

TO: James L. App, City Manger

FROM: Robert A. Lata, Community Development Director

SUBJECT: Acceptance of Offer of Dedication and Grant of Easement (Lamb, Spring Street)

DATE: February 15, 2005

Needs: That the City Council authorize the acceptance of an Irrevocable and Perpetual Offer of Dedication for public road purposes and a Grant of Easement for temporary construction purposes provided by Robert Lamb related to the development of a residential duplex at 3016 Spring Street.

Facts:

1. The City has received a two-foot wide Irrevocable and Perpetual Offer of Dedication for public road purposes adjacent to property at 3016 Spring Street.
2. The City has received a 20-foot wide Grant of Easement for temporary reconstruction of a driveway and grading to accommodate street improvements on property located at 3016 Spring Street.

**Analysis
And**

Conclusion: Robert Lamb has requested occupancy of a residential duplex located at 3016 Spring Street. In order to satisfy the conditions of approval of PD 03-014 Lamb is required to construct widening of Spring Street. Lamb's frontage is the only parcel on the east side of Spring Street between 30th Street and 32nd Street that is currently subject to this requirement. Constructing the improvements at this time would create significant transition issues with adjacent properties. Therefore, Lