

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 76-28

RESOLUTION MAKING DETERMINATIONS AND APPROVING THE ANNEXATION OF  
TERRITORY DESIGNATED AS THE "GERBER ANNEXATION"  
TO THE CITY OF SAN RAFAEL

WHEREAS, a proposal for the annexation of territory to the City of San Rafael has been filed with the Executive Officer of this Commission; and

WHEREAS, said proposal was made in the form of application submitted by the affected landowners in accordance with the provisions of the Knox-Nisbet Act, Chapter 6.6 (Commencing with Section 54773) of Division 2, Title 5 of the Government Code; and

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

WHEREAS, pursuant to Government Code Section 54797.1, when an application for annexation is accompanied by proof, satisfactory to this Commission, that all owners within the territory to be annexed have given their written consent to such annexation, this Commission may make determinations with respect to said application without notice or hearing, and may also authorize the affected city to annex such territory without notice, hearing, or election;

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 application submitted by the affected landowners 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 "Gerber Annexation".

3. The Gerber Annexation to the City of San Rafael is subject to the following term and condition:

The annexation area shall be withdrawn from Marin County Service Areas Nos. 19 and 26 pursuant to Section 25210.90 of the Government Code; which Section provides that territory in a county service area

which is included within a city by reason of incorporation, annexation or otherwise, shall be automatically excluded therefrom upon the effective date of its inclusion in the city.

4. The City of San Rafael is designated as the conducting agency for further proceedings to annex this territory; and the City Council of San Rafael is hereby authorized to take further proceedings upon said annexation in compliance with this resolution, the proposal application, and applicable provisions of State law; and is hereby further authorized pursuant to Government Code Section 54797.1 to conduct further proceedings without notice, hearing or election.

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

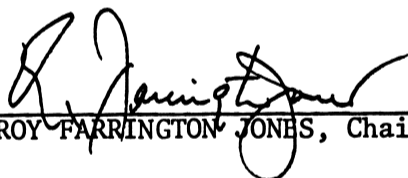
PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 18th day of August, 1976, by the following vote:

AYES: Commissioners Baptiste, Giacomini, Violich and Jones

NOES: None

ABSENT: None

ABSTAIN: Commissioner Mulryan

  
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ROY FARRINGTON JONES, Chairman

ATTEST:

  
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LARI I. SHEEHAN, Executive Officer

DESCRIPTION

GERBER ANNEXATION

LANDS TO BE ANNEXED TO THE CITY OF SAN RAFAEL

MARIN COUNTY

CALIFORNIA

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BEGINNING at the most easterly corner of Lot 25 as shown on the Map of "Bret Harte Heights Subdivision No. One", recorded in Book 5 of Maps at Page 72, Marin County Records and on the existing San Rafael City Limits Line; thence along the southerly line of Lot 25 southwesterly to an angle point in said southerly line also being a point on the San Rafael City Limits Line, thence along the San Rafael City Limits Line northwesterly to the northerly line of Lot 25, thence leaving said city limits line S89°09'30"E 188.37 feet along the northerly line of lot 25 to the northeasterly corner thereof, thence along the easterly line of Lot 25 S27°52'05"E 165.06 feet to the POINT OF BEGINNING.

Containing an area of 0.706 acres.

July 21, 1976  
Lockton-Grippi & Associates  
San Rafael, California  
LG 345