

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION NO. 08-01

**RESOLUTION MAKING DETERMINATIONS AND APPROVING
REORGANIZATION INCLUDING DEATCHMENT FROM SANITARY
DISTRICT #5 (Tiburon) AND ANNEXATION
TO RICHARDSON BAY SANITARY DISTRICT
WITH WAIVER OF NOTICE, HEARING AND ELECTION**

*"Reorganization of the Lands of Thompson & Brooks Including Detachment from
Sanitary District #5 and Annexation to the Richardson Bay Sanitary District
(File #1291)"*

WHEREAS, a proposal for the reorganization of certain territory including detachment from Sanitary District #5 (Tiburon) to be annexed to the Richardson Bay Sanitary 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 owner; and

WHEREAS, pursuant to Government Code Section 56663, when a resolution 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, Richardson Bay Sanitary District, has consented in writing to a waiver of protest proceedings, this Commission may make determinations with respect to said application with waiver of protest proceedings; and

WHEREAS, the Executive Officer has reviewed the application and prepared a report, including a recommendation thereon, the application 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 Exhibits "A" and "B" attached hereto and by this reference incorporated herein.

1. Amend the sphere of influence of the Richardson Bay Sanitary District to include APN 039-121-14 and the sphere of influence of Sanitary District #5 to exclude these parcel.
2. Adopt a resolution making determinations approving the proposed Reorganization of the Lands of Thompson and Brooks including detachment from Sanitary District #5 and annexation to Richardson Bay Sanitary District (File #1291) as shown on Exhibits A and B.

Section 2. The territory includes 1.07 acre, is found to be uninhabited, and is assigned the following distinctive short form designation: "Reorganization of the Lands of Thompson & Brooks Including Detachment from Sanitary District #5 (Tiburon) and Annexation to Richardson Bay Sanitary District (File #1291)".

Section 3. The proposal is consistent with the adopted spheres of influence of the Richardson Bay Sanitary District and Sanitary District #5, as amended.

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 1st day of February 2008 by the following vote:

AYES: Commissioners Adams, Blanchfield, Heller, McGlashan, Slavitz

NOES: None

ABSENT: Commissioners Asbo, Rodoni



JEFFRY BLANCHFIELD, Chairperson

ATTEST:



PETER V. BANNING, Executive Officer

EXHIBIT "A"

REORGANIZATION OF LANDS OF THOMPSON AND BROOKS
INCLUDING DETACHMENT FROM
SANITARY DISTRICT No. 5
AND ANNEXATION TO
RICHARDSON BAY SANITARY DISTRICT

Mapping No. 11-07
File No. 1291

BEGINNING at a point on the existing boundary of the Richardson Bay Sanitary District, said point being the monument in Hacienda Drive at the southeasterly end of the course identified as "N 33 - 0 W 202.410" southwest of Lot 19 as shown on that certain map entitled *Record of Survey Tiburon Properties Formerly Ptn. of Bostick Prop.. Near Tiburon Marin Co., Calif.* Recorded Book 2 of Surveys at page 158, Official Records of Marin County; running thence

1. thence North 33° 00' West 9.572 feet
2. thence North 57° 00' East 25.00 feet to the most southwesterly corner of Thompson and Brooks (DN 2003-0076853) (APN 039-121-14);
3. thence North 39° 50' 37" East 397.215 feet to the northwesterly corner of APN 039-121-14;
4. thence South 45° 30' 34" East 123.85 feet (*South 45° 24' East 126 feet Deed*), more or less to the northeasterly corner of APN 039-121-14;
5. thence South 44° 36' 00" West 407 feet to the northeasterly line of Hacienda Drive;
6. thence South 44° 36' 00" West 25.00 feet;
7. thence northwesterly along a non-tangent curve concave to the right, whose center bears North 44° 36' 00" East, with a radius of 404.83 feet, through a central angle of 12° 24' 00", for an arc length of 87.614 feet; to the POINT OF BEGINNING

BEING a portion of RANCHO CORTE MADERA DEL PRESIDIO.

CONTAINING an area of 1.07 acres, more or less.

Date: October 19, 2008

Prepared by:
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SANITARY DISTRICT NO. 5

EXISTING
SANITARY DISTRICT
NO. 5 BOUNDARY

137 HACIENDA DRIVE
APN 39-121-13

S 45°30'34" E
123.85' ±

HACIENDA DRIVE

LANDS OF
THOMPSON & BROOKS
139 HACIENDA DRIVE
APN 39-121-14

EXISTING
SANITARY DISTRICT
NO. 5 BOUNDARY

1.07 ac±

EXISTING
RICHARDSON BAY
SANITARY DISTRICT
BOUNDARY

N 39°50'37" E

S 44°36' W

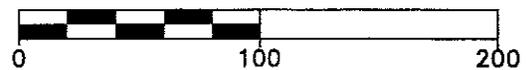
② N 57°00' E
25.00'

① N 33°00' W
9.572' ±

P.O.B.

⑦ R=404.83', Δ=12°24'
L=87.614'

⑥ S 44°36' W
25.00'



SCALE IN FEET

SANITARY DISTRICT NO. 5

EXISTING
SANITARY DISTRICT
NO. 5 BOUNDARY

**RICHARDSON
BAY SANITARY
DISTRICT**

EXISTING
RICHARDSON BAY
SANITARY DISTRICT
BOUNDARY

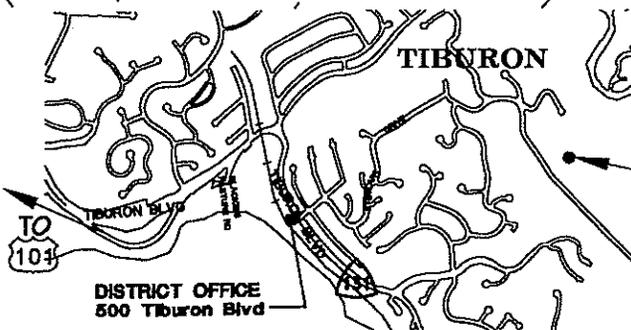
LEGEND

ANNEXATION AREA

EXISTING SANITARY DISTRICT
NO. 5 BOUNDARIES

EXISTING RICHARDSON BAY
SANITARY DISTRICT BOUNDARY

**SUBJECT
PROPERTY**



LOCATION MAP

NOT TO SCALE

**REORGANIZATION OF LANDS OF
THOMPSON AND BROOKS
DETACHMENT FROM SANITARY DISTRICT NO. 5 AND
ANNEXATION TO RICHARDSON BAY SANITARY DISTRICT
PORTION OF RANCHO CORTE MADERA DEL PRESIDIO**

7571

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MAP #11-07 FILE #1291 11/21/08