

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 87-6

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
WITH WAIVER OF NOTICE, HEARING AND ELECTION
TO THE TOWN OF TIBURON AND SANITARY DISTRICT NO. 2

"Kristensen Reorganization"

WHEREAS, a proposal for the proposed annexation of certain territory to the Town of Tiburon and Sanitary District No. 2, 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 owner of the property (Astrid Kristensen); and

WHEREAS, said petition 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 the petition 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; and

WHEREAS, the Executive Officer has reviewed the proposal and prepared a report, including his 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 are as described in Exhibit "A", attached hereto and by this reference incorporated herein.

Section 3. The territory includes 6.02 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Kristensen Reorganization" to the Town of Tiburon and Sanitary District No. 2

Section 4. The proposal is consistent with the spheres of influence of affected local agencies.

Section 5. Any resolution authorizing the annexation approved by this resolution shall impose the terms and conditions of Sanitary District No. 2, as set forth in Exhibit "B", attached hereto and incorporated herein.

"Kristensen Reorganization" Resolution No. 87-6

Section 6. The Town of Tiburon is designated as the conducting district for further proceedings, and the City Council of said Town 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. Prior to action by the Town of Tiburon, the property should be rezoned consistent with LAFCO policy.

Section 7. 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 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 12th day of February 1987 by the following vote:

AYES: Commissioners Foote, Kunze, McCart and Stockwell

NOES: None

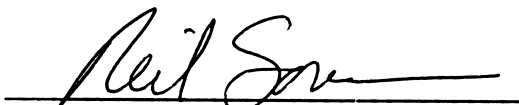
ABSTAIN: None

ABSENT: Commissioner Giacomini



ROBERT B. STOCKWELL, Chairman
Marin Local Agency Formation Commission

ATTEST:


NEIL SORENSEN, Executive Officer

DATED: February 13, 1987

TO
SANITARY DISTRICT NO. 2 OF MARIN COUNTY
AND
THE TOWN OF TIBURON

COMMENCING at a point in the Easterly line of Paradise Drive distant along said Easterly line North $43^{\circ}42'$ East 80.81 feet from the most Westerly corner of the land described as Parcel One in the Grant Deed from J.W. Pauson et ux to Charles Simon et al recorded January, 1966, in Book 2013 of Deeds at page 644, Marin County Records, said point being on the existing boundary of Sanitary District 2; thence leaving said Sanitary District boundary and said point of commencement South $50^{\circ}40'48''$ East 141.16 feet; thence South $22^{\circ}45'00''$ East 38.50 feet; thence South $61^{\circ}04'01''$ East 107.25 feet to the Easterly line of the land described in the aforementioned parcel;

thence along the southerly line of the northerly one-half (1/2) of the Northerly 306.27 feet of tide lots 18 and 17 in Section 25, township 1, North Range 6 West, M.D.B. & M. as shown on that certain map entitled, "Map No. 1 of Salt Marsh & Tide Lands Situate in the County of Marin, State of California, 1870" a copy of which map was filed in Can "F", Marin County Records, to a point on the boundary line of the Town of Tiburon, said boundary line bearing North $25^{\circ}45'$ West, being also the northeasterly line of tide lands lot 17; thence North $25^{\circ}45'$ West along said boundary and lot line to the point of intersection of said line with the northerly line of said tide lands lot 17; thence leaving the boundary line of the Town of Tiburon, along said northerly line of tide lands lot 17 and 18, a total distance of 1285.39 feet to a point on the easterly line of Rancho Corte Madera del Presidio;

thence along said Rancho line South $34^{\circ}45'$ East to the northerly line described in the aforementioned deed; thence along said northerly line North $66^{\circ}22'$ West, 356.95 feet (called 356.70 feet in said deed) to the easterly line of Paradise Drive and to said boundary of Sanitary District No. 2 of Marin County; thence southwesterly along said Sanitary District boundary to the point of beginning

containing approximately 6.02 acres.

EXHIBIT "B"SANITARY DISTRICT NO. 2 (CORTE MADERA)

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

1. 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 acquisition, 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.
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 has 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.

