

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 04-01

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
TO NOVATO SANITARY DISTRICT
WITH WAIVER OF NOTICE, HEARING AND ELECTION

"Annexation of the Lands of Schoepp to Novato Sanitary District (File #1252)"

WHEREAS, a proposal for the annexation of certain territory to to the Novato Sanitary 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, pursuant to Government Code Section 56663, when a resolution 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 56663(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, Novato Sanitary District, has consented in writing to a waiver of protest proceedings, this Commission may make determination with respect to said application with waiver of protest proceedings; and

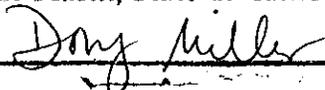
WHEREAS, the Executive Officer has reviewed the application and prepared a report, including a recommendation thereon, the application and report having been presented to and considered by this Commission.

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 Exhibits "A" and "B" attached hereto and by this reference incorporated herein.

The foregoing instrument is a correct copy of the original on record in the office of the Local Agency Formation Commission of the County of Marin, State of California.

By



Section 2. The territory includes 1 acre, is found to be uninhabited, and is assigned the following distinctive short form designation: "Annexation of the Lands of Schoepp to Novato Sanitary District (File #1252)".

Section 3. The proposal is consistent with the adopted sphere of influence for Novato Sanitary District.

Section 4. The Commission certifies that it has reviewed and considered the mitigated Negative Declaration of Environmental Impact prepared for this project by the City of Novato and adopted by resolution on August 11, 2003.

Section 5. The Commission finds that changes or alterations to the project and mitigation measures to lessen environmental effects to less than significant levels as identified in the Mitigated Negative Declaration are within the responsibility of the Novato Sanitary District and the City of Novato and not LAFCO. The City of Novato, acting as lead agency, has adopted a mitigation monitoring and reporting plan in which the District staff and the staff of the City of Novato are responsible for compliance and are empowered to sanction non-compliance.

Section 6. The Executive Officer is hereby authorized to complete reorganization proceedings in the manner prescribed by Section 57000 of the Government Code.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 13th day of May, 2004 by the following vote:

AYES: Commissioners Adams, Asbo, Blanchfield, Heller, Rodoni, Rose and Slavitz

NOES: None

ABSENT: None



JEFFERY BLANCHFIELD, Chairperson

ATTEST:


PETER V. BANNING, Executive Officer

EXHIBIT "A"
ANNEXATION OF THE LANDS OF SCHOEPP
TO THE NOVATO SANITARY DISTRICT
File #1252
Mapping No. 01/04

DESCRIPTION

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

BEING a portion of Lot 9, as shown upon that certain Map entitled, "Subdivision One, Sweetser Ranch, Novato, California" recorded July 15, 1913 in Book 4 of Maps, at page 49, in the office of the County Recorder of the County of Marin, State of California, described as follows:

BEGINNING at a point on the Southwesterly line of Virginia Avenue, at the intersection of with the Southeasterly line of Lot 9, as delineated on said map.

1. Thence South $29^{\circ}11'00''$ West 217.50 feet along the southeasterly line of said Lot 9;
2. Thence leaving said southeasterly line North $60^{\circ}49'00''$ West 200.00 feet;
3. Thence North $29^{\circ}11'00''$ East 217.50 feet to said southwesterly line of said Virginia Ave.
4. Thence along said southwesterly line of Virginia Ave. South $60^{\circ}49'00''$ East to the Point of Beginning.

Containing an area of 43,500 square feet, 0.9986 acres.

