

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 98-12

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION WITH
WAIVER OF NOTICE, HEARING AND ELECTION
TO THE CITY OF SAN RAFAEL

"Pt. San Pedro Road Annexation"

WHEREAS, a proposal for the proposed annexation of certain territory to the City of San Rafael, 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 by the property owners; and

WHEREAS, said petition of application was accompanied by written consent signed by all owners of land with the territory proposed to be annexed; and

WHEREAS, pursuant to Government Code Section 56837, when a resolution of application accompanied by written consent of 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.

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

Section 3. The territory includes .8 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Pt. San Pedro Road Annexation" to the City of San Rafael.

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:

1) Marin LAFCO has waived its rezoning requirement of this developed property.

2) That the property detach from County Service Area #19 (Santa Venetia Fire Service) and County Library.

Section 6. The City of San Rafael is designated as conducting authority for further proceedings, and the Council of said City is hereby directed to initiate proceedings 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.

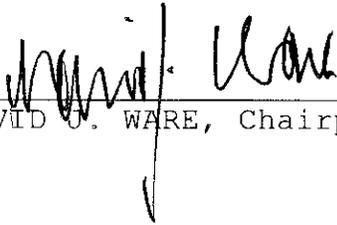
Section 8. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56853 of the Government Code.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 6th day of August, 1998, by the following vote:

AYES: Commissioners Chapman, Heller, Hennessy, Kinsey, and Ware

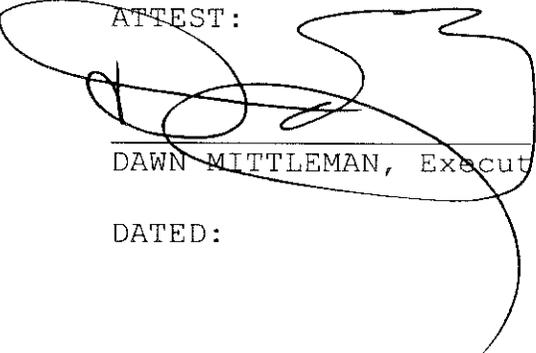
NOES: None

ABSENT: Commissioners Blanchfield, Kress, and Moore



DAVID U. WARE, Chairperson

ATTEST:



DAWN MITTLEMAN, Executive Officer

DATED:

POINT SAN PEDRO ROAD ANNEXATION
TO
CITY OF SAN RAFAEL
MAPPING NO. 8/98

Beginning at a point on the corporate city limits of San Rafael, said point also being the most northwesterly corner of Parcel One of 15 PM 68 as recorded in the Office of the Recorder of Marin County, and on the southerly right of way of Point San Pedro Road; thence from said Point of Beginning along the corporate city limits of San Rafael in a southeasterly and southwesterly direction to the westerly line of APN #17-181-36 said line described in Document 87-46337 filed in the Office of the Recorder of Marin County; thence leaving said corporate city limits of San Rafael and along the westerly line of Document 87-46337 North 25° 43'00" West 220 feet more or less to the southerly right of way line of Point San Pedro Road; thence along said right of way North 63° 12'00" East 165.33 feet more or less to the Point of Beginning.

Said parcel contains 0.8 acres more or less.

Prepared by:

John E. Brotschi
C.E. #31491

John Brotschi 4-1-98



