

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 01-09

**RESOLUTION MAKING DETERMINATIONS AND APPROVING
REORGANIZATION INCLUDING ANNEXATIONS TO THE CITY OF SAN RAFAEL
AND SAN RAFAEL SANITATION DISTRICT
WITH WAIVER OF NOTICE, HEARING AND ELECTION**

“Reorganization of the Lands of Dominican Sisters Including Annexations to the City of San Rafael and San Rafael Sanitation District (File 1196)”

WHEREAS, a proposal for the reorganization of certain territory to the City of San Rafael and San Rafael Sanitation 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, 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 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 56837(c), the affected territory is uninhabited; all the owners of land within the affected territory have given their written consent; and the affected district that will gain territory, San Rafael Sanitation District, has consented in writing to a waiver of conducting authority proceedings, this Commission may make determination with respect to said application with waiver of conducting authority proceedings; and

WHEREAS, the Executive Officer has reviewed the proposal and prepared a report, including a recommendation thereon, the proposal 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 Exhibit "A" and "B" attached hereto and by this reference incorporated herein.

Section 2. The territory includes 1.28 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Reorganization of the Lands of Dominican Sisters Including Annexations to the City of San Rafael and San Rafael Sanitation District (File 1196)."

Section 3. The proposal is consistent with the adopted spheres of influence for the City of San Rafael and San Rafael Sanitation District.

Section 4. Approval of the proposal is granted subject to the following terms and conditions:

The applicant shall provide a corrected map and legal description including the designated short form title of the proposal and other specifications of the County Surveyor.

Section 5. The Commission has reviewed and considered the initial study and mitigated Negative Declaration of Environmental Impact prepared for this project by the City of San Rafael in connection with the development "Dominican Estates 3 Lot Subdivision" including the proposed annexation of the project area to the City of San Rafael and the San Rafael Sanitation District and adopted by their Resolution No. 10769 dated February 5, 2001.

Section 6. 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 City of San Rafael and not LAFCO since land use and zoning are within the jurisdiction of the City and not within the jurisdiction of this Commission.

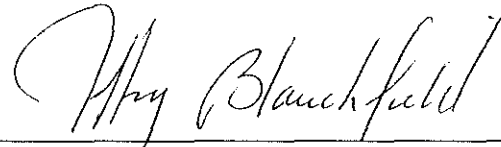
Section 7. The Executive Officer is hereby authorized to complete reorganization proceedings in the manner prescribed by Section 57000 of the Government Code.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on this 10th day of May, 2001, by the following vote:

AYES: Commissioners Bach, Blanchfield, Heller, Kress, Murray and Quesada

NOES: None

ABSENT: Commissioner Chapman



JEFFRY BLANCHFIELD, Chairperson

ATTEST:

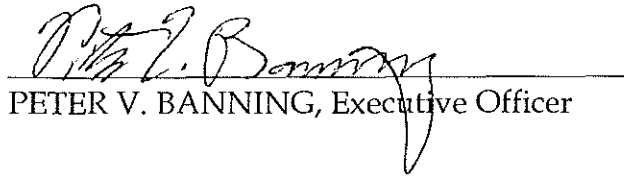

PETER V. BANNING, Executive Officer

EXHIBIT A
LEGAL DESCRIPTION

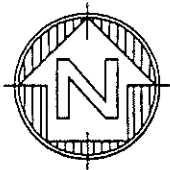
REORGANIZATION OF THE LANDS OF
THE DOMINICAN SISTERS
TO THE CITY OF SAN RAFAEL
AND THE SAN RAFAEL SANITATION DISTRICT