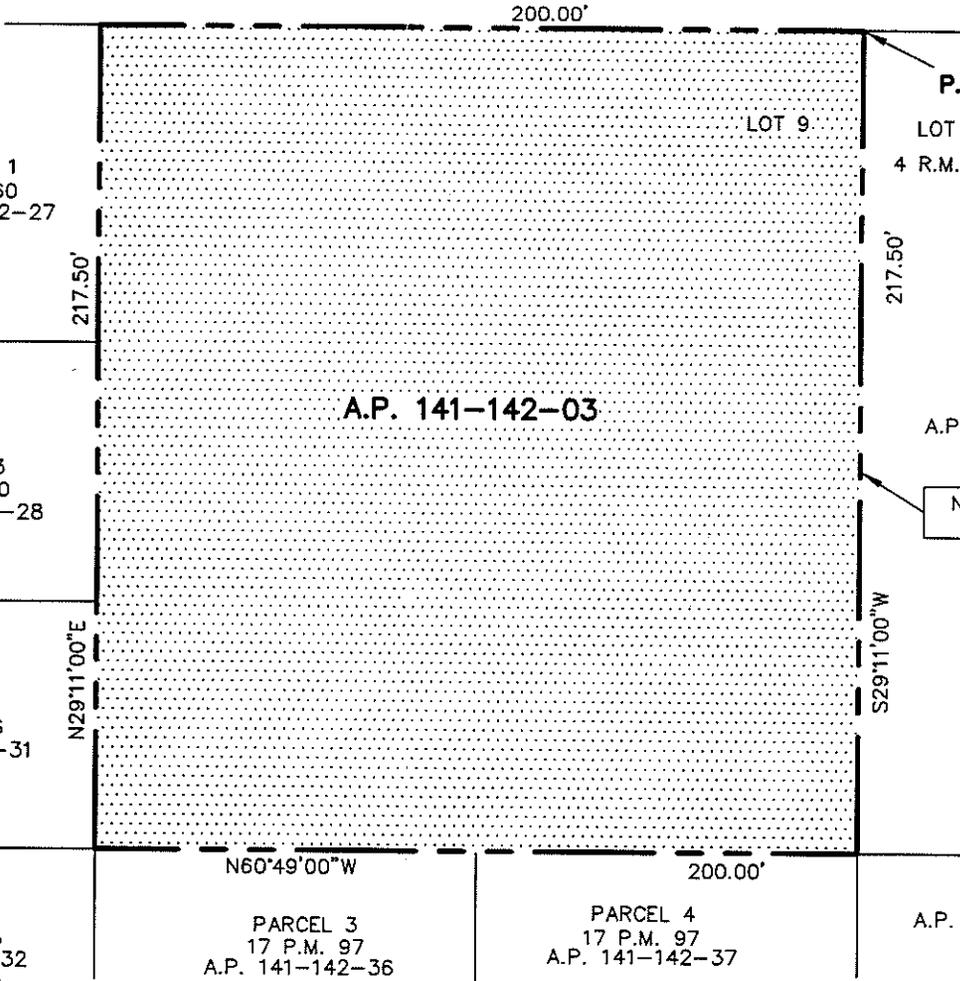
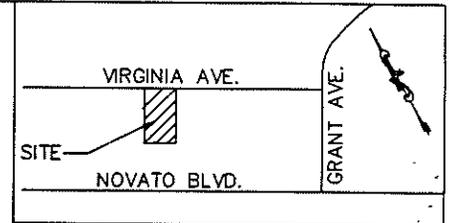
This description was written by:

Lawrence P. Doyle
Lawrence P. Doyle
P.L.S. 4694
Exp. 9/30/05



VIRGINIA AVENUE

R\W VARIES



P.O.B.

LOT 8
4 R.M. 49



1954-2
ANNEXATION TO THE
NOVATO SANITARY DISTRICT
DATE: 1954

PARCEL 1
14 P.M. 60
A.P. 141-142-27

PARCEL 3
14 P.M. 60
A.P. 141-142-28

PARCEL 6
17 R.M. 36
A.P. 141-142-31

PARCEL 1
15 P.M. 45
A.P. 141-142-32

PARCEL 3
17 P.M. 97
A.P. 141-142-36

PARCEL 4
17 P.M. 97
A.P. 141-142-37

A.P. 141-142-16

A.P. 141-142-17

NOVATO SANITARY
DISTRICT LIMITS

1955-6
ANNEXATION TO THE
NOVATO SANITARY DISTRICT
DATE: 1955

ANNEXATION AREA
INCLUDES:
A.P. 141-142-03

1977-12
ANNEXATION TO THE
NOVATO SANITARY DISTRICT
DATE: 1977

1979-5
ANNEXATION TO THE
NOVATO SANITARY DISTRICT
DATE: 1979

LEGEND:

- NOVATO SANITATION DISTRICT LIMITS
- AREA TO BE ANNEXED



REVISED: 3/17/04
4/5/04

ANNEXATION OF THE LANDS OF SCHOEPP
TO
NOVATO SANITARY DISTRICT (FILE#1252)
MAPPING No. 01/04
NOVATO MARIN COUNTY CALIFORNIA

SCALE: 1" = 50'	DRAWN BY: LAWRENCE P. DOYLE	SHEET 2 OF 2
DATE: 1/20/04	LAND SURVEYOR/CIVIL ENGINEER P.O. BOX 1609 MILL VALLEY CA 94942 (415-388-9585)	
		DRAWING NO. 717-00