

DATE: April 6, 2007
TO: LAFCO Members
FROM: Peter Banning, Executive Officer
SUBJECT: **Proposed Annexation of the Lands of Jansheski et al to Sanitary District #5 (File #1281)**

LAFCO opened the public hearing on the proposed Annexation of the Lands of Jansheski et al to Sanitary District #5 at its March 8, 2007 meeting. The Commission heard the staff report and extensive public testimony on the project's environmental review, amendments to the proposal boundary, possible follow-on annexations on Paradise Drive and proposed terms and conditions for approval. The Commission continued the public hearing in order to provide time for the proponent and Sanitary District #5 to discuss the terms of a possible reimbursement agreement. The Commission also appointed a temporary sub-committee to discuss implications of future annexations of subdividing areas to the Town of Tiburon under the Dual Annexation Policy.

During the past month, Mark Jansheski and Sanitary District #5 have exchanged draft text for a reimbursement agreement and continue to negotiate. The District will not be in a position to consider approval of a reimbursement agreement before its meeting on May 7, 2007.

On March 21st, LAFCO's temporary sub-committee (Commissioners Heller, Slavitz and McGlashan) met with staff members from the Town of Tiburon, LAFCO and County Community Development. LAFCO staff was directed to organize a subsequent meeting with representatives of Serge Sorokko. At that meeting, held on March 27, John Roberto (representing Serge Sorokko) agreed to discuss terms of a deferred annexation agreement that would determine the timing of annexation of the Sorokko property to the Town of Tiburon following annexation of the area to Sanitary District #5. Mr. Roberto and officials of the Town are corresponding.

Recommendation

Both sets of negotiations put into motion during the continuance of the March 8, 2007 LAFCO hearing on the Jansheski proposal are still proceeding and require additional time. The Commission must act to approve or deny any proposal within 70 days of

Chairperson: Jeffrey Blanchfield
Members: Susan Adams, Einar Asbo, Barbara Heller, Charles McGlashan, Dennis J. Rodoni, Jeffrey Slavitz
Alternates: Christopher Burdick, Carla Condon, Steve Kinsey, George C. Quesada
Executive Officer: Peter V. Banning

Marin Local Agency Formation Commission

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the opening of its public hearing. In this case, the Commission must act on the Jansheski proposal no later than May 16, 2007. Staff recommends that the Commission continue the public hearing on the Proposed Annexation of the Lands of Jansheski et al to Sanitary District #5 to the May 10, 2007 LAFCO meeting.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Peter Banning". The signature is written in a cursive style with a large, sweeping flourish at the end.

Peter Banning
Executive Officer