

**TO:** James L. App, City Manger

**FROM:** Robert A. Lata, Community Development Director

**SUBJECT:** Acceptance of Public Improvement – Tract 2350 (Phases 1 & 2 Lots 1-91)  
(Weyrich Development Company)

**DATE:** August 19, 2003

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**Needs:** That the City Council authorize the acceptance of public improvements resulting from the development of Tract 2350 into the City's maintenance system.

**Facts:**

1. On October 15, 2002, the City Council accepted Tract 2350 for recordation and executed a Subdivision Improvement Agreement with the Developer of this subdivision.
2. This subdivision is located on Golden Hill Road and Rolling Hills Road, north of Creston Road (see Vicinity Map, Exhibit A).
3. The public improvements have been constructed to the satisfaction of City staff.
4. The Subdivider has constructed the following streets 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>
Vista Cerro	1000 feet n/o Solida Del Sol	600 feet s/o Solida Del Sol	0.30
Solida Del Sol	Golden Hill Road	1,100 feet n/o Golden Hill Rd.	0.21
Hacienda Circle	Rolling Hills Road		0.53

5. At their meeting of August 5, 2003, the City Council continued discussion to a future meeting.

**Analysis  
And**

**Conclusion:** The public improvements, which the developer was required to install for this subdivision, have been completed. Further, the City will 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.

Erosion control and damage as a result of on site soil erosion will remain to be the responsibility of the property owners.

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. 03-xxx accepting the public improvements of Tract 2350 Phases 1 & 2 (Lots 1-91) into the City's maintenance system, and authorizing the release of Performance and Payment Bonds upon the posting of a Maintenance Bond in the amount of \$500,000.
- b.** Amend, modify or reject the above option.

Attachments: (2)

- 1. Vicinity Map - Exhibit A
- 2. Resolution

RESOLUTION NO. 03 -

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
ACCEPTING PUBLIC IMPROVEMENTS FOR TRACT 2350 PHASES 1 & 2 ( LOTS 1-91) (WEYRICH  
DEVELOPMENT COMPANY) CONSTRUCTED PURSUANT TO THE SUBDIVISION IMPROVEMENT  
AGREEMENT, AUTHORIZING RELEASE OF THE PAYMENT AND PERFORMANCE BONDS, AND  
AUTHORIZING RELEASE OF MAINTENANCE SECURITIES ONE YEAR FROM DATE OF  
ACCEPTANCE OF THE PUBLIC IMPROVEMENTS

WHEREAS, Tract 2350 was accepted October 15, 2002, for recordation, and a Subdivision Improvement Agreement was entered into; and

WHEREAS, all public improvements required as Conditions of Approval for this subdivision 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 or roads 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>
Vista Cerro	1,000 feet n/o Solida Del Sol	600 feet s/o Solida Del Sol	0.30
Solida Del Sol	Golden Hill Road	1,100 feet n/o Golden Hill Rd.	0.21
Hacienda Circle	Rolling Hills Road		0.53

WHEREAS, Subdivider has requested that the City accept said public improvements and authorize the release of improvement securities furnished by Subdivider pursuant to the terms and conditions of the Subdivision Improvement Agreement.

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 the subdivision on Vista Cerro and Solida Del Sol of Tract 2350 Phases 1 & 2 (Lots 1-91) be accepted into the City's maintenance system, approximately 0.51 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 \$500,000 the payment bond \$2,500,000 and the performance bond \$5,000,000 guaranteeing construction of these public improvements may be released.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 19th day of August 2003 by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

\_\_\_\_\_  
Frank R. Mecham, Mayor

ATTEST:

\_\_\_\_\_  
Sharilyn M. Ryan, Deputy City Clerk

# EXHIBIT A



**eda** design  
professionals

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Tract 2350 Phases 1 & 2

Lots 1 ~ 91