

**MARIN LOCAL AGENCY FORMATION COMMISSION**

RESOLUTION NO. 07-39

**RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION  
TO SANITARY DISTRICT #5 (TIBURON)  
WITH WAIVER OF NOTICE, HEARING AND ELECTION**

"Annexation of the Lands of Israel to Sanitary District #5 (Tiburon) (File 1290)"

**WHEREAS**, a proposal for the annexation of certain territory to Sanitary District #5 (Tiburon) 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 owner; 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 56663, when a petition is accompanied by written consent signed by 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**, pursuant to Government Code Section 56663(c), the affected territory is uninhabited; all the owners of land within the affected territory have given their written consent; and the affected local agency that will gain territory, Sanitary District #5 (Tiburon), has consented in writing to a waiver of conducting authority proceedings, this Commission may make determination with respect to said application with waiver of conducting authority proceedings; 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 Marin Local Agency Formation **DOES HEREBY RESOLVE, DETERMINE AND ORDER** as follows:

Section 1. The boundaries, as set forth in the proposal, are hereby approved as submitted and are as described in Exhibit "A" and "B" attached hereto subject to the following conditions:

- A. Approved map and legal description to be provided by the applicant.
- B. Proceedings for the annexation shall not be completed until the property owner and the City of Tiburon execute and record an agreement wherein:
  1. The property owner agrees on behalf of himself, his heirs, successors and assigns that, in the event any future proceedings for the annexation of the property to the City of Tiburon shall be initiated by the City, the owner shall neither directly nor indirectly oppose or protest such annexation; and
  2. That the owner agrees that his obligations under the agreement shall run with the property and that the property shall be held, conveyed, hypothecated, encumbered, leased, rented, used and occupied subject to the provisions of the agreement and that the obligations undertaken by the owner shall be binding on all parties having or acquiring any right, title, or interest in the property.

Section 2. The territory includes 0.66 acre, is found to be uninhabited, and is assigned the following distinctive short form designation: "Annexation of the Lands of Israel to Sanitary District #5 (Tiburon) (File 1290)".

Section 3. The proposal is consistent with the adopted sphere of influence for Sanitary District #5.

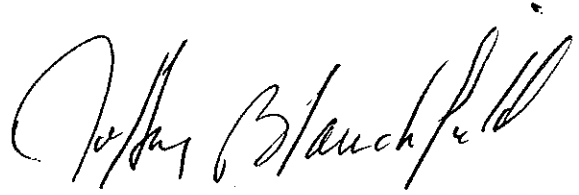
Section 4. The Executive Officer is hereby authorized to complete annexation proceedings in the manner prescribed by Section 57000 of the Government Code.

**PASSED AND ADOPTED** by the Marin Local Agency Formation Commission on this 13<sup>th</sup> day of December 2007 by the following vote:

**AYES:** Commissioners Adams, Asbo, Heller, Blanchfield, McGlashan, Rodoni, Slavitz

**NOES:** None

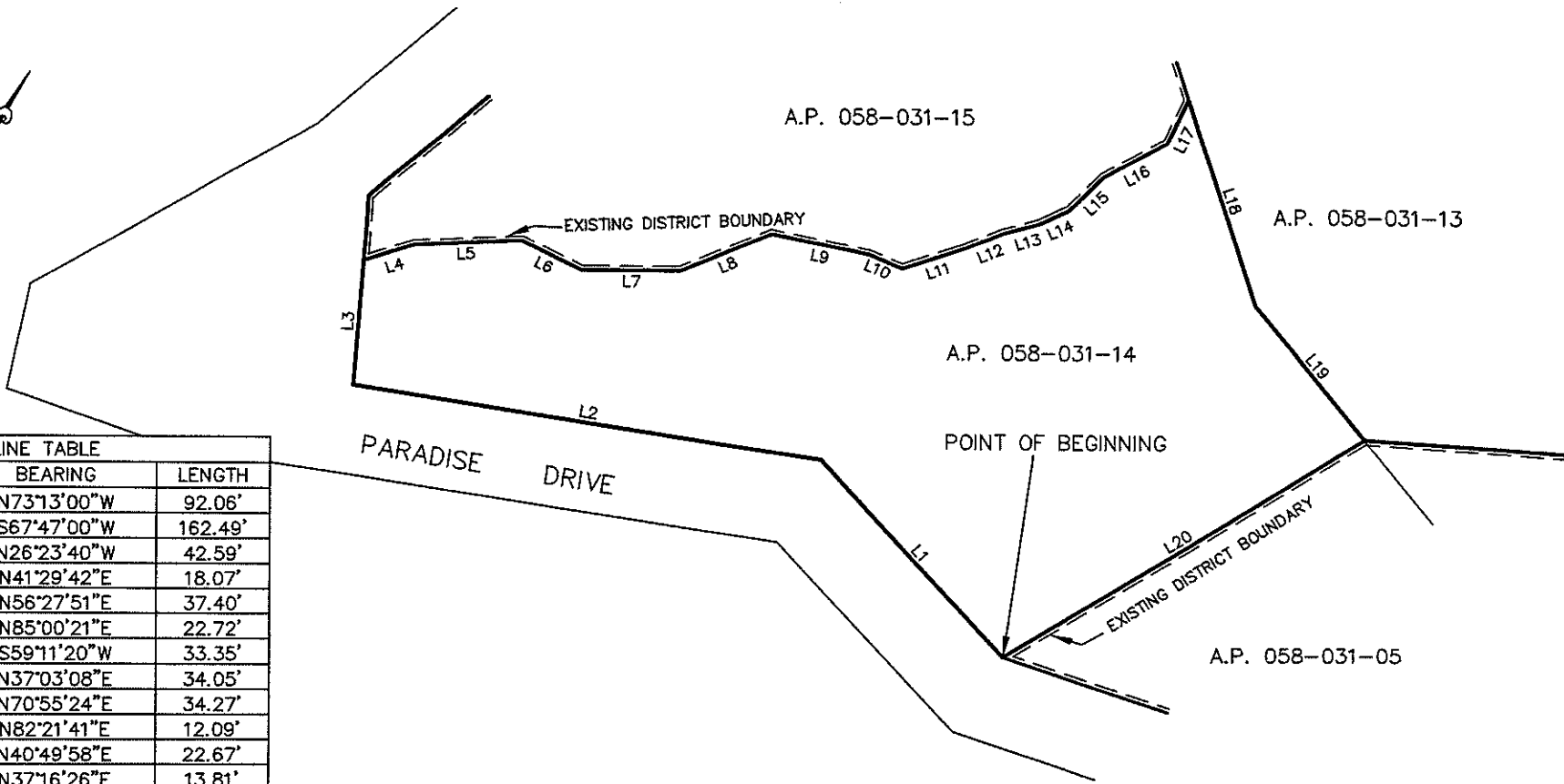
**ABSENT:** None



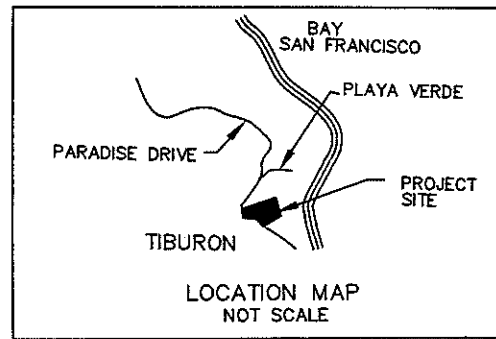
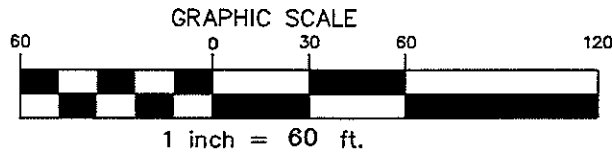
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JEFFERY BLANCHFIELD, Chairperson