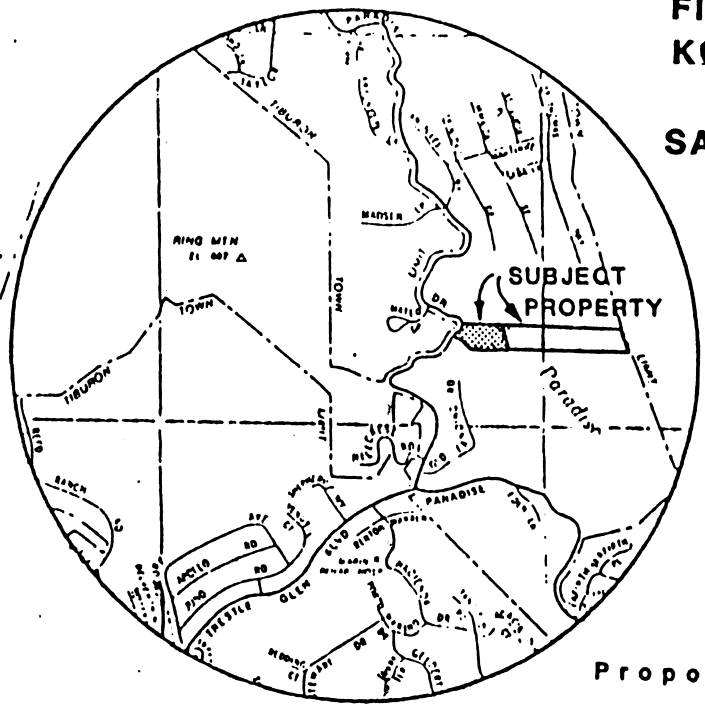
FILE #39-86
 KRISTENSEN REORGANIZATION
 TO
 SANITARY DISTRICT # 2
 OF MARIN COUNTY
 AND
 THE TOWN OF TIBURON

BALA & STRANDGAARD
 CIVIL & STRUCTURAL ENGINEERS
 CALIFORNIA

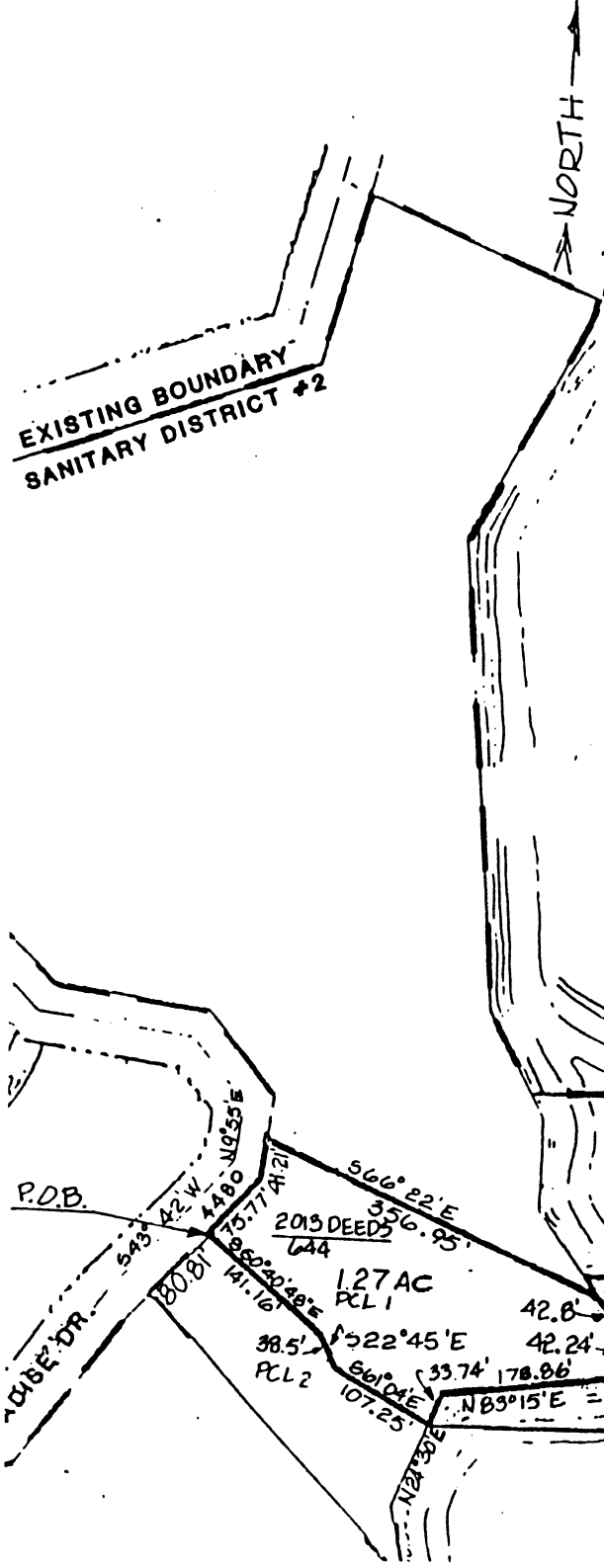
ANNEXATION MAP
 SCALE: 1" = 200' - 0"

Proposed Annexation Contains 6.02 Acre

BY: *RL* DATE: 11/10/86



LOCATION MAP
 NO SCALE



T.L. LOT 18

T.L. LOT 17

87 59387