

TO: James L. App, City Manager
FROM: Ron Whisenand, Community Development Director
SUBJECT: Rescind Approval of Parcel Map PR 06-0002 (Jenkins)
DATE: May 15, 2007

Needs: That the City Council rescind Final Map approval of Parcel Map PR 06-0002 (Jenkins).

- Facts:**
1. At their meeting of March 20, 2007, the City Council accepted Parcel Map PR 06-0002 for recordation. Parcel Map PR 06-0002 is a two-lot subdivision located at the southeast corner of Vine and 4th Streets.
 2. On May 3, 2007, the City Clerk received the map returned from the County Recorder's Office. The Recorder rejected recordation of the map due to failure to receive proper supporting documentation and due to deterioration of the map itself. Therefore, the map did not record within the 10-day period required by the Subdivision Map Act (Section 66410 to Section 66499.58 Government Code, State of California).
 3. Subdivision Map Act Section 66466 requires that the City Clerk place the map on the agenda of the next regular meeting of the City Council and rescind its approval.

**Analysis
and**

Conclusion: Parcel Map PR 06-0002 was tentatively approved by the Planning Commission on May 23, 2006. All conditions imposed by the Planning Commission have been satisfied.

The City council accepted the final map for recordation at its meeting of March 20, 2007. Subsequently, documentation submitted to accompany the map, and the map itself, was rejected by the County recorder. By Government Code, a map submitted to the County Recorder, after Council acceptance, must record within 10 days. If not, the map must be returned to the City Clerk.

Per the State Code, the City Council may continue consideration of rescinding the map for one (1) meeting. If the map is ready for recordation, after Council continuation, the map may be resubmitted to the County Recorder. As of the date of this report, the City Clerk has received all proper documentation associated with PR 06-0002 and has received the corrected final map.

It is anticipated that between the regularly scheduled Council meeting dates of May 15 and June 5, this map will record. If the map is once again returned to the City by the recorder, the Council must rescind acceptance of final map at its meeting of June 5.

Policy

Reference: California Government Code Section 66466 (“Subdivision Map Act”)

Fiscal

Impact: None.

Options: That the City Council consider one of the following options:

- a. Continue discussion of this matter to June 5, 2007.
- b. Amend, modify or reject the above options.

Attachments: (1)

1) Reduced size parcel map

SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF DAN CONNER IN AUGUST OF 2006. I HEREBY STATE THAT THIS PARCEL MAP SUBSTANTIALLY CONFORMS TO THE APPROVED ORIGINALLY SHOWN PARCEL MAP AND THAT THE MONUMENTS SHOWN HERON ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED OR WILL BE SET IN SUCH POSITIONS WITHIN ONE YEAR OF THE APPROVAL OF THIS MAP AND ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.



W. E. TOUCHON LS 4846 (EXP. 9-30-2008)

CITY ENGINEER'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THE ANSWERED MAP ENTITLED PARCEL MAP PR 06-0002 AND THE SUBDIVISION SHOWN AS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP, IF EXAMINED, AND ANY APPROVED ALTERATIONS THEREOF, AND THAT ALL THE PROVISIONS OF THE SUBDIVISION MAP ACT OF THE STATE OF CALIFORNIA AND OF ANY LOCAL ORDINANCE APPLICABLE AT THE TIME OF THE PREPARATION OF THIS MAP HAVE BEEN COMPLIED WITH, AND I AM SATISFIED THAT THIS MAP IS TECHNICALLY CORRECT.

JOHN B. FALKENSTEIN CITY ENGINEER DATE _____
P.E. 3760 (LIC. EXPIRES 6/30/2008)
CITY OF EL PASO DE ROBLES

COMMUNITY DEVELOPMENT DIRECTOR'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THIS PARCEL MAP ENTITLED PR 06-0002, THAT SAID MAP SUBSTANTIALLY CONFORMS TO THE TENTATIVE MAP AS APPROVED BY THE CITY OF EL PASO DE ROBLES ON MAY 23, 2006. THIS MAP IS THEREFORE APPROVED BY THE CITY OF PASO ROBLES.

RONALD WHISSMAN
COMMUNITY DEVELOPMENT DIRECTOR
CITY OF EL PASO DE ROBLES DATE _____

CITY CLERKS STATEMENT

I, DENNIS FANSLER, CITY CLERK OF EL PASO DE ROBLES, CALIFORNIA, HEREBY STATE THAT I HAVE EXAMINED THIS PARCEL MAP PR 06-0002 SHOWN HERON, AND I APPROVE THE MAP OF PARCEL MAP PR 06-0002 SHOWN HERON.
WITNESS MY HAND AND SEAL THIS _____ DAY OF _____ 200__

DENNIS FANSLER, CITY CLERK

RECORDER'S STATEMENT

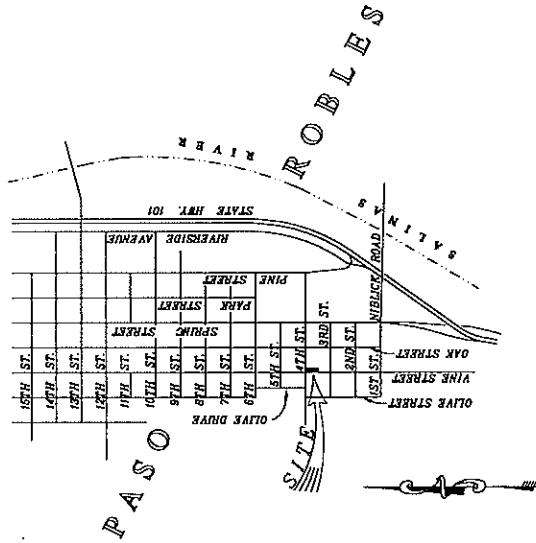
FILED THIS _____ DAY OF _____ 200__ AT _____ M.
IN BOOK _____ OF PARCEL MAPS AT PAGE _____ AT THE
REQUEST OF W. E. TOUCHON.

DOC. NO. _____ FEE _____
BY _____
COUNTY RECORDER _____ DEPUTY

TWIN CITIES SURVEYING, INC.
615-G SO. MAIN STREET / P.O. BOX 777
TEMPLETON, CALIFORNIA 93465-0777
(805) 434-1834
SHEET 1 OF 2 JN 05249

PARCEL MAP PR 06-0002

A SUBDIVISION OF PARCEL "A" OF PR 79-88
IN BLOCK 136 IN THE CITY OF EL PASO DE ROBLES,
COUNTY OF SAN JUAN OBISPO,
STATE OF CALIFORNIA.



VICINITY MAP
NO SCALE

OWNERS' STATEMENT

I, THE UNDERSIGNED, HEREBY STATE THAT I AM THE SOLE OWNER OF, AND SOLE PARTY TO, THE PARCEL MAP PR 06-0002, AND THAT I HAVE READ AND UNDERSTAND THE SUBDIVISION AND PARCEL MAP SHOWN ON THIS MAP, AND THAT I DO HEREBY CONSENT TO THE FILING AND/OR RECORDATION OF THIS MAP.

PROCY JENKINS, TRUSTEE
PROCY JENKINS REVOCABLE TRUST DATED OCTOBER 24, 2006

ACKNOWLEDGMENT

STATE OF CALIFORNIA COUNTY OF San

ON _____ 200__ BEFORE ME, A NOTARY PUBLIC FOR THE STATE OF CALIFORNIA, PERSONALLY APPEARED PROCY JENKINS, TO BE THE PERSON TO WHOM THIS INSTRUMENT IS TO BE RECORDED, TO THE END THAT SHE ACKNOWLEDGED TO ME THAT SHE EXECUTED THIS SAME IN HER AUTHORIZED CAPACITY, AND THAT BY HER SIGNATURE ON THE INSTRUMENT THIS PERSON, OR THE ENTITIES UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THIS INSTRUMENT.

WITNESS MY HAND

SIGNATURE _____ NAME PRINTED _____

COUNTY OF COMMISSION: _____

COMMISSION NO. _____ EXP. DATE: _____