**ATTEST:**

  
\_\_\_\_\_  
PETER V. BANNING, Executive Officer



LINE TABLE		
LINE	BEARING	LENGTH
L1	N73°13'00"W	92.06'
L2	S67°47'00"W	162.49'
L3	N26°23'40"W	42.59'
L4	N41°29'42"E	18.07'
L5	N56°27'51"E	37.40'
L6	N85°00'21"E	22.72'
L7	S59°11'20"W	33.35'
L8	N37°03'08"E	34.05'
L9	N70°55'24"E	34.27'
L10	N82°21'41"E	12.09'
L11	N40°49'58"E	22.67'
L12	N37°16'26"E	13.81'
L13	N43°42'07"E	12.87'
L14	N34°57'31"E	11.27'
L15	N15°20'02"E	16.58'
L16	N30°40'17"E	24.93'
L17	N03°26'57"W	16.16'
L18	S48°31'00"E	74.00'
L19	S70°35'33"E	59.09'
L20	S27°49'38"W	144.87'



**LEGEND**

- EXISTING SANITARY DISTRICT NO. 5 BOUNDARY
- PROPOSED SANITARY DISTRICT NO. 5 BOUNDARY

**Disclaimer:**

"For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as basis for an offer for sale of land described.

ASSESSOR'S PARCEL NUMBERS A.P. 058-031-14	LAFCO RESOLUTION NO.	ACREAGE 0.66	DATE 9/26/07	SCALE 1"=60'
ANNEXATION OF THE LANDS OF ISRAEL TO SANITARY DISTRICT NO. 5 MAP NO. 10-07 BEING A PORTION OF THE RANCHO CORTE MADERA DEL PRESIDIO		<b>LAWRENCE P. DOYLE</b> LAND SURVEYOR/CIVIL ENGINEER 100 HELENS LANE MILL VALLEY CA 94941 (415-388-9585)		

**ANNEXATION OF THE LANDS OF ISRAEL TO  
SANITATION DISTRICT NO. 5 MAP NO. 10-07**

GEOGRAPHIC DESCRIPTION

All that certain real property situate in a portion of the Rancho Corte Madera Del Presidio in the County of Marin County, State of California, described as follows:

Beginning at the southeasterly corner of the property described in the Deed to James Israel and Shannon Israel recorded July 21, 2006 as Document 2006-0045874, Marin County Records and the existing Sanitary District No. 5 boundary:

1. Thence leaving said boundary North 73°13'00" West 92.06 feet;
2. Thence South 67°47'00" West 162.49 feet;
3. Thence North 26°23'40" West 42.59 feet to the Sanitary District No. 5 boundary;
4. Thence along said boundary North 41°29'42" West 18.07 feet;
5. Thence North 56°27'51" East 37.40 feet;
6. Thence North 85°00'21" East 22.72 feet;
7. Thence South 59°11'20" West 33.35 feet;
8. Thence North 37°03'08" East 34.05 feet
9. Thence North 70°55'24" East 34.27 feet;
10. Thence North 82°21'41" East 12.09 feet;
11. Thence North 40°49'58" East 22.67 feet;
12. Thence North 37°16'26" East 13.81 feet;
13. Thence North 43°42'07" East 12.87 feet;
14. Thence North 34°57'31" East 11.27 feet
15. Thence North 15°20'02" East 16.58 feet;
16. Thence North 30°40'17" East 24.93 feet;
17. Thence North 03°26'57" West 16.16 feet;
18. Thence leaving said boundary South 48°31'00" East 74.00 feet;
19. Thence South 70°35'33" East 59.09 feet to the Sanitary District No. 5 boundary;
20. Thence along said boundary South 27°49'38" West 144.87 feet to the Point of Beginning and containing 0.66 acres of land more or less.

*For assessment purposes only. This description of land is not legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.*

