

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 77-6

RESOLUTION MAKING DETERMINATIONS AND APPROVING THE ANNEXATION OF  
TERRITORY DESIGNATED AS THE 'TOQUINTO ANNEXATION'  
TO LAS GALLINAS VALLEY SANITARY DISTRICT

WHEREAS, a proposal for the annexation of certain territory to Las Gallinas Valley Sanitary District in the County of Marin, has been filed with the Executive Officer of this Commission; and

WHEREAS, said proposal was made in the form of a petition submitted by the affected landowner, and requesting the initiation of annexation proceedings pursuant to the District Reorganization Act of 1965, Division 1 (commencing with Section 56000) of Title 6 of the Government Code; and

WHEREAS, said petition was signed by all owners of land within the territory proposed to be annexed; and

WHEREAS, pursuant to Government Code Section 56261, when a petition is signed by all owners of land within the territory proposed to be annexed, this Commission may make determinations with respect to said petition without notice and hearing.

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

1. Subject to the terms and conditions hereinafter specified, the proposal made by petition submitted by the landowner is approved.
2. The boundaries of the territory proposed to be annexed shall be those set forth in Exhibit A attached hereto and incorporated herein; and said territory shall be designated as the "Toquinto Annexation" and is found to be uninhabited.
3. The Toquinto Annexation is herein approved subject to the following terms and conditions, as requested by the Las Gallinas Valley Sanitary District, to provide that the Toquinto Annexation be fair, just and equitable to all parties concerned, including said District, the County of Marin and the affected residents and landowners of the Toquinto Annexation area, and such conditions are found to be fair, just and equitable by this Commission:
  - a. In the event that pursuant to rules, regulations or ordinances of the District, as now or hereafter amended, the District shall require any payment of a fixed or determinable amount of money, either as a lump sum or in installments for the acquisitions, transfer, use or right of use of all or any

part of the existing property, real or personal, of the District, such payment will be made to the District in the manner and at the time as provided by the rules, regulations or ordinances of the District, as now or hereafter amended;

b. Upon and after the effective date of said annexation the territory, all inhabitants within such territory, and all persons entitled to vote by reason of residing or owning land within the territory, shall be subject to the jurisdiction of the District; shall have the same rights and duties as if the territory had been a part of the District upon its original formation; shall be liable for the payment of principal, interest, and any other amounts which shall become due on account of any outstanding or then authorized but thereafter issued bonds, including revenue bonds, or other contracts or obligations of the District; shall be subject to the levying or fixing and collection of any and all taxes, assessments, service charges, rentals or rates as may be necessary to provide for such payment; and shall be subject to all of the rates, rules, regulations and ordinances of the District, as now or hereafter amended;

c. No right to capacity in any facilities or public improvements of District, service, or priority of service shall arise because of annexation. District shall, in its sole discretion, determine when and if service can be provided, the priority of service and the conditions upon which service may be made if District determines service can be provided.

4. Las Gallinas Valley Sanitary District is designated as the conducting district for further proceedings; and the Board of Directors of said district is hereby directed to initiate proceedings in compliance with this resolution, and is authorized to proceed without notice and hearing pursuant to Government Code Section 56261.

5. The environmental documents relevant to the proposed annexation have been reviewed and considered by the Commission in making its final determination.

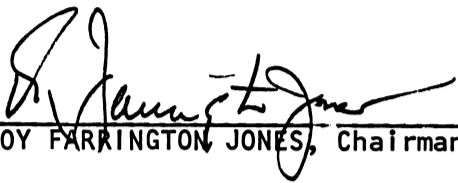
6. The Executive Officer is hereby authorized to mail certified copies of this resolution in the manner and as prescribed by law.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission  
on this 19th day of January, 1977, by the following vote:

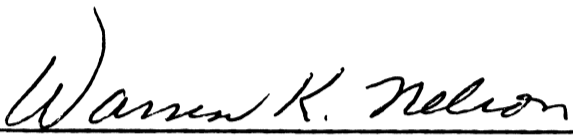
AYES: Commissioners Mulryan, Rice, Roumiguere, Violich and Jones

NOES: None

ABSENT: None

  
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ROY FARRINGTON JONES, Chairman

ATTEST:

  
\_\_\_\_\_  
WARREN K. NELSON, Executive Officer

## DESCRIPTION

## TOQUINTO ANNEXATION

LANDS TO BE ANNEXED TO THE

LAS GALLINAS VALLEY SANITARY DISTRICT

MARIN COUNTY

CALIFORNIA

BEGINNING at a point in the easterly line of the Las Gallinas Valley Sanitary District and the lands conveyed to Almlie by deed recorded in Book 1992, Page 629, Official Records of Marin County, thence leaving said district boundary and easterly line of Almlie  $N34^{\circ}39'30''E$  41.02 feet to the westerly line of the lands conveyed to Eckert by deed recorded in Book 2997, Page 26, Official Records of Marin County, thence along said lands of Eckert  $S42^{\circ}33'E$  32.01 feet,  $N46^{\circ}35'E$  110.65 feet,  $N52^{\circ}18'W$  36.60 feet,  $N49^{\circ}37'46''W$  39.90 feet to the centerline of the forty foot road easement known as Upper Road, thence along said centerline  $S76^{\circ}29'E$  44.28 feet and  $S52^{\circ}18'E$  249.13 feet, thence leaving said road centerline  $S70^{\circ}54'W$  246.04 feet to the most southerly corner of said lands of Eckert, thence leaving said lands of Eckert  $S0^{\circ}59'W$  147.49 feet to the northerly line of San Pedro Road, thence along said northerly line  $S70^{\circ}27'W$  42.71 feet to the easterly line of the Las Gallinas Valley Sanitary District, thence leaving San Pedro Road and continuing along said district line to the POINT OF BEGINNING.

Containing an area of 0.915 acres.

November 30, 1976  
Lockton-Grippi & Associates  
San Rafael, California  
LG 405