

ATTACHMENT 4

MARIN COUNTY BOARD OF SUPERVISORS

RESOLUTION NO. _____

**A RESOLUTION DENYING THE 2008 EASTON POINT RESIDENTIAL DEVELOPMENT
PRECISE DEVELOPMENT PLAN/TENTATIVE MAP**

SECTION I: FINDINGS

1. **WHEREAS**, the Martha Company on March 18, 2009 submitted a precise development plan/tentative map application drawing package for its 110 acre property located at the southeastern tip of the Tiburon Peninsula bordering Paradise Drive, and is further identified as Assessor's Parcel 059-251-05, and
2. **WHEREAS**, a Project Environmental Impact Report (EIR) for the 2008 Easton Point Residential Development was prepared by the environmental consulting firm, Nichols-Berman, and certified by the Marin County Board of Supervisors on September 19, 2017, and
3. **WHEREAS**, the EIR found that the proposed site plan, including the precise development plan and tentative map resulted in significant adverse environmental impacts to special status species and resulted in severe public safety impacts resulting from fire flow calculations that were inadequate to protect future residences due to the high elevation location of some of the proposed lots, and
4. **WHEREAS**, under Sections 66474 (e)&(f) of the State of California Subdivision Map Act the legislative body of the County of Marin shall deny a tentative map if the agency finds that the design of the subdivision or the proposed improvements are likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat, or the design of the subdivision or type of improvements is likely to cause serious public health problems.
5. **WHEREAS**, on October 3, 2017 the Marin County Board of Supervisors conditionally approved a Modified Master Plan for the 2008 Easton Point Residential Project, and
6. **WHEREAS**, the precise development plan/tentative map submitted on March 18, 2009 is not consistent with the approved Modified Master plan, and
7. **WHEREAS**, under Section 66474(a)&(b) the County must deny a tentative map that is not consistent with applicable general and specific plans.

SECTION II: ACTION

NOW THEREFORE, BE IT RESOLVED that Easton Point Precise Development Plan/Tentative Map stamped received by the County on March 18, 2009 and deemed complete on March 28, 2009 is hereby denied.

SECTION V: VOTE

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Marin, State of California, on the 3rd day October, 2017, by the following vote to wit:

AYES: SUPERVISORS

NOES:

ABSENT:

Judy Arnold, PRESIDENT
MARIN COUNTY BOARD OF SUPERVISORS

ATTEST:

Matthew H. Hymel
Clerk of the Board of Supervisors