

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 98-16

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

"Vineyard Road Annexation 1998-3"

WHEREAS, a proposal for the proposed annexation of certain territory to the Novato Sanitary District, in the City of Novato, has been filed with the Executive Officer of this Local Agency Formation Commission pursuant to Title 5, Division 3, commencing with Government Code §56000; and

WHEREAS, said proposal was made in the form of Resolution No. 2623, a resolution of application adopted by the Board of the Novato Sanitary District; and

WHEREAS, said resolution of application was accompanied by written consent signed by all owners of land with the territory proposed to be annexed; and

WHEREAS, pursuant to Government Code §56837, when a resolution of application 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, 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 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 Resolution No. 2623, adopted by the Novato Sanitary District is approved.

Section 2. The boundaries, as set forth in the proposal, are hereby approved as submitted and are as described in Exhibit "A" and "B" attached hereto and by this reference incorporated herein.

Section 3. The territory includes 0.69 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: Vineyard Road Annexation 1998-3" to the Novato Sanitary District.

Section 4. The proposal is consistent with the adopted sphere of influence for the Novato Sanitary District.

Section 5. Any resolution authorizing the annexation approved by this resolution shall impose the following terms and conditions:

1. In the event that pursuant to the rules, regulations, resolutions 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, resolutions 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 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, resolutions and ordinances of the District, as now or hereafter amended.

Section 6. The City of Novato, as Lead Agency, found the project to be Categorical Exempt from the requirements of the California Environmental Quality Act (CEQA) under S15319 Class 19 of the CEQA Guidelines.

Section 7. The Novato Sanitary District is designated as the conducting authority for further proceedings, and the Board of said District is hereby directed to initiate proceedings in compliance with this resolution and is authorized to proceed without notice, or election, pursuant to Government Code S56837.

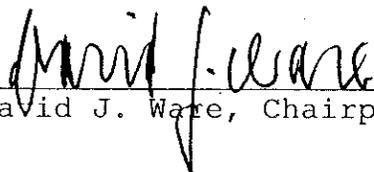
Section 8. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Government Code S56853.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 12th day of November, 1998 by the following vote:

AYES: Commissioners Blanchfield, Chapman, Heller, Hennessy, Kress, Moore and Ware

NOES: None

ABSENT: None



David J. Ware, Chairperson

ATTEST:



John E. Roberto, Acting Executive
Officer

8/19/98

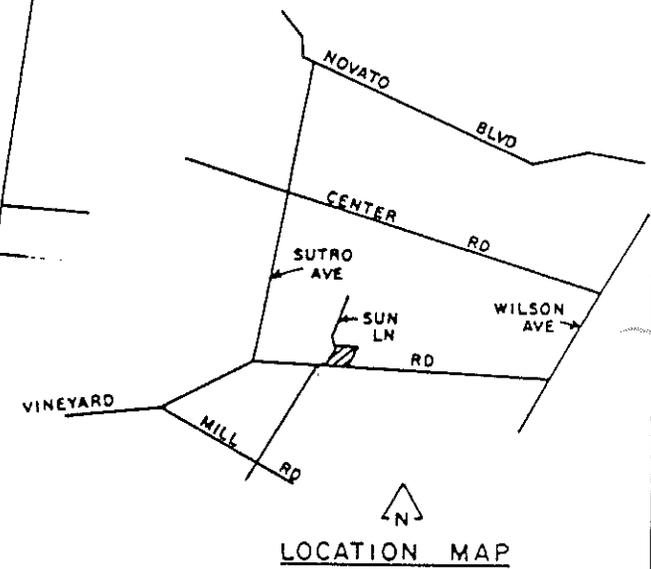
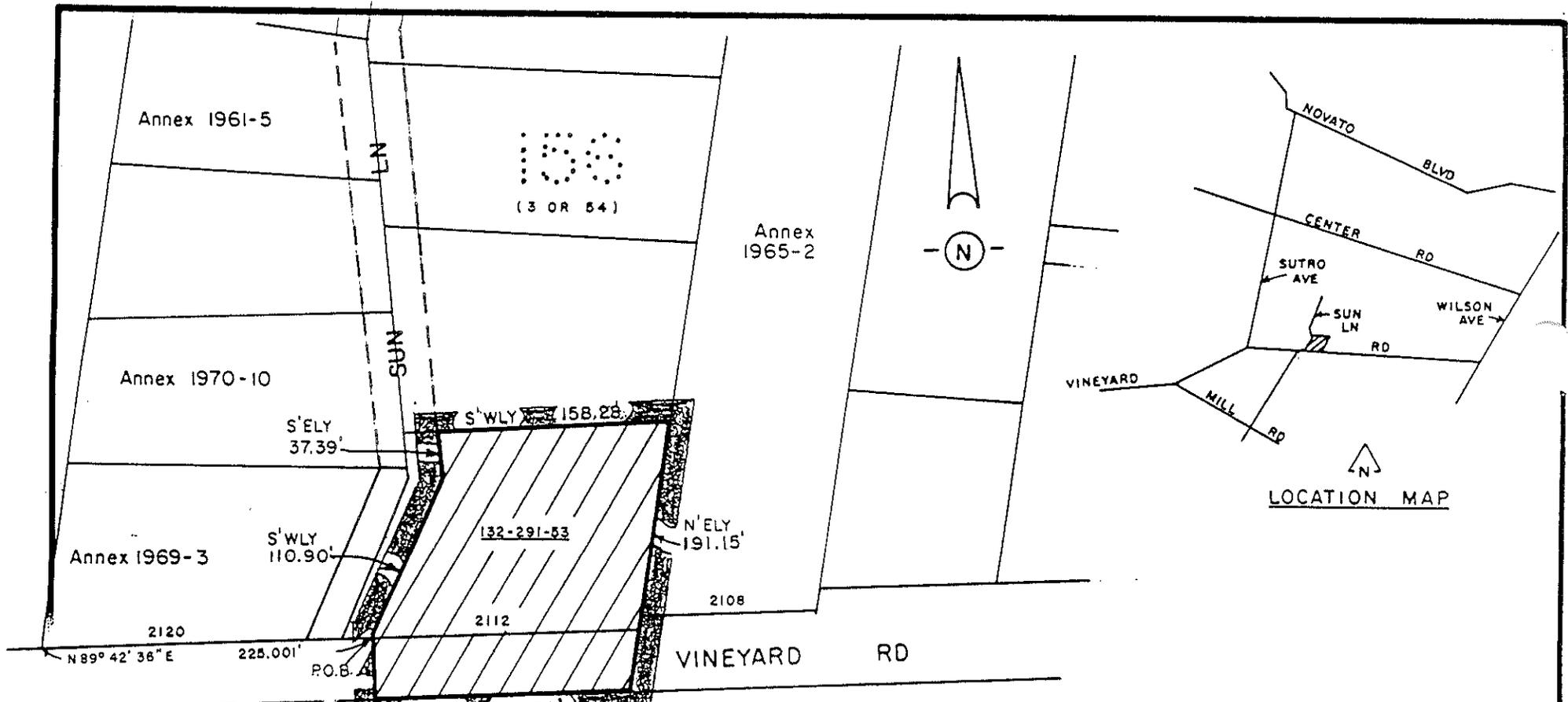
NOVATO SANITARY DISTRICT
Vineyard Road Annex 1998-3

Exhibit "A"

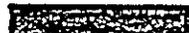
Mapping No. 12/98

BEGINNING AT A POINT on the existing boundary of the Novato Sanitary District, said point being on the northerly line of Vineyard Road (40 feet wide), distant thereon North $89^{\circ}42'36''$ East 225.001 feet from it's intersection with the westerly line of Lot 156, as said Road and Lot are shown upon that certain map entitled "Amended Map No. 1 of Subdivision 'E' of the Novato Ranch, Marin County, California" filed July 6, 1910 in Book 3 Maps at Page 54, Marin County Records; running thence along said Sanitary District boundary, crossing said Vineyard Road Southeasterly 40 feet to a point on the southerly line of said Vineyard Road; thence Northeasterly along said southerly line of Vineyard Road and said Sanitary District boundary 178.30 feet; thence leaving said Southerly line of Vineyard Road and continuing along said Sanitary District boundary crossing said Vineyard Road Northeasterly 191.15 feet; thence Southwesterly 158.28 feet; thence Southeasterly 37.39 feet; thence Southwesterly 110.90 feet to the point of beginning. Containing 0.69 acres, more or less.

ANNEX983.MIS



TRUMBULL AVE

KEY:  Existing District Boundary
 Proposed Annexation

NOTE: All parcels are within the corporate limit of City of Novato.

AREA = 0.59 ac

MAPPING NO. 12/98

NOVATO SANITARY DISTRICT
 SANITARY DISTRICT NO. 6
 MARIN COUNTY CALIFORNIA

SCALE: 1" = 100'	APPROVED BY: 	DRAWN BY: RB
DATE: 4-6-98	Manager - Engineer	CHK'D BY:
VINEYARD RD ANNEX 1998-3		
		DRAWING NO.