

TO: James L. App, City Manager
FROM: Ron Whisenand, Community Development Director
SUBJECT: Acceptance of Parcel Map 05-0023 for Recordation and Annexation No. 05-015 to Community Facilities District No. 2005-1 for Public Services (Barth)
DATE: July 3, 2007

Needs: That the City Council consider steps toward finalizing development plans for a residential development and subdivision, including authorizing the approval of the annexation of Parcel 1 of Parcel Map PR 05-0023 into the existing Community Facilities District (CFD) No. 2005-1 for Public Services.

Facts:

1. Applicants Doug and Mary Barth have requested that Parcel Map PR 05-0023 be accepted by the City for recordation. Parcel Map PR 05-0023 is located at 2215 Vine Street.
2. The owner of the above property was required to annex any newly created parcels to the Community Facilities District as a condition of approval of Tentative Parcel Map PR 05-0023.
3. Resolution No. 05-063 adopted by City Council on April 5, 2005, authorizes the City to annex to CFD 2005-1, properties which will be assessed only for eligible public services, without further public hearings or formal elections upon receipt of written consent from the owners.
4. The owners of each parcel or parcels have given consent and approval that such parcel or parcels be annexed to CFD No. 2005-1. The owners have agreed and intend that such consent and approval constitutes election to annex to CFD No. 2005-1 and approval of the authorization for the levy of the Special Tax within the property (see Exhibit A).

**Analysis
and**

Conclusion: Parcel Map PR 05-0023 was tentatively approved by the Planning Commission on July 26, 2005. All conditions imposed by the Planning Commission have been satisfied.

Annexation to the City's CFD 2005-1 is necessary to mitigate projected adverse fiscal impacts of new residential development.

Policy

Reference: General Plan
California Government Code Section 66462 ("Subdivision Map Act")
Paso Robles Municipal Code Section 22.16.160

Fiscal

Impact: With annexation to the CFD, none.

Options: That the City Council accept the subject map and agreement by taking the following actions:

- a. **(1)** Adopt Resolution No. 07-xx certifying and adding the above properties to CFD No. 2005-1, and directing the City Clerk to record the Amendment to the Notice of Special Tax Lien; and
- (2)** Adopt Resolution No. 07-xx accepting the recordation of Parcel Map PR 05-0023, a two-lot residential subdivision at 2215 Vine Street.
- b. Amend, modify, or reject the above option.

Attachments: (4)

- 1) Exhibit A from Consent & Election to CFD
- 2) Vicinity/Reduced size parcel map
- 3) Resolution CFD
- 4) Resolution Final Map

OWNERS' STATEMENT

WE, THE UNDERSIGNED, HEREBY STATE AND ACKNOWLEDGE THAT WE ARE THE OWNERS OF, AND ALL PARTIES HAVING ANY RECORD TITLE INTEREST IN THE SAID PROPERTY PROJECT SHOWN ON THIS MAP, AND THAT EACH OF US DOES HEREBY CONSENT TO THE FILING AND/OR REGISTRATION OF THIS MAP.

DOUGLAS S. BARTH, TRUSTEE
 DOUG AND MARY BARTH FAMILY TRUST
 DATED JULY 25, 2006

MARY K. BARTH, TRUSTEE
 DOUG AND MARY BARTH FAMILY TRUST
 DATED JULY 25, 2006

NOTARY ACKNOWLEDGEMENTS

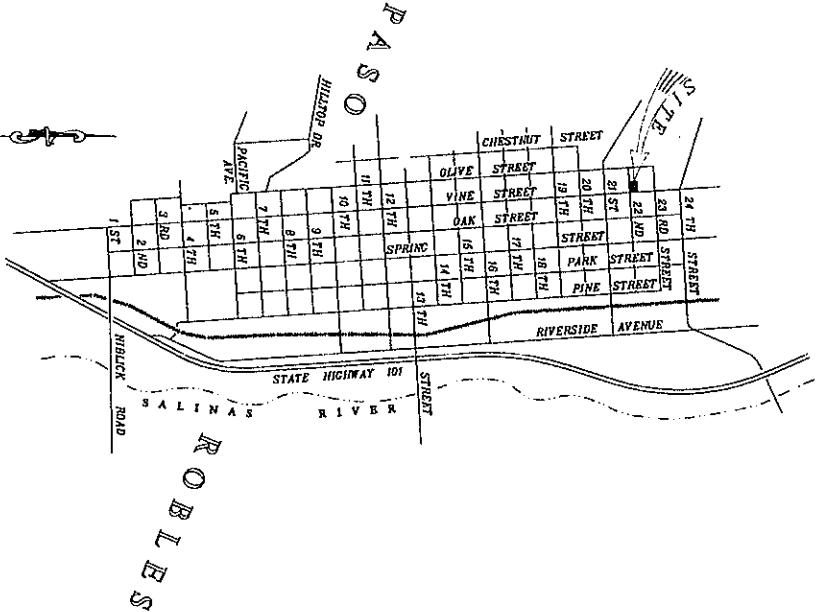
STATE OF CALIFORNIA }
 COUNTY OF SAN JUAN BAPTIST }

ON WEDNESDAY, JULY 26, 2006, BEFORE ME, JAMES L. HERRING, PERSONALLY APPOINTED ROBERTS, S. BARTH AND MARY K. BARTH PERSONALLY KNOWN TO ME, OR PROVIDED TO ME ON THE BASIS OF MY KNOWLEDGE AND BELIEF, THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAID INSTRUMENT IN THEIR AUTHORIZED CAPACITY, AND THAT BY THEIR SIGNATURE ON THE INSTRUMENT, THEY INTEND THE PEOPLE, OR THE ENTITIES UPON BEHALF OF WHICH THE PEOPLE ACTED, EXECUTED THE INSTRUMENT.

WITNESS MY HAND
 SIGNATURE _____ PRINTED NAME _____
 COUNTY OF COMMISSION _____ EXP. DATE _____
 COMMISSION NO. _____

PARCEL MAP PR 05-0023

BEING A SUBDIVISION OF LOT 7, OF BLOCK 180, IN THE CITY OF EL PASO DE ROBLES, AS PER MAP FILED IN BOOK A OF MAPS, PAGE 169, COUNTY OF SAN JUAN BAPTIST, STATE OF CALIFORNIA.



VICINITY MAP
 NO SCALE

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 SCALE ORDINANCE AT THE REQUEST OF DOUG BARTH IN AUGUST OF 2006. I HEREBY SOLEMNLY SWORE AND AFFIRMED THAT I AM A LICENSED SURVEYOR AND THAT I AM A QUALIFIED PROFESSIONAL ENGINEER AND THAT I AM ALSO STATE THAT ALL OF THE INFORMATION SHOWN HEREON ARE OF THE CHARACTER AND OCCUR AT THE APPROVAL OF THIS MAP AND ARE SUFFICIENT TO ENABLE THE SURVEY TO BE REPRODUCED.

W. E. TOUCHON LS 4845 (EXP. 9-30-2006)

CITY ENGINEER'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THE ANNEXED MAP ENTITLED PARCEL MAP PR 05-0023 AND THAT THE SAID MAP IS IN CONFORMANCE WITH THE SUBDIVISION MAP ACT OF THE STATE OF CALIFORNIA AND ALL THE PROVISIONS OF THE SUBDIVISION MAP ACT OF THE STATE OF CALIFORNIA AND OF ANY LOCAL ORDINANCE APPLICABLE AT THE TIME OF APPROVAL OF THE MAP. THE MAP HAS BEEN COMPLETED WITH, AND THAT I AM SATISFIED THAT THIS MAP IS TECHNICALLY CORRECT.

JOHN R. FALKENSTEIN CITY ENGINEER
 DATE _____
 CITY OF EL PASO DE ROBLES
 R.C.E. CASTRO (LIC. EXPIRES 6/30/2006)

COMMUNITY DEVELOPMENT DIRECTOR'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THIS PARCEL MAP ENTITLED PR 05-0023 THAT OF EL PASO DE ROBLES ON JULY 26, 2006. THIS MAP IS THEREFORE APPROVED BY THE CITY OF PASO ROBLES.

JOHN R. FALKENSTEIN DATE _____
 INTERIM COMMUNITY DEVELOPMENT DIRECTOR
 CITY OF EL PASO DE ROBLES

CITY CLERK'S STATEMENT

I, DENNIS FANSLER, CITY CLERK OF THE CITY OF EL PASO DE ROBLES, CALIFORNIA, HEREBY STATE THAT THE CITY COUNCIL OF SAID CITY DID ON THE _____ DAY OF _____, 2006, APPROVE THE MAP OF PARCEL MAP PR 05-0023 SHOWN HEREON.

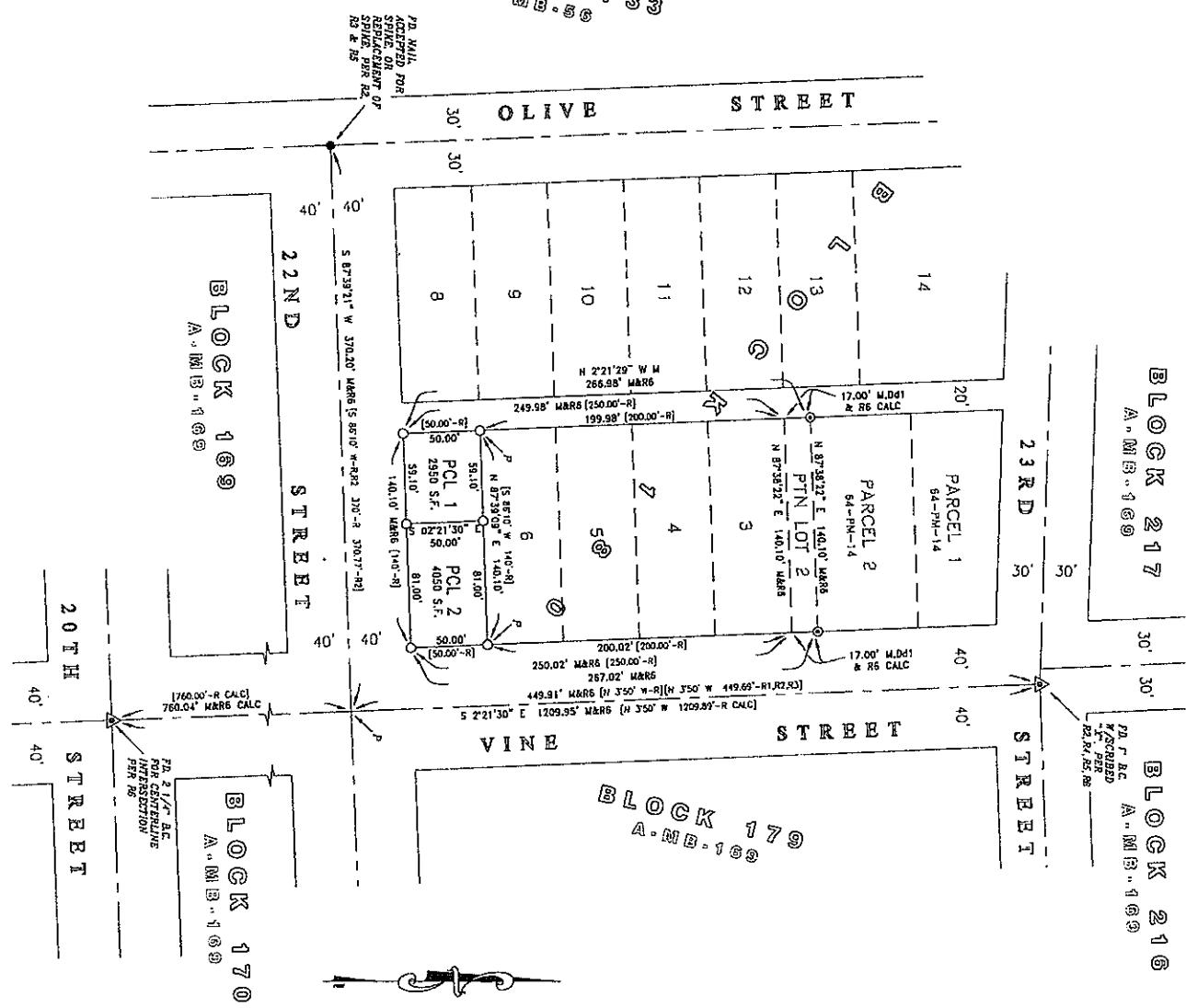
WITNESS MY HAND AND SEAL THIS _____ DAY OF _____, 2006.
 DENNIS FANSLER, CITY CLERK

RECORDER'S STATEMENT

FILED THIS _____ DAY OF _____, 2006, AT _____, CA.
 IN BOOK _____ OF PARCEL MAPS AT PAGES _____ AT THE
 REQUEST OF W. E. TOUCHON.
 DOC. NO.: _____ FEE: _____
 COUNTY RECORDER BY: _____ DEPUTY

TWIN CITIES SURVEYING, INC.
 615-C S. MAIN STREET / P.O. BOX 177
 TEMPLETON, CALIFORNIA 91465-0177
 SHEET 1 OF 2 (605) 434-1834 IN 04152

TRACT NO. 33
S-MB-50



BLOCK 217
A.M.B.-169

BLOCK 210
A.M.B.-169

BLOCK 170
A.M.B.-169

BLOCK 179
A.M.B.-169

PARCEL MAP PR 05-0023

BEING A SUBDIVISION OF LOT 7, OF BLOCK 180,
IN THE CITY OF EL PASO DE ROBLES,
AS PER MAP FILED IN BOOK 4, OF MAPS, PAGE 189,
COUNTY OF SAN LUIS OBISPO,
STATE OF CALIFORNIA.

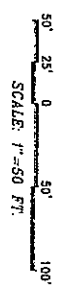
BASIS OF BEARINGS

THE BEARINGS SHOWN HEREON WERE OBTAINED BY THE BEARINGS SURVEYING, AND ENCLOSURE WITHIN THESE PLANS ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM (NAD 83) ZONE 9. THE MAIN MAPPING ANGLES FOR THE SITE IS 792 FT.

NOTE: DISTANCES SHOWN HEREON WERE OBTAINED BY THE BEARINGS SURVEYING, AND ENCLOSURE WITHIN THESE PLANS ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM (NAD 83) ZONE 9 TO OBTAIN GROUND DISTANCES. MULTIPLE GROUND DISTANCES BY THE COMBINED SCALE FACTOR: 0.99999028.

LEGEND

- = SET 1" IRON PIPE TAPPED "S 4445"
- = P.M. MONUMENT AS NOTED
- ⊙ = 4" P.D. IRON PIPE TAPPED "S 4445" PER P.M. MONUMENT AS NOTED, IN STANDARD
- △ = P.M. MONUMENT AS NOTED, IN STANDARD
- ▽ = POINT ESTABLISHED BY SIMPLE PROPORTION
- B.C. = BRASS CAP
- R = 1/4" MARB-169 (1989)
- R1 = 1/4" MARB-56 (1985)
- R2 = 3/4" RS-30 (1979)
- R3 = 3/4" RS-69 (1979)
- R4 = 6/8" RS-64 (1982)
- R5 = 55" PL-4 (2000)
- R6 = 64" PL-11/15 (2005)
- DH = 347-08-105



TWIN CITIES SURVEYING, INC.
615-C MAIN STREET, P.O. BOX 777
IDARFON (909) 431-1033
SHEET 2 OF 2

RESOLUTION NO. 07-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING PARCEL MAP PR 05-0023 FOR RECORDATION
(BARTH)

WHEREAS, the subdivider of tentative Parcel Map PR 05-0023, located at 2215 Vine Street, has requested recordation of the final map; and

WHEREAS, the parcel map allows for the creation of two (2) parcels on a 0.16 acre lot; and

WHEREAS, all conditions of approval for this subdivision have been satisfied by the subdivider; and

WHEREAS, City staff has reviewed the final parcel map and finds it to be in substantial conformance with the approved tentative map and technically correct.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the City Council of the City of Paso Robles does hereby approve the final map for Parcel Map PR 05-0023 and authorize the execution and recordation of the parcel map.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 3rd day of July, 2007 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Deborah D. Robinson, Deputy City Clerk

RESOLUTION NO. 07-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ANNEXING PARCEL 1 OF PARCEL MAP PR 05-0023 TO THE CITY'S
COMMUNITY FACILITIES DISTRICT NO. 2005-1

WHEREAS, the owner of the real property described in Exhibit 'A' has petitioned to annex Parcel 1 of Parcel Map PR 05-0023 into the Paso Robles Community Facilities District No. 2005-1 (Public Services).

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the City Council of the City of Paso Robles does hereby declare that the real property located in the City of Paso Robles, County of San Luis Obispo, as more particularly described in Exhibit "A" hereto, is hereby annexed into Community Facilities District 2005-1 and that the subject properties shall be subject to a tax lien of \$657 per dwelling unit per year, which, in turn, is subject to escalation based on a blend of the San Francisco Urban Consumer Price Index and Los Angeles Urban Consumer Price Index or two percent, whichever is greater.

SECTION 2. That the City Council of the City of Paso Robles does hereby declare that the current owner of the real property, according to the Consent and Election to Annex Real Property to an Existing Community Facilities District Petition for Formation of the District, is Doug and Mary Barth.

SECTION 3. That the City Council for the City of Paso Robles does hereby declare that the assessment for Parcel 1 of Parcel Map PR 05-0023 shall begin with Fiscal Year 2007-2008.

SECTION 4. That the City Council for the City of Paso Robles does hereby declare that the area annexed shall be designated as Annexation No. 05-015 to the Paso Robles Community Facilities District No. 2005-1.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 3rd day of July, 2007 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Deborah D. Robinson, Deputy City Clerk

EXHIBIT A

**CONSENT AND ELECTION TO ANNEX REAL PROPERTY TO AN EXISTING
COMMUNITY FACILITIES DISTRICT**

**CITY OF PASO ROBLES
COMMUNITY FACILITIES DISTRICT NO. 2005-1
(PUBLIC SERVICES)**

ANNEXATION NO. 05-015

Legal Description: Real property in the City of Paso Robles, County of San Luis Obispo, State of California, described as follows:

Parcel 1 of Parcel Map PR 05-0023 of the City of El Paso de Robles, in the City of Paso Robles, County of San Luis Obispo, State of California, according to map recorded _____ in Book _____ and Page _____ of Parcel Maps.

Names of the owners of the Annexed Property:

Douglas G. Barth, Trustee

Doug and Mary Barth Family Trust dated July 25, 2003