

**MARIN LOCAL AGENCY FORMATION COMMISSION**

**RESOLUTION NO. 05-04**

**RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION  
TO SAN RAFAEL SANITATION DISTRICT  
WITH WAIVER OF NOTICE, HEARING AND ELECTION**

**"Annexation of the Lands of Burns to the San Rafael Sanitation District (File 1236)"**

**WHEREAS**, a proposal for the annexation of certain territory to the 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 owners; 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 56663, 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 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, 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.

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 Candice Rogers

Section 2. The territory includes .58 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Annexation of the Lands of Burns to San Rafael Sanitation District (File 1236)".

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

Section 4. 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 11<sup>th</sup> day of August, 2005 by the following vote:

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

NOES: None

ABSENT: Commissioner McGlashan



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JEFFRY BLANCHFIELD, Chairperson

ATTEST:



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PETER V. BANNING, Executive Officer