

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 79-22

RESOLUTION MAKING DETERMINATIONS AND APPROVING WITH WAIVER OF NOTICE, HEARING AND ELECTION THE REORGANIZATION INVOLVING ANNEXATION OF TERRITORY TO THE TOWN OF ROSS AND DETACHMENT OF TERRITORY FROM KENTFIELD FIRE PROTECTION DISTRICT AND THE MARIN COUNTY HIGHWAY LIGHTING DISTRICT

WYNNE REORGANIZATION NO. 1

WHEREAS, a proposal for a reorganization involving the annexation of certain territory to the Town of Ross and detachment from the Kentfield Fire Protection District and the Marin County Highway Lighting District has been filed with the Executive Officer of this Commission; and,

WHEREAS, said proposal was made in the form of a petition requesting initiation of proceedings pursuant to the District Reorganization Act of 1965, Division 1 (commencing with Section 56000) of the Government Code; and,

WHEREAS, said petition was signed by all property owners and pursuant to Government Code Section 56261 and 56261.1 which provides that when an application making a proposal for a reorganization is signed by owners of all affected properties, this Commission may make determinations with respect to said proposal without notice and hearing and authorize the conducting authority to complete proceedings without notice and hearing; and,

WHEREAS, pursuant to Commission policy, the Executive Officer is authorized to set any controversial matter for a public hearing, and the Wynne Reorganization has involved public controversy; and,

WHEREAS, a public hearing was conducted affording all persons present an opportunity to speak and be heard concerning the proposal.

NOW, THEREFORE, the Local Agency Formation Commission of the County of Marin DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

Section 1. Subject to conditions hereafter specified, the reorganization proposal is approved.

Section 2. The boundaries of the territory proposed for reorganization shall be those set forth in Exhibit A, attached hereto and incorporated herein. The reorganization consists of the following changes of organization: annexation to the Town of Ross and detachment from the Kentfield Fire Protection District and the Marin County Highway Lighting District. The territory shall be designated as the Wynne Reorganization No. 1.

Section 3. Lafco approval is conditioned to the applicant entering into a binding agreement affecting Assessor's Parcel No. 74-061-01 wherein applicant and subsequent property owners agree not to seek modification of the Kentfield School District boundary

in the future. Said agreement and this resolution will be mailed to the County Superintendent of Schools, the County Board of Education, the County Committee on School District Organization, the Kentfield and Ross School Districts, and filed with the County Recorder's Office.

Section 4. The Marin County Board of Supervisors is designated as the conducting agency for further proceedings, and is hereby directed to initiate such proceedings in compliance with this resolution and is authorized to take such proceedings upon said reorganization with waiver of notice, hearing, and election pursuant to applicable provisions of State law.

Section 5. The environmental documents relevant to the proposed annexation have been reviewed and considered by the Commission in making its final determination. Pursuant to the California Environmental Quality Act and the Commission's Environmental Guidelines, a Negative Declaration has been issued.

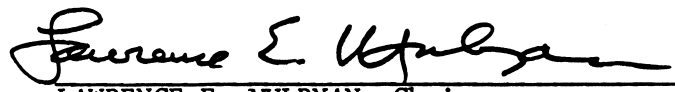
Section 6. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution in the manner prescribed in Section 56272 of the Government Code.

PASSED AND ADOPTED by the Local Agency Formation Commission of the County of Marin on this 11th day of July, 1979, by the following vote:

AYES: Commissioners Haehl, Mulryan, Violich and Rice

NOES: None

ABSENT: Commissioners Wilhelm and Roumiguere


LAWRENCE E. MULRYAN, Chairman
Marin Local Agency Formation Commission

ATTEST:


WARREN K. NELSON, Executive Officer

DATE: July 12, 1979

DESCRIPTION

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

LOTS 1 & 2, "Parcel Map Lands of Wynne 3351 O.R. 144, Being Lots 40, 2 Maps 18 and Lot 11 and Portion Lot 10, 1 Surveys 9, Marin County, California.

RESOLUTION NO. 79-23

(Requesting termination of the Social Security (Old-Age, Survivors, Disability, and Health Insurance) Agreement between the Marin County Local Agency Formation Commission and the State of California)

WHEREAS, the Marin County Local Agency Formation Commission, hereinafter referred to as "Public Agency", and the State of California entered into an agreement on October 24, 1973, providing for the inclusion of the services of eligible employees of the Public Agency in the California State Social Security Agreement of March 9, 1951, pursuant to the provisions of Section 218 of the Social Security Act; and

WHEREAS, coverage of such services under the said agreement between the Public Agency and the State of California has been in effect for not less than five years from the effective date of coverage specified in said agreement, as required by law for termination of coverage; and

WHEREAS, it is understood that if the said agreement between the Public Agency and the State of California, and the California State Social Security Agreement with respect to the Public Agency, are terminated, the Public Agency may not again enter into an agreement with the State to provide for inclusion of the services of its employees in the California State Social Security Agreement; Now, therefore, be it

RESOLVED, That the Local Agency Formation Commission find and it hereby finds that it is in the best interest of the Public Agency to terminate said agreement with respect to all coverage groups thereof; and be it further

RESOLVED, That WARREN K. NELSON, Executive Officer be, and is hereby authorized and directed to notify the Board of Administration of the Public Employees' Retirement System of termination of the agreement of October 24, 1973, between the Public Agency and the State of California, as required by law, effective December 31, 1981; and be it further

RESOLVED, That the said Board of Administration be, and it is hereby, requested to take such action as is required to effect termination of the California State Social Security Agreement of March 9, 1951, with respect to all coverage groups of the Public Agency, effective December 31, 1981; and be it further

RESOLVED, That the Authorized Agent of the Public Agency be and is hereby directed to forward to the Board of Administration a certified copy of this Resolution.

IT IS HEREBY CERTIFIED That the foregoing Resolution was duly introduced and regularly adopted at a regular/special meeting of the Marin Local Agency Formation Commission of the County of Marin, California, held on the 30th day of May, 1979, by the following vote:

AYES Commissioners Haehl, Rice, U'Ren and Wilhelm

NOES None

BY /s/ Denis T. Rice
Chairman Pro Tem

TITLE _____