

MARIN LOCAL AGENCY FORMATION COMMISSION

RESOLUTION 22-04

**RESOLUTION APPROVING A REQUEST FOR OUTSIDE SEWER SERVICE
FOR 11 BRIGHTON BLVD.**

“Request for Outside Sewer Service from the City of Mill Valley for 11 Brighton Blvd.,
Mill Valley. (APN 045-193-16)”

WHEREAS The City of Mill Valley has filed an application with the Marin Local Agency Formation Commission, hereinafter referred to as “Commission,” pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 to extend outside sewer service to approximately 1.12 acres of unincorporated land east of Panoramic Highway in the Muir Park neighborhood (“Property”); and

WHEREAS the property is an entire lot developed with an existing single-family residence, additional ADU, and additional JDU located at 11 Brighton Blvd. and identified by the County of Marin Assessor’s Office as APN 045-193-16; and

WHEREAS the landowner has shown proof through a letter sent by the County of Environmental Health Services that his failing septic system is a threat to the health and safety of the public and affected residents satisfying GC §56133(c)(1) and staff sent a notice to other service providers in the area pursuant to GC §56133(c)(2), thereby satisfying the requirements of GC §56133(c) for service extension to an area outside of the affected agency’s Sphere of Influence; and

WHEREAS the Commission’s staff has reviewed the proposal and prepared a report with recommendations; and

WHEREAS the staff’s report and recommendations on the proposal have been presented to the Commission in the manner provided by law.

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.

1. Approve the Request for Outside Sewer Service from the City of Mill Valley for 11 Brighton Blvd., Mill Valley (APN 045-193-16).

Section 2. The proposal is not consistent with the adopted sphere of influence of the City of Mill Valley, but outside service extension of this nature is permitted by Ca. Gov. Code §56133

Section 3. As a condition of approval, that an easement is executed between the Property Owner and all neighbors whose properties must be crossed to install the sewer connection within 1 year of the date of approval of this proposal.

Section 4. As Responsible Agency under CEQA for the proposed outside service extension to APN 045-193-16 by the City of Mill Valley, LAFCo finds that the Project is exempt from the provisions of CEQA pursuant to State CEQA Guidelines Section 15303.

PASSED AND ADOPTED by the Marin Local Agency Formation Commission on February 10, 2022
by the following vote:

AYES: McEntee, Kious, Rodoni, Coler, Moody, Loder

NOES: _____

ABSTAIN: _____

ABSENT: _____

Sashi McEntee

Sashi McEntee, Chair

ATTEST:

Jason Fried

Jason Fried, Executive Officer

APPROVED AS TO FORM:

Malathy Subramanian

Malathy Subramanian (May 10, 2022 16:07 PDT)

Malathy Subramanian, LAFCo Counsel