

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 83-13

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
WITH WAIVER OF NOTICE, HEARING, AND ELECTION
TO THE RICHARDSON BAY SANITARY DISTRICT

SKY ROAD ANNEXATION

WHEREAS, a proposal for the annexation of certain territory to the Richardson Bay 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 by property owners, Erlan T. and Lillian M. Koski, 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 an application is accompanied by written consent of all owners of land within the territory proposed to be annexed, this Commission may make determinations with respect to said annexation without notice and hearing.

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 said petition is approved.

Section 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 "Sky Road Annexation."

Section 3. Said territory is found to be uninhabited.

Section 4. Any resolution ordering the annexation approved by this resolution shall provide that such annexation is ordered subject to the Richardson Bay Sanitary District's terms and conditions as set forth in Exhibit B, attached hereto and incorporated herein.

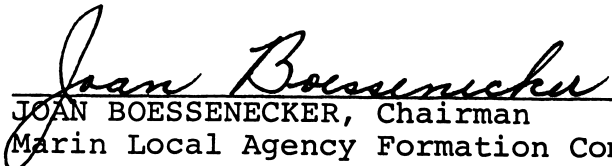
Section 5. The Richardson Bay Sanitary District is designated as the conducting district for further proceedings, and the Board of Directors of said District is hereby directed to initiate proceedings in compliance with this resolution and is authorized to proceed without notice, hearing, or election, pursuant to Government Code Section 56261.

Section 6. The project is Categorically Exempt pursuant to provisions of the California Environmental Quality Act and the Commission's Environmental Guidelines.

Section 7. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56272 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 11th day of August, 1983, by the following vote:

AYES: Commissioners Breiner, Giacomini, McCart, Stockwell and
Boessenecker
NOES: None
ABSENT: None



JOAN BOESSENECKER, Chairman
Marin Local Agency Formation Commission

ATTEST:



WARREN K. NELSON, Executive Officer

DATED: August 12, 1983

EXHIBIT "A"

SKY ROAD ANNEXATION

TO

RICHARDSON BAY SANITARY DISTRICT

Beginning at the most northerly corner of the lands of Erland T. Koski and Lillian M. Koski, his wife, as recorded in Book 603 at Page 431, Official Records, County of Marin; said point being on the existing boundary of Richardson Bay Sanitary District; thence leaving said District boundary S. 57° 00E 271.41 feet to the northwesterly right of way of Sky Road; thence southerly along said right of way to a point of intersection with the existing Sanitary District boundary; thence northwesterly and northeasterly along said boundary to the point of beginning.

Containing approximately $\frac{1}{2}$ acre.

Date: June 28, 1983

EXHIBIT "B"

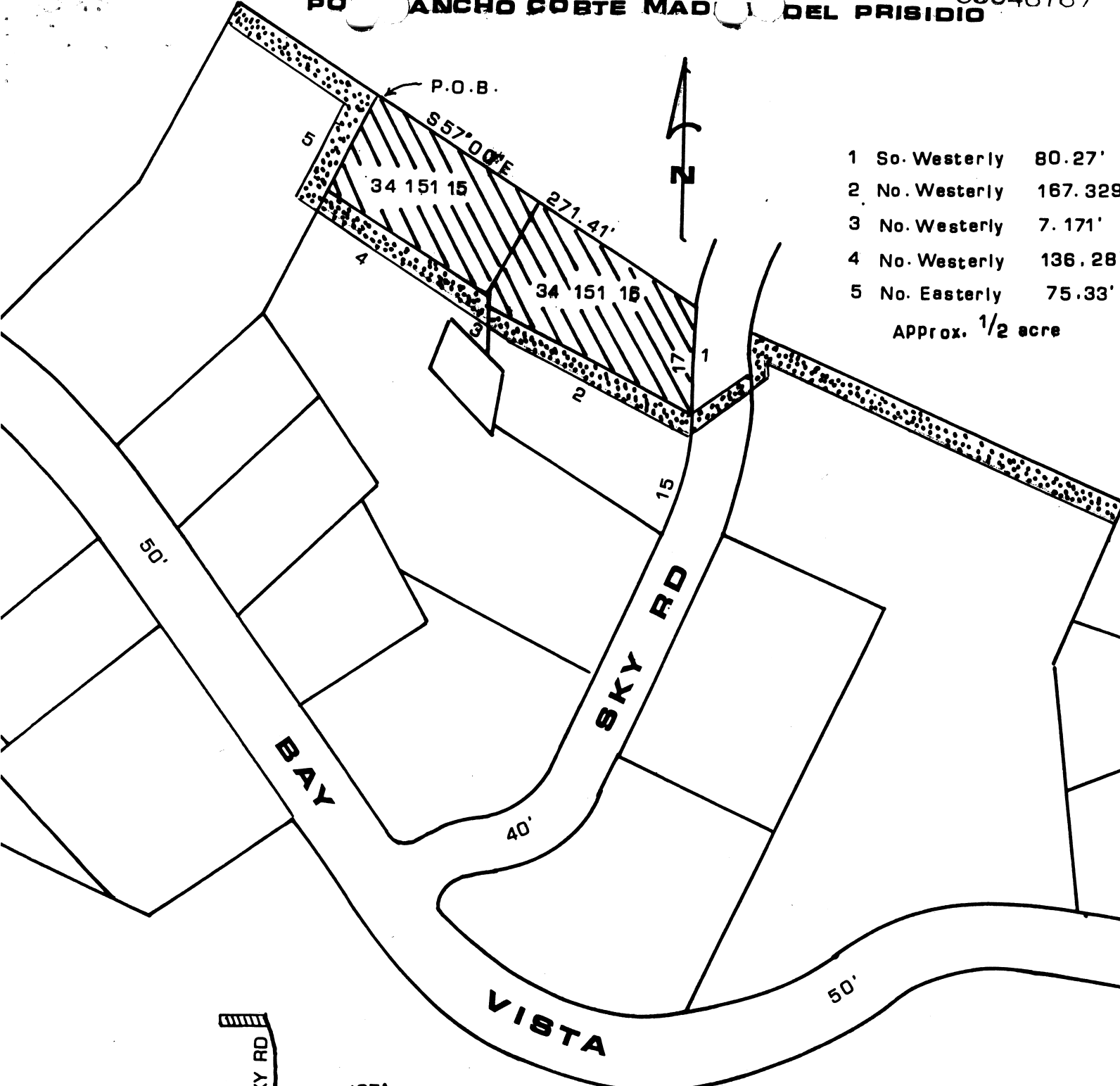
RICHARDSON BAY SANITARY DISTRICT
TERMS AND CONDITIONS

The annexation shall be subject to the following terms and conditions:

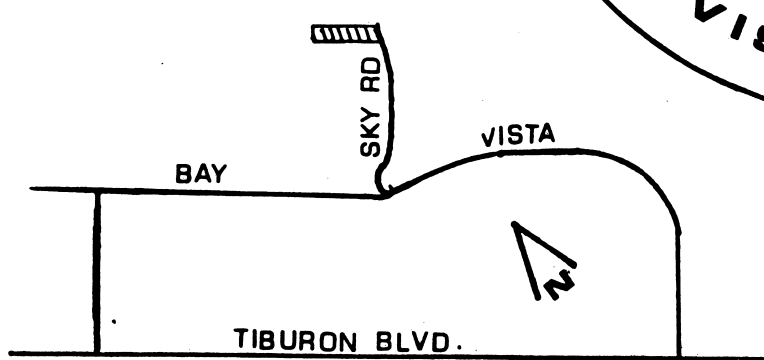
(1) In the event the District shall require any payment of a fixed or determinable amount of money, either as a lump sum or in installments, for the acquisition, transfer, use or right of use of all or any part of the existing property, real or personal, of the District, such payment shall be made to 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, pursuant to which such payment is required.

(2) 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, the District, as now or hereafter amended; and shall be subject to the provisions of existing and subsequent orders of the California Regional Water Quality Control Board, which current orders place a restriction upon the number of sewer connections allowable to District's sewer systems.

(3) No right to capacity in any facilities or public improvements of the District, service, or priority of service, shall arise because of annexation. District shall, pursuant to contractual obligations, and pursuant to applicable orders, regulations, rules and limitations of the California Regional Water Quality Control Board, determine when and if sewer service can be provided, the priority of service and the conditions upon which service may be made.





- 1 So. Westerly 80.27'
 - 2 No. Westerly 167.329'
 - 3 No. Westerly 7.171'
 - 4 No. Westerly 136.28'
 - 5 No. Easterly 75.33'
- Approx. 1/2 acre



MARIN
COUNTY SURVEYOR
MAPPING
9-83

LOCATION MAP

- KEY
-  Existing District Boundary
 -  Proposed Annexation

RICHARDSON BAY
SANITARY DISTRICT
MARIN CO. CALIFORNIA

Scale 1"=100'	Approved By	Drawn By EK
Date 6-12-83		Chk'd By

SKY ROAD ANNEX