

LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF MARIN

RESOLUTION NO. 78-40

RESOLUTION MAKING DETERMINATIONS AND APPROVING A REORGANIZATION  
INVOLVING ANNEXATION OF TERRITORY TO THE CITY OF NOVATO  
AND NOVATO SANITARY DISTRICT  
WITH WAIVER OF NOTICE, HEARING, AND ELECTION

VINEYARD ROAD REORGANIZATION NO. 1

WHEREAS, a proposal for a reorganization involving the annexation of certain territory to the City of Novato and the Novato Sanitary District has been filed with the Executive Officer of this Commission; and,

WHEREAS, said proposal was made in the form of Resolution No. 145-78, a resolution of application, adopted by the Council of the City of Novato and requesting initiation of proceedings pursuant to the District Reorganization Act of 1965, Division 1, (commencing with Section 56000) of the Government Code; and,

WHEREAS, said proposal contained full written consent of all affected property owners; and,

WHEREAS, pursuant to Government Code Section 56261, when a resolution of 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 reorganization proposal is approved.

Section 2. The boundaries of the territory proposed for reorganization shall be those set forth in Exhibit A, attached hereto and incorporated herein. The reorganization consists of the following changes of organization: annexation to the City of Novato and annexation to the Novato Sanitary District. The territory shall be designated as the "Vineyard Road Reorganization No. 1".

Section 3. Any resolution authorizing the reorganization approved shall impose the following terms and conditions required by the District:

- A. 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.
- B. 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 of the District, as now or hereafter amended.

Section 4. The City of Novato is designated conducting agency for further proceedings, is hereby directed to initiate such proceedings in compliance with this resolution, and is authorized to take such proceedings upon said reorganization in compliance with State law.

Section 5. Pursuant to applicable provisions of the Resource Agency Guidelines and the adopted Marin Lafco Environmental Guidelines and Procedures, the City of Novato is lead agency, has appropriately conducted an initial study, and has determined that a Negative Declaration is warranted. Said Commission, a responsible agency, has reviewed the environmental documents and hereby certifies the adequacy of such documents.

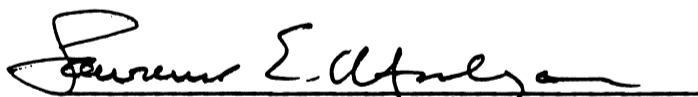
Section 6. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution in the manner prescribed in Section 56272 of the Government Code.

PASSED AND ADOPTED by the Local Agency Formation Commission of the County of Marin on this 10th day of January 1979 by the following vote:


AYES: Commissioners Haehl, Rice, Roumiguere, Violich and Mulryan

NOES: None

ABSENT: None

  
LAWRENCE E. MULRYAN, Chairman  
Marin Local Agency Formation Commission

ATTEST:

  
WARREN K. NELSON, Executive Officer

DATE: January 18, 1979

VINEYARD ROAD REORGANIZATION NO. 1

EXHIBIT "A"

LEGAL DESCRIPTION

Beginning at the northeast corner of "Parcel A" per "Perucci Division of Land" recorded in Book 13 of Parcel Maps at Page 23, Marin County Records, said corner being on the Novato City Limits line and on the Novato Sanitary District No. 6 Boundary; thence South  $14^{\circ}15'00''$  West 277.83 feet; thence South  $75^{\circ}45'00''$  East 280.09 feet; thence North  $14^{\circ}15'00''$  East 276.83 feet; thence North  $75^{\circ}45'00''$  West 279.97 feet to the point of beginning.

Said parcel containing 1.78 acres more or less.