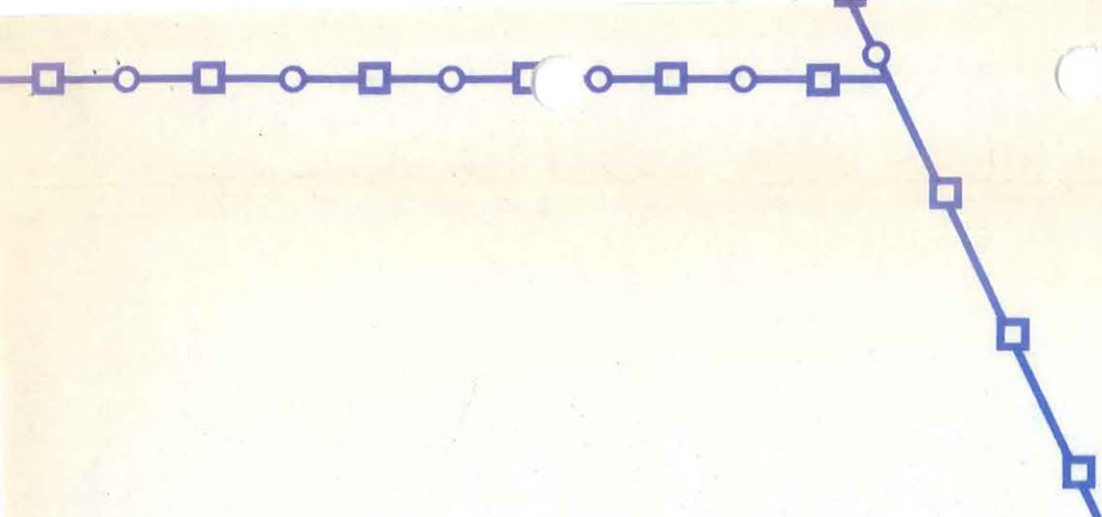
PLAN

SCALE: 1" = 100'



VICINITY MAP
NOT TO SCALE





LEGEND



EXISTING TIBURON TOWN LIMIT LINE



PROPOSED TIBURON TOWN LIMIT LINE



EXISTING SANITARY DISTRICT NO. 2 BOUNDARY



PROPOSED SANITARY DISTRICT NO. 2 BOUNDARY

MAPPING NO. 42/94

I.L. SCHWARTZ ASSOCIATES, INC. ©
 CIVIL ENGINEERING AND LAND SURVEYING

79 GALLI DRIVE NOVATO, CA 94949 (415)883-9200 FAX 883-2763

"OLD LANDING ROAD REORGANIZATION"
 ANNEXATION TO SANITARY DISTRICT NO. 2 &
 TOWN OF TIBURON

DRAWN:
 T.H.

DATE:
 11-9-94

JOB NO.
 6406

MARIN COUNTY

CALIFORNIA

38-171-05

38-171-07
30 OLD LANDING ROAD

38-171-08

38-171-09
28 OLD LANDING ROAD

38-171-10

38-171-12
19 OLD LANDING ROAD





TOTAL AREA = 45.4 AC.±