

**MARIN LOCAL AGENCY FORMATION COMMISSION**

**RESOLUTION NO. 03-22**

**RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION  
TO SAN RAFAEL SANITATION DISTRICT  
WITH WAIVER OF NOTICE, HEARING AND ELECTION**

"Annexation of the Lands of Urban to the San Rafael Sanitation District (File 1251)"

**WHEREAS**, a proposal for the annexation of certain territory to the San Rafael Sanitation District 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 owners; 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 determination 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, San Rafael Sanitation District, 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 condition:

The foregoing instrument is a correct copy of the original on record in the office of the Local Agency Formation Commission of the County of **Marin**, State of California.

By                     Dary Miller

Proceedings for the annexation shall not be completed until the applicant and the City of San Rafael execute an agreement wherein:

- a. 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 San Rafael shall be initiated by the City, the owner shall neither directly nor indirectly oppose or protest such annexation; and
- b. 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 2.85 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Annexation of the Lands of Urban to San Rafael Sanitation District (File 1251)."

Section 3. The proposal is consistent with the adopted sphere of influence for San Rafael Sanitation District.

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

**PASSED AND ADOPTED** by the Marin Local Agency Formation Commission on this 12<sup>th</sup> day of February, 2004 by the following vote:

AYES: Commissioners Adams, Blanchfield, Eklund, Rodoni, Rose and Slavitz

NOES: None

ABSENT: None



JEFFRY BLANCHFIELD, Chairperson

ATTEST:



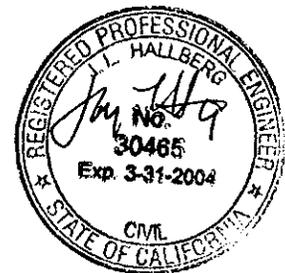
PETER V. BANNING, Executive Officer

**ANNEXATION  
Of  
The Lands of Urbanscapes  
to the  
San Rafael Sanitation District  
Mapping No. 11/03**

Beginning at a point on the existing boundary of San Rafael Sanitation District of Marin County, said point also being on the existing boundary of the San Rafael City Limit Line, said point also being the most northerly corner of Lot 7, as shown on that certain parcel map entitled "Map of Bayside Acres, Sub'd No.2", recorded November 29, 1913 in Book 4 of Maps at page 61, Marin County Records;

1. thence along said Sanitation District boundary, also being said San Rafael City Limit Line, also being the property line of said Lot, S61°14'E, 26.84';
2. thence S50°24'E, 524.10';
3. thence leaving said San Rafael City Limit Line S47°37'E, 26.61';
4. thence S22°20'W, 49.70';
5. thence S43°15'W, 50.00';
6. thence S53°21'W, 49.96';
7. thence S69°59'W, 49.60';
8. thence S74°32'W, 49.90';
9. thence S87°59'W, 78.42';
10. thence leaving said Sanitation District boundary N30°55'W, 29.14';
11. thence N62°22'W, 224.00';
12. thence N65°38'E, 22.43';
13. thence N51°17'E, 104.77';
14. thence N10°00'E, 100.00';
15. thence N13°03'W, 217.87' to the Point of Beginning.

Containing approximately 2.85 acres.



January 6, 2004

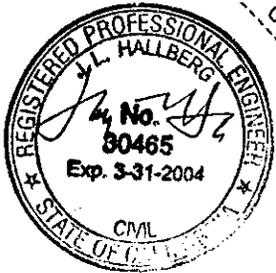
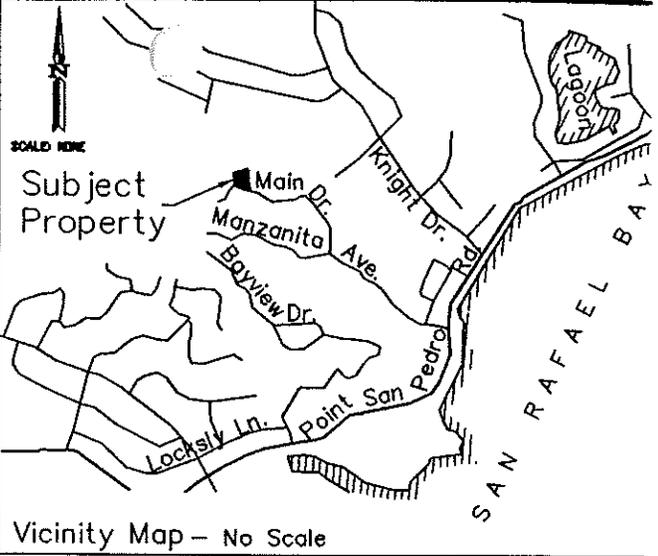
Jay Hallberg, J.L. Engineering  
1539 Fourth Street, San Rafael, CA 94901  
Tel: (415) 457-6647 Fax: (415) 457-2517

Course Table:

Course #	Bearing	Distance
1	S61°14'E	26.84'
2	S50°24'E	524.10'
3	S47°37'E	26.61'
4	S22°20'W	49.70'
5	S43°15'W	50.00'
6	S53°21'W	49.96'
7	S69°59'W	49.60'
8	S74°32'W	49.90'
9	S87°59'W	78.42'
10	N30°55'W	29.14'
11	N62°22'W	224.00'
12	N65°38'W	22.43'
13	N51°17'E	104.77'
14	N10°00'E	100.00'
15	N13°03'W	217.87'



SCALE: 1" = 100'



Lot 13  
(4 RM 61)

Lot 6  
(4 RM 61)  
APN 186-051-12

APN 186-041-01

Lands of Urbanscapes  
DN 02-111751  
APN 186-042-02  
Area=2.85 acres±

Lot 7  
(4 RM 61)

Lot 14  
(4 RM 61)

APN 186-042-03

Lot 8  
(4 RM 61)

-  To be Annexed to San Rafael Sanitation District
-  Sanitation District Boundary

Note: All distances are in feet and decimals thereof.

SHEET	1	OF	1
SCALE:	1" = 100'	DESIGN:	KMT
DATE:	8/01/03	DRAWN:	KMT
FILE:	2003-020	CHECKED:	J.L.H

**J.L. ENGINEERING**  
CIVIL ENGINEERS-LAND SURVEYORS  
1539 4th ST., SAN RAFAEL, CA. 94901 (415) 457-6647

# Exhibit 'B'

Mapping No. 11/03  
Annexation of the Lands of Urbanscapes  
to San Rafael Sanitation District  
APN 186-042-02, San Rafael, Marin County, CA