

**TO:** James L. App, City Manager  
**FROM:** Ron Whisenand, Community Development Director  
**SUBJECT:** Acceptance of Public Improvement – Tract 2775  
(Guthrie)  
**DATE:** December 5, 2006

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**Needs:** That the City Council authorize the acceptance of public improvements resulting from the development of Tract 2775 into the City's maintenance system.

**Facts:**

1. On June 20, 2006, the City Council accepted Tract 2775 for recordation and executed a Subdivision Improvement Agreement with the Developer of this subdivision.
2. This subdivision is located along Maple Street south of Pacific Avenue, see attached Vicinity Map.
3. The public improvements in Tract 2775 have been constructed to the satisfaction of City staff.
4. The Subdivider has constructed the following streets in Tract 2775 in accordance with the Subdivision Improvement Agreement and in compliance with the improvement plans and all applicable City standards:

<u>STREET NAME</u>	<u>FROM</u>	<u>TO</u>	<u>MILES</u>
Maplewood Court	Maple Street	650 feet w/o Maple Street	0.12

5. The Subdivider, James Guthrie, has posted bonds that guarantee completion of improvements in Tract 2775.

**Analysis  
And**

**Conclusion:** The public improvements, which the developer was required to install for this subdivision, have been completed. Further, the City will, at a minimum, retain a Maintenance Bond for a period of one year as warranty for the improvements installed.

**Policy**

**Reference:** Paso Robles Municipal Code, Section 22, Subdivision Map Act.

**Fiscal**

**Impact:** The Contractor is obligated to maintain all public improvements for a one-year period following acceptance by the City Council. Once the one-year period has been completed, and the Contractor has completed all correction items, the City will assume additional street, sewer and drainage maintenance costs.

Parkway landscaping and street lighting costs will be financed by the benefiting property owners through the Landscape and Lighting District.

**Options:** Based upon completion of construction of all required public improvements to the satisfaction of the City:

- a. Adopt Resolution No. 06-xxx accepting the public improvements of Tract 2775 into the City's maintenance system.
- b. Amend, modify or reject the above option.

Attachments: (2)

1. Vicinity Map
2. Resolution

RESOLUTION NO. 06-xxx

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
ACCEPTING PUBLIC IMPROVEMENTS FOR TRACT 2775 (GUTHRIE) CONSTRUCTED PURSUANT  
TO THE  
SUBDIVISION IMPROVEMENT AGREEMENT

WHEREAS, Tract 2775 was accepted June 20, 2006, for recordation, and a Subdivision Improvement Agreement was entered into; and

WHEREAS, all public improvements required as Conditions of Approval for Tract 2775 have been constructed in compliance with the improvement plans and all applicable City Standards, and the City Engineer has certified to the Council the completion of such public improvements; and

WHEREAS, the Subdivider has constructed, installed or completed the following streets in Tract 2775 in accordance with the Subdivision Improvement Agreement, the improvement plans and all applicable City Standards:

<u>STREET NAME</u>	<u>FROM</u>	<u>TO</u>	<u>MILES</u>
Maplewood Court	Maple Street	650 feet w/o Maple Street	0.12

WHEREAS, Subdivider has requested that the City accept said public improvements in Tract 2775. The Subdivider has posted improvement securities for Tract 2775. Therefore, in accordance with the Subdivision Agreement in place for Tract 2775, the Subdivider has requested that the City accept said public improvements and authorize the release of improvement securities furnished by the Subdivider.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. Upon completion of all public improvements to the satisfaction of the City Engineer, that the public improvements constructed as required for Tract 2775 be accepted into the City's maintenance system, approximately 0.12 miles in length, upon the release of maintenance securities, and the City shall then assume responsibility for their future maintenance and repair. The Subdivider shall be obligated for maintenance of all public improvements for a period of at least one year from date of acceptance by the City Council. After one year, maintenance securities may be released by the City Engineer upon completion of all correction items to the satisfaction of City staff.

SECTION 2. That upon receipt of a maintenance bond in the amount of \$93,202; the payment bond for \$466,010 and the performance bond for \$932,021 guaranteeing construction of these public improvements may be released in accordance with the terms of the Subdivision Improvement Agreement for Tract 2775.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 5<sup>th</sup> day of December, 2006 by the following vote:

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

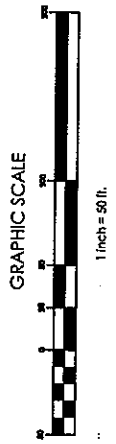
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Frank R. Mecham, Mayor

ATTEST:

\_\_\_\_\_  
Deborah D. Robinson, Deputy City Clerk



**TRACT 2775**  
BEING A SUBDIVISION OF THE REMAINDER PARCEL OF PARCEL MAP PR 03-0222, IN THE CITY OF PASO ROBLES, COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA, ACCORDING TO MAP RECORDED JULY 26, 2005 IN BOOK 62, PAGES 71 AND 72 OF PARCEL MAPS

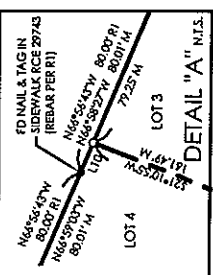
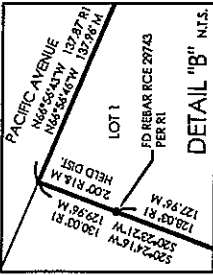
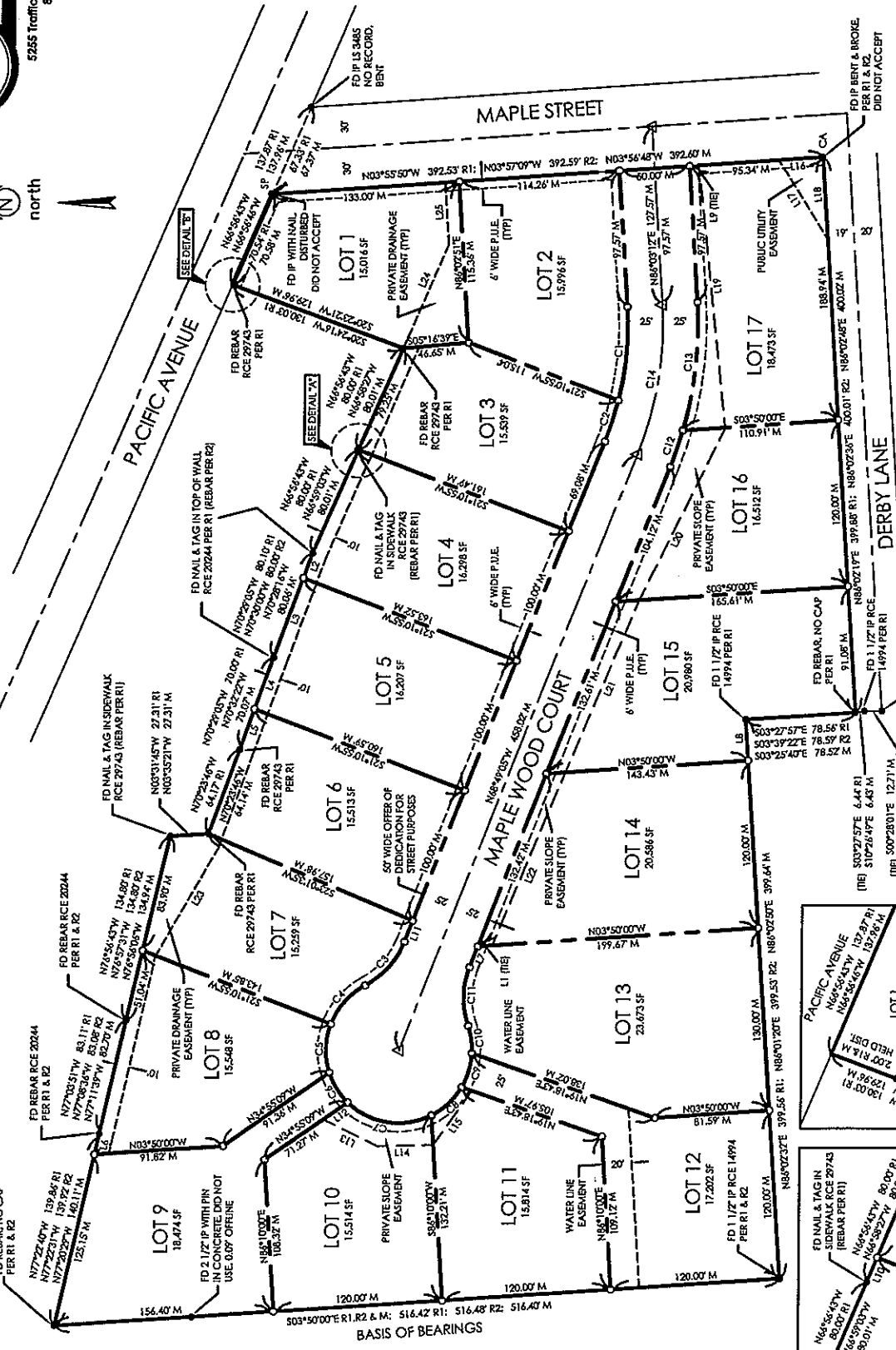


**LEGEND**

- FOUND MONUMENT AS NOTED
- SET 5/2" REBAR L5 78SS, UNLESS OTHERWISE NOTED
- R1 64 PM 72
- R2 34 PM 54
- SP SINGLE PROPORTION
- CA COMPASS ADJUSTMENT
- M MEASURED

CURVE	RADIUS	DELTA	LENGTH
C1	225.00	17°13'48"	67.26'
C2	225.00	07°55'35"	31.02'
C3	60.00	40°37'49"	42.55'
C4	52.00	41°07'28"	37.35'
C5	52.00	38°46'29"	35.22'
C6	52.00	27°51'12"	25.28'
C7	52.00	70°57'41"	64.40'
C8	52.00	32°37'51"	29.42'
C9	52.00	27°51'12"	25.28'
C10	52.00	21°59'40"	19.56'
C11	60.00	40°37'49"	42.55'
C12	275.00	5°43'18"	27.76'
C13	275.00	19°21'25"	92.01'
C14	250.00	25°07'43"	109.44'

LINE	BEARING	LENGTH
L1	S03°52'00"E	10.28'
L2	N07°28'16"W	12.28'
L3	N07°28'16"W	60.78'
L4	N07°32'22"W	37.26'
L5	N07°32'22"W	30.81'
L6	N77°20'29"W	14.76'
L7	N69°49'05"W	15.95'
L8	N68°02'52"E	29.54'
L9	S03°54'48"E	6.62'
L10	N66°59'27"W	0.76'
L11	S68°49'05"E	14.01'
L12	N54°55'07"W	21.02'
L13	N24°08'21"E	42.86'
L14	N01°17'16"W	39.88'
L15	S54°52'20"E	47.12'
L16	N03°56'48"W	31.57'
L17	S57°48'14"W	64.76'
L18	N84°02'48"E	58.67'
L19	S83°38'12"W	107.46'
L20	N64°14'45"W	137.41'
L21	N67°54'15"W	134.00'
L22	N67°54'15"W	133.61'
L23	N64°14'45"W	137.41'
L24	N69°58'27"W	80.77'
L25	N86°02'51"E	44.46'



**BASIS OF BEARINGS**  
THE BASIS OF BEARINGS FOR THIS SURVEY IS NORTH 05°50'00" WEST BEING THE BEARING BETWEEN TWO FOUND MONUMENTS PER R1 & R2.

AS REQUESTED BY:  
**CHARTER PACIFIC HOLDINGS, INC.**  
DATE: FEBRUARY 2005 JOB: 034-05 APR: P/N 009-221-002  
SHEET 2 OF 2