

TO: JAMES L. APP, CITY MANAGER
FROM: JOHN R. McCARTHY, DIRECTOR OF PUBLIC WORKS
SUBJECT: ACCEPTANCE OF AN OFFER OF DEDICATION
DATE: OCTOBER 19, 1999



Needs: For the City Council to adopt a Resolution to accept an Offer of Dedication for public road purposes.

- Facts:**
1. The property owners, Charles and Michele Karp have applied for a building permit on a lot at the southeasterly corner of Kleck and Lyle.
 2. The Municipal Code allows the City to require property owners to dedicate property for public road purposes.
 3. Kleck Road is a public road while Lyle Lane is a private road.

Analysis and

Conclusion: Staff requests that the City Council adopt the attached Resolution accepting the roadway dedication for Kleck Road.

Policy

Reference: Municipal Code, Section 17.04.020 D(f).

Fiscal

Impact: This dedication will provide additional right-of-way giving the City the responsibility for its maintenance.

- Options:**
- A. That the City Council adopt the attached Resolution accepting the offer of Dedication for Kleck Road.
 - B. Amend, modify, or reject the above options.

Attachments: (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 DEDICATOIN FOR PUBLIC ROAD PURPOSES (KLECK)**

WHEREAS, the City has received an Offer of Dedication from Charles and Michele Karp; and

WHEREAS, this Offer of Dedication is for public road 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 19th day of **October**, 1999, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Duane J. Picanco, Mayor

ATTEST:

Shari Ryan, Deputy City Clerk

**RECORDING REQUESTED BY, AND
WHEN RECORDED MAIL TO:**

CITY ENGINEER
CITY OF EL PASO DE ROBLES
1000 SPRING STREET
PASO ROBLES, CALIF. 93446

APN 025-011-019

IRREVOCABLE AND PERPETUAL

OFFER TO DEDICATE PUBLIC RIGHT-OF-WAY

THIS IRREVOCABLE AND PERPETUAL OFFER TO DEDICATE PUBLIC RIGHT-OF-WAY is made effective the 1st day of October, 1999, by Charles E. Karp and Michele L. Karp, hereinafter termed "Grantor";

WHEREAS, said Grantor desires to make an offer to dedicate, irrevocably, to the public, right-of-way for road purposes, which offer may be accepted at any time by any governmental entity which has the power to establish, construct and maintain roads.

NOW, THEREFOR, said Grantor covenants and promises as follows:

1. That Grantor is the owner of real property described in Exhibit "A" (the "Property") attached hereto and incorporated herein by this reference, located within the City of Paso Robles, County of San Luis Obispo, State of California.
2. That Grantor does irrevocably and in perpetuity offer to such a governmental entity a dedication of permanent right-of-way in, upon, over, under, and across that portion of the Property depicted as Right-of-Way on Exhibit "B" attached hereto and incorporated herein by this reference for construction, reconstruction, inspection, repair, replacement, installation, enlargement, diminution, use, operation, alteration, removal and / or maintenance of a public road.
3. That until such time as the above offer of dedication is accepted by such a governmental entity, Grantor shall have the right to the use of said road parcel as planting and landscaping.
4. That said Grantor agrees that said offer of dedication shall be irrevocable and that such a governmental entity may, at any time in the future, accept said offer of dedication of the public right-of-way.
5. That said Grantor agrees that this irrevocable and perpetual offer of dedication is and shall be binding on its heirs, legatees, successors and assigns.

EXHIBIT "A"

Legal Description

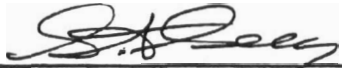
Lot 196 of the Associated Almond Growers' Orchard Bungalow Tract, in the City of Paso Robles, County of San Luis Obispo State of California, as per Map recorded in Book 2, Page 55 of Maps, in the Office of the County Recorder of said County.

EXHIBIT "B"

RIGHT-OF-WAY

A portion of Lot 196 of the Map of Associated Almond Growers' Orchard Bungalow Tract, filed in Book 2 of Maps, Page 55, in the County Recorder's Office, County of San Luis Obispo, State of California; being more particularly described as follows:

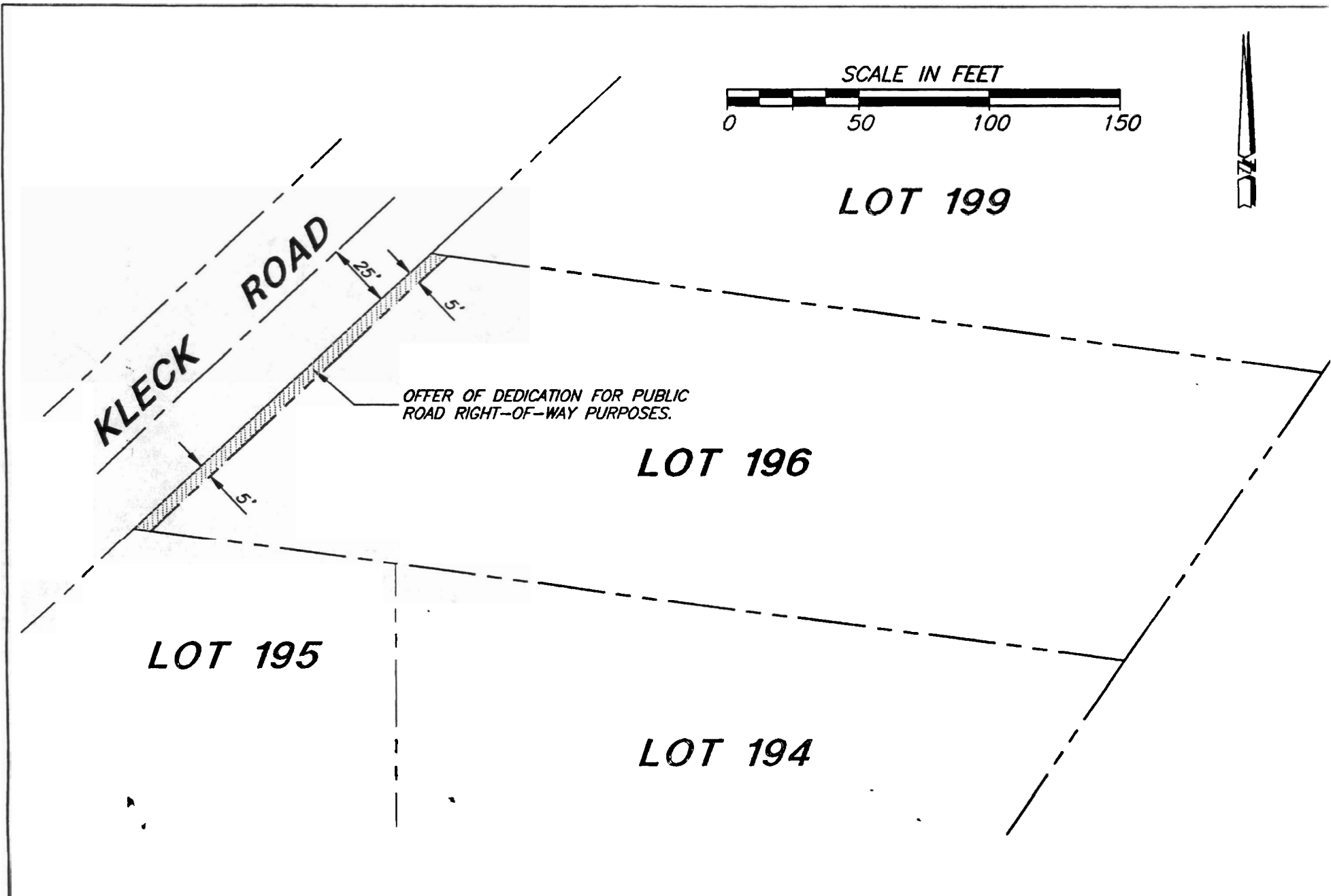
A strip land 5 feet in width, measured at right angles to the northwest boundary of said Lot 196, lying southeasterly of and adjacent to the northwesterly boundary of said lot 196; the sidelines of said strip shall be lengthened or shortened to intersect the northerly and the southerly boundary of said Lot 196; containing 779 square feet, more or less; according to the attached Exhibit "C".



Stuart W. Soles, LS # 6733 Exp. 9/00

Engineering Development Associates, Inc.





PREPARED BY:
EDA ENGINEERING DEVELOPMENT ASSOCIATES
 1525 LYLE AVE NE PASO ROBLES, CA 94448 925/267-0000
 1525 LYLE AVE NE PASO ROBLES, CA 94448 925/267-0000

EXHIBIT "C"

BEING A PORTION OF LOT 196 OF THE ASSOCIATED ALMOND GROWERS ORCHARD BUNGALOW TRACT; LOCATED IN THE CITY OF PASO ROBLES

**1525 LYLE AVE NE
 CITY OF PASO ROBLES**