

TO: JAMES L. APP, CITY MANAGER
FROM: JOHN R. McCARTHY, DIRECTOR OF PUBLIC WORKS
SUBJECT: ACCEPTANCE OF PROPERTY FOR OPEN SPACE
DATE: JULY 20, 1999

Needs: For the City Council to adopt a Resolution accepting property for open space.

- Facts:**
1. Lots 76, 77, 78, & 79 of Tract 1425 were purchased by Gerald and Connie Smith.
 2. On May 24, 1999, the Community Development Director approved a lot line adjustment to re-configure these lots to make better use of the lots.
 3. A bike path/pedestrian access exists at the most northerly section of Lot 79.
 4. In re-configuring the lots, the property owner had no use for an approximate 15, 250 square foot area adjacent to an existing open space and was willing to dedicate this portion to the City, which has a bike/pedestrian path within it.

**Analysis
and**

Conclusion: The property owner wishes to offer this area to the City for open space purposes.

**Policy
Reference:** none

**Fiscal
Impact:** none

- Options:**
- A. That the City Council adopt the attached Resolution to accept an Offer of Dedication from Gerald and Connie Smith.
 - B. That the City Council amend, modify or reject the above option.

Attachments: (2)
1) Resolution
2) Offer of Dedication

**RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:**

CITY OF EL PASO DE ROBLES
ENGINEERING DIVISION
1000 SPRING STREET
PASO ROBLES, CA 93446

ATTN.: CITY ENGINEER

FOR RECORDERS USE ONLY

RESOLUTION NO. 99-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING AN OFFER OF DEDICATION FOR OPEN SPACE PURPOSES**

WHEREAS, Gerald and Connie Smith wish to offer property to the City; and

WHEREAS, the property will be used as open space, pedestrian and bike path purposes.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. That the City Council of the City of Paso Robles does hereby accept the Offer of Dedication and consent to the recordation of said Offer of Dedication by its duly authorized officers.

Section 2. That the City Council of the City of Paso Robles does hereby cause a certified copy of this resolution to be recorded in the Office of the County Clerk Recorder of San Luis Obispo County, State of California.

PASSED AND ADOPTED by the City Council of the City of Paso Robles, this 20th day of **July**, 1999, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Duane J. Picanco, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk

RECORDING REQUESTED BY
CHICAGO TITLE COMPANY
AND WHEN RECORDED MAIL THIS DEED AND, UNLESS
OTHERWISE SHOWN BELOW, MAIL TAX STATEMENTS TO:

City of El Paso de Robles
1000 Spring Street
Paso Robles, CA. 93446

Order No. _____

Escrow No. _____

SPACE ABOVE THIS LINE FOR RECORDER'S USE

QUITCLAIM DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$ NONE

unincorporated area City of

computed on the full value of the interest or property conveyed, or is

computed on the full value less the value of liens or encumbrances remaining at time of sale, and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
Gerald A. Smith and Connie L. Smith, Trustees of the Smith Family Trust dated March
2, 1994

hereby REMISE, RELEASE AND FOREVER QUITCLAIM to

The City of El Paso de Robles

the following described real property in the
County of San Luis Obispo, State of California:

6/24/99 PRAL 99-0094 Lot 1
Per Attached Exhibits A & B.

Dated June 22, 1999

Gerald A. Smith
Gerald A. Smith, Trustee
Connie L. Smith
Connie L. Smith, Trustee

STATE OF CALIFORNIA

COUNTY OF San Luis Obispo } SS.

On June 22, 1999 before me,

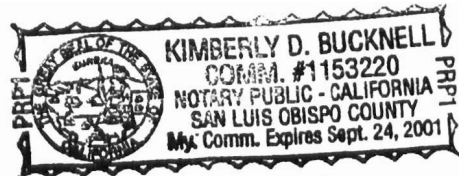
Kimberly D. Bucknell

a Notary Public in and for said County and State, personally appeared
Gerald A. Smith and Connie L. Smith

personally known to me (or proved to me on the basis of satisfactory
evidence) to be the person(s) whose name(s) is/are subscribed to the
within instrument and acknowledged to me that he/she/they executed the
same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s), or the entity upon behalf of
which the person(s), acted, executed the instrument.

WITNESS my hand and official seal

Kimberly D. Bucknell
Signature of Notary



FOR NOTARY SEAL OR STAMP

MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE: IF NO PARTY SO SHOWN, MAIL AS DIRECTED ABOVE
SAME AS ADDRESS AS SHOWN ABOVE

Name

Street Address

City, State & Zip

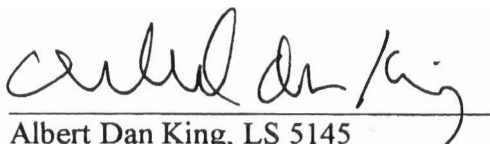
EXHIBIT "A"
PRAL 99-0094 Lot 1

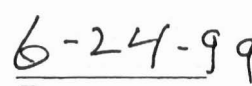
That portion of Lot 79 of Tract No. 1425 in the City of Paso Robles as recorded in Book 15 of Maps at Page 49, Records of San Luis Obispo County, California, being more particularly described as follows:

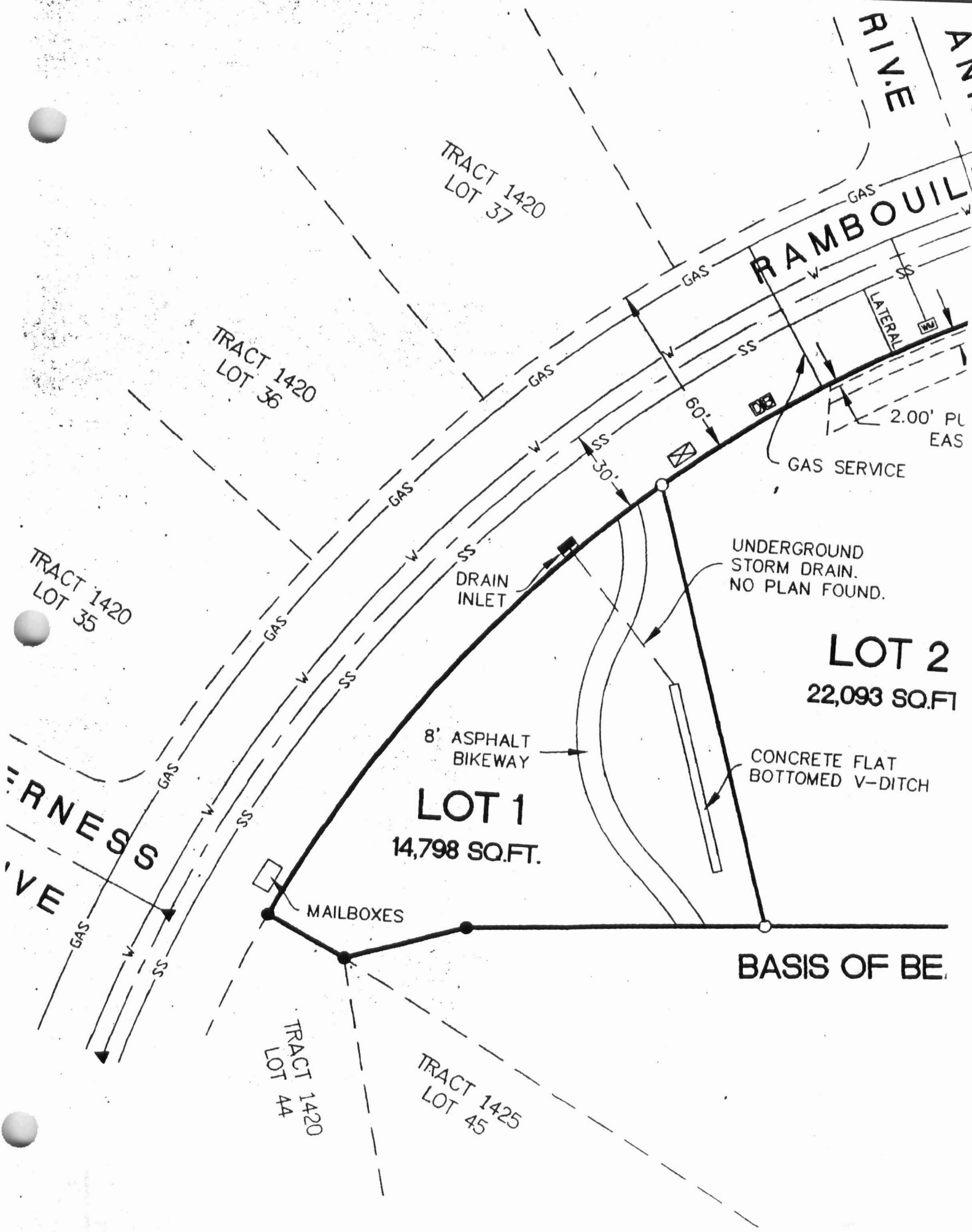
Beginning at the North terminus of one of the West lines of said Lot 79, said West line having a bearing of N03°45'51"W, thence S03°45'51"E 107.83 feet along said West line to the True Point of Beginning, thence N71°08'14"E 156.10 feet to a point on the Southwesterly Right-of-way line of Rambouillet Road; thence Northerly along said Right-of-way line through a curve concave to the Southwest having a radius of 470.00 feet through a central angle of 24°22'52" with an arc length of 200.00 feet to the most Northerly corner of said Lot 79; thence along the West lines of said Lot 79 S26°49'28"W 30.08 feet and S17°35'33"E 43.01 feet and S03°45'51"E 107.83 feet to the True Point of Beginning and containing 15250 square feet.

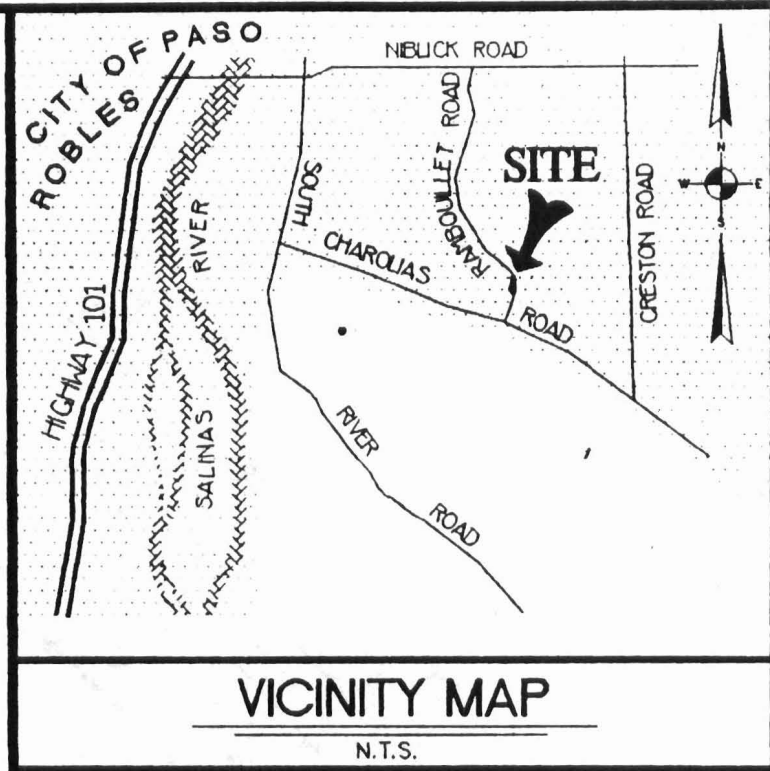
See Exhibit "B" attached.

This Lot is shown on the map recorded concurrently with this document in Book _____ of Records of Survey at Page _____, Records of said County and State.


Albert Dan King, LS 5145
(Exp. 6-30-~~99~~₀₃)


Date





NOTES:

1. RAMBOUILLET ROAD IS PAVED, AND HAS EXISTING CURB, GUTTER, SIDEWALK AS WELL.
2. ALL NEW PARCELS HAVE TWO DRIVEWAY OPENINGS, EXCEPT FOR LOT 2, WHICH HAS THREE; AND LOT 1 ONLY HAS A BIKEWAY.
3. DATA PER VISUAL SITE INSPECTION AND CONSTRUCTION PLANS FOR TRACT 1425 ON FILE IN CITY OFFICES.
4. ADDITIONAL UNDERGROUND UTILITIES MAY EXIST THAT ARE NOT SHOWN ON THIS MAP. THESE SHOULD BE LOCATED IN THE FIELD BEFORE CONSTRUCTION BEGINS.