

RESOLUTION NO. 98-21

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION WITH  
WAIVER OF NOTICE, HEARING AND ELECTION  
TO SANITARY DISTRICT NO. 5

"Mar East Annexation"

WHEREAS, a proposal for the proposed annexation of certain territory to Sanitary District No. 5, 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 of application 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 resolution of application 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, 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 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 amended, and are as described in Exhibit "A" and "B" attached hereto and by this reference incorporated herein.

Section 3. The territory includes 0.156 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Mar East Annexation" to Sanitary District No. 5.

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

Dory Adams

Section 4. The proposal is consistent with the adopted sphere of influence for Sanitary District No. 5.

Section 5. Any resolution authorizing the annexation approved by this resolution shall impose the following terms and conditions:

1. The standard terms and conditions imposed by Sanitary District No. 5.
2. That Exhibit 'B' be amended to show that APN 59-211-13 is currently within Sanitary District #5's service area boundary.

Section 6. Sanitary District No. 5 is designated as the conducting authority for further proceedings, and the Board of said District is hereby directed to initiate proceedings in compliance with this resolution and is authorized to proceed without notice, or election, pursuant to Government Code Section 56837.

Section 7. The project is categorically exempt pursuant to §15303(a) and §15319(b) of the Guidelines for Implementation of the California Environmental Quality Act.

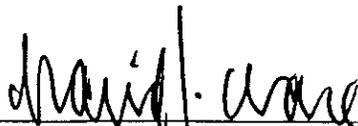
Section 8. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56853 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 10th day of December, 1998, by the following vote:

AYES: Commissioners Blanchfield, Chapman, Heller, Hennessy, Kress, Moore, and Ware

NOES: None

ABSENT: None

  
\_\_\_\_\_  
David J. Ware, Chairperson

ATTEST:

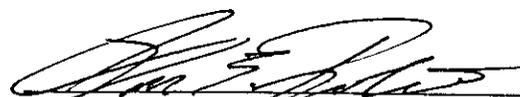
  
\_\_\_\_\_  
John E. Roberto  
Acting Executive Officer

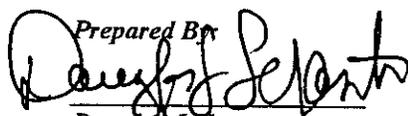
EXHIBIT A

**MAR EAST ANNEXATION  
TO  
SANITARY SEWER DISTRICT NO. 5  
MAPPING NO. 14 /98**

Commencing at a point on the existing boundary of Sanitary Sewer District No. 5 of Marin County, said point being situate on the Southeasterly line of Mar East Street at the most Northwesterly corner of Marin County Assessor's Parcel Number 59-212-01 and also being the intersection of the two courses North 56°21' East, 171.15 feet and North 39°37'28" West, 71.98 feet as said intersection is shown and depicted upon that certain map entitled "Record of Survey Lands of Martha Co.", filed for record February 3rd, 1984 in Book 18 of Surveys at Page 95, Marin County Records; thence leaving said existing boundary continuing along the Southeasterly line of said Mar East Street the following courses and distances:

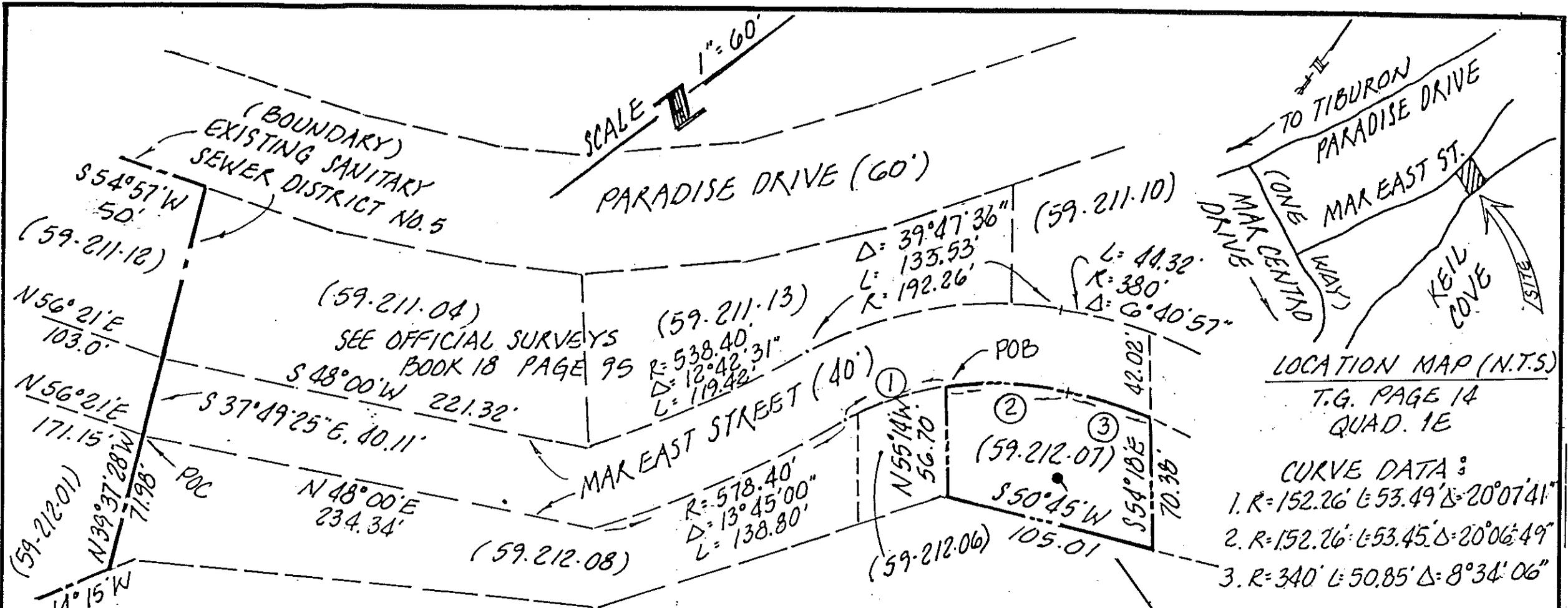
- 1) North 48°00' East, 234.34 feet; thence
- 2) along a curve to the left whose center bears North 69°53'04" West with a radius of 578.40 feet through a central angle of 13°45'00" for an arc length of 138.80 feet; thence
- 3) along a curve to the right whose center bears South 83°38'04" East with a radius of 152.26 feet through a central angle of 20°07'41" for an arc length of 53.49 feet to the true Point of Beginning; thence from said true Point of Beginning along the following courses and distances:
  - 5) continue along said Southeasterly line of Mar East Street on a curve to the right whose center bears South 63°30'23" East with a radius of 152.26 feet through a central angle of 20°06'49" East for an arc length of 53.45 feet to a point of compound curvature;
  - 6) thence along a non concentric curve to the right whose center bears South 43°59'54" East with a radius of 340.00 feet through a central angle of 08°34'06" for an arc length of 50.85 feet; thence leaving said Southeasterly line of Mar East Street continue
  - 7) South 54°18' East, 70.38 feet; thence
  - 8) South 50°45' West, 105.01 feet; thence
  - 9) North 55°14' West, 56.70 feet to the true Point of Beginning.

Said parcel contains 6,899 square feet more or less

Prepared By  


Douglas J. Scranton  
California Licensed Surveyor No. 5379  
renewal date June 30, 2000





(BOUNDARY)  
EXISTING SANITARY  
SEWER DISTRICT NO. 5

S 54°57'W  
50'  
(59.211.12)

PARADISE DRIVE (60')

(59.211.04)  
SEE OFFICIAL SURVEYS  
BOOK 18 PAGE 95

(59.211.13)  
R=538.40'  
Δ=12°42'31"  
L=119.42'

(59.211.10)  
Δ=39°47'36"  
L=135.53'  
R=192.26'

L=44.32'  
R=380'  
Δ=6°40'57"

N 56°21'E  
103.0'

N 56°21'E  
171.15'

(59.212.01)  
N 39°37'28"W  
71.98'  
S 14°15'W

S 48°00'W 221.32'  
S 37°49'25"E 40.11'

N 48°00'E  
234.34'

MAR EAST STREET (40')

R=578.40'  
Δ=13°45'00"  
L=138.80'

(59.212.08)

POB  
N 55°14'W  
56.70'  
(59.212.06)  
S 50°45'W  
105.01'  
S 54°18'E  
70.38'  
42.02'  
(59.212.07)  
POC

**LEGEND**

--- EXISTING SANITARY DISTRICT NO. 5 BOUNDARY

--- PROPOSED PARCEL ANNEXATION

POC POINT OF COMMENCEMENT

POB POINT OF BEGINNING

T.G. THOMAS GUIDE