

**MARIN LOCAL AGENCY FORMATION COMMISSION**

RESOLUTION NO. 20-22

**RESOLUTION AMENDING THE SPHERE OF INFLUENCE AND MAKING DETERMINATIONS AND APPROVING REORGANIZATION INCLUDING DETACHMENT OF SIX PARCELS AND THE ANNEXATION OF ONE PARCEL TO COUNTY SERVICE AREA #29 WITH WAIVER OF NOTICE, HEARING, AND ELECTION**

“Reorganization of CSA #29, Including Detachment of Six Parcels (APN : 038-460-08, 038-460-09, 038-460-10, 038-460-11, 038-460-12, and 038-391-16) and the Annexation of One Parcel (APN: 038-460-03)  
(LAFCo File #1348)”

**WHEREAS** a proposal for the reorganization of certain territory including six parcels detachment from County Service Area (CSA) #29 and one parcel to be annexed to CSA #29 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 resolution of application submitted by CSA #29; and

**WHEREAS** the Executive Officer has conducted a review of the adopted sphere of influence of local government agencies in the CSA #29 area, prepared a summary, Tiburon Peninsula *Area Municipal Service Review*, including his recommendations thereon, the summary having been presented to and considered by this Commission; and

**WHEREAS** pursuant to Government Code Section 56662, 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 Sections 56662 and 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, CSA #29, 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 which includes the factors as provided for in Government Code section 56668, 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 and depicted in Exhibits “A” and “B” attached hereto and by this reference incorporated herein.

1. Amend the sphere of influence of CSA #29 to include APN: 038-460-03 and the sphere of influence of CSA #29 to exclude parcels APN : 038-460-08, 038-460-09, 038-460-10, 038-460-11, 038-460-12, and 038-460-16 and makes the written determinations pursuant to Government

Code section 56425(e) as provided for in Exhibit "C" attached hereto and incorporated herein by reference.

- 2. Approve the proposed Reorganization of CSA #29 by Detachment of six parcels (APN 038-460-08, 038-460-09, 038-460-10, 038-460-11, 038-460-12, and 038-391-16), and Annexation to the CSA #29 one parcel (APN: 038-460-03) as shown and described on Exhibits "A" and "B".

Section 2. The territories include 3.95 acres, is found to be uninhabited, and is assigned the following distinctive short-form designation: "Reorganization of CSA #29, Including Detachment of Six Parcels (APN: 038-460-08, 038-460-09, 038-460-10, 038-460-11, 038-460-12, and 038-391-16) and the Attachment of One Parcel (APN: 038-460-03) (LAFCo File #1348)".

Section 3. The proposal is consistent with the adopted spheres of influence of CSA #29, as amended.

Section 4. The Executive Officer is hereby authorized to waive protest proceedings and complete reorganization proceedings.

**PASSED AND ADOPTED** by the Marin Local Agency Formation Commission on June 11, 2020, by the following vote:

AYES: Arnold, Coler, Connolly, Ki'ous, Loder, McEntee, Murray

NOES: —

ABSTAIN: —

ABSENT: —

  
 Sashi McEntee, Chair  
 Marin LAFCo

ATTEST:  
  
 Jason Fried, LAFCo Executive Officer

APPROVED AS TO FORM:  
  
 Malathy Subramanian, LAFCo Counsel

Attachments to Resolution No. 20-22

- a) Exhibit A -- Legal Description
- b) Exhibit B -- Map
- c) Exhibit C -- Determinations