Mapping No. 10/01

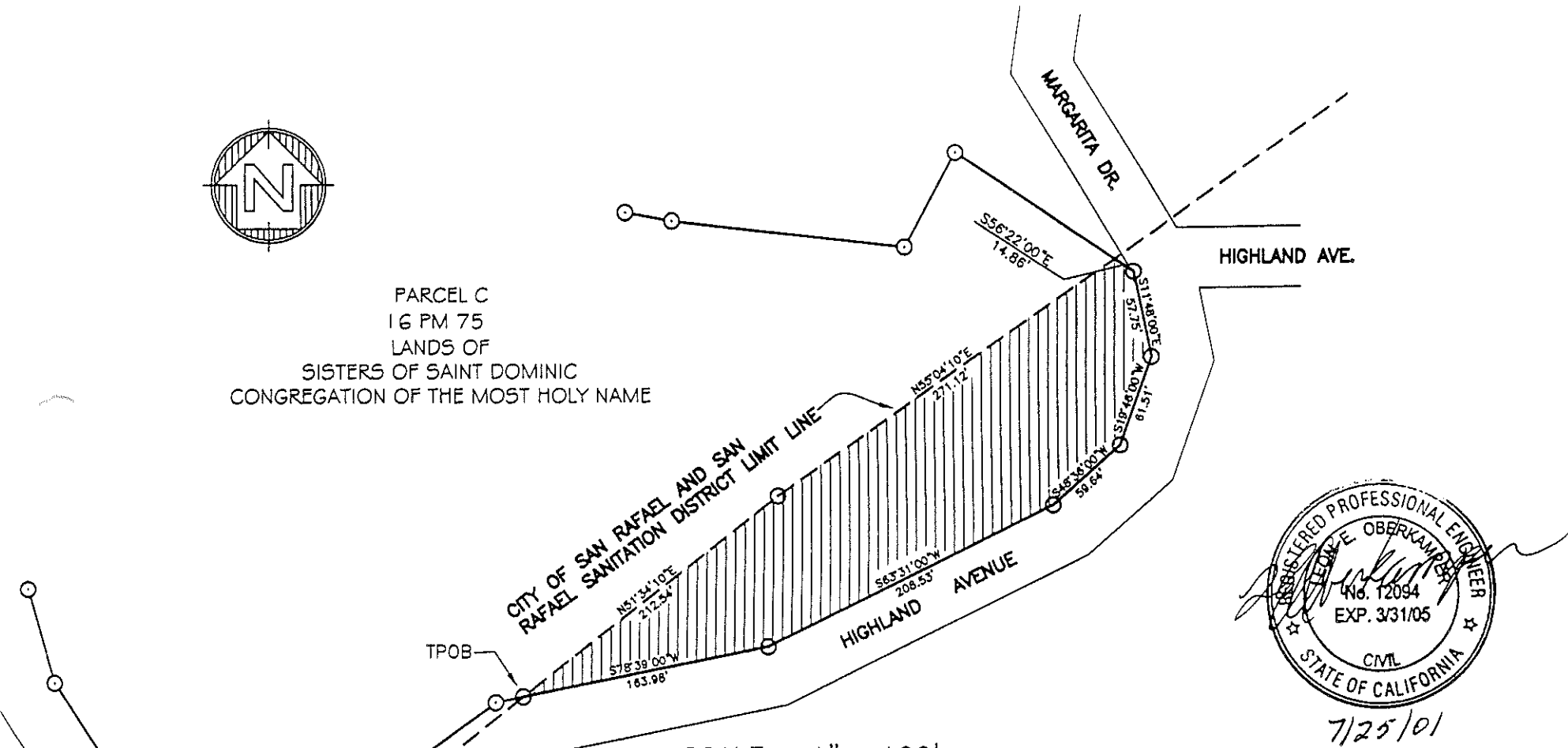
Beginning at the southwest corner of Parcel C as shown on the certain Map entitled "Parcel Map-Division of Assessor's Parcels No's 15-142-02, 15-162-02, and 15-163-02, San Rafael, Marin County, California", filed for record on June 29, 1979 in Book 16 of Parcel Maps, page 75, Marin County Records, said point being also at the center of the intersection of Deer Park Avenue and Highland Avenue; thence northeasterly along the City of San Rafael Corporate Limit Line, North51°34'10"East, 271.57 feet to the True Point of Beginning; thence continuing along said Corporate Limit Line, North51°34'10"East, 212.54 feet; thence North55°04'10"East, 271.12 feet, to a point on the easterly boundary of said Parcel C; thence leaving said Corporate Limit Line, and continuing along said boundary of Parcel C, South 56°22'20"East, 14.86 feet, to a point on the Northerly boundary of Highland Avenue; thence along said boundary of Highland Avenue, South11°48'00"East, 57.75 feet; thence South19°46'00"West, 61.51 feet; thence South48°36'00"West, 59.64 feet; thence South63°31'00"West, 208.53 feet; thence South78°39'00"West, 163.98 feet to the True Point of Beginning.

Contains 36,273 square feet or 0.833 acres





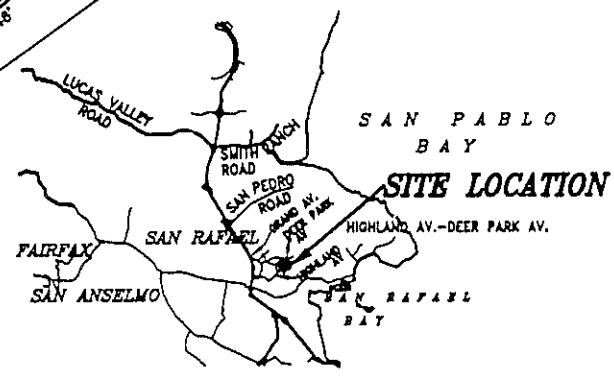
PARCEL C
 16 PM 75
 LANDS OF
 SISTERS OF SAINT DOMINIC
 CONGREGATION OF THE MOST HOLY NAME



7/25/01

SCALE: 1" = 100'

EXHIBIT - B



VICINITY MAP
 NO SCALE

A.P.N. NO. 15-163-02,

PREPARED BY: OBERKAMPER & ASSOCIATES CIVIL ENGINEERS, INC.		
REORGANIZATION OF THE LANDS OF THE DOMINICAN SISTERS TO THE CITY OF SAN RAFAEL AND THE SAN RAFAEL SANITATION DISTRICT		
SAN RAFAEL,		CALIFORNIA
SCALE: 1"=100' DATE: 2-12-2001	APPROVED BY: _____	DRAWN BY: HLS CHECKED BY: L.E.O.
MAPPING NO. <u>10/01</u>		DRAWING NO. 1 OF 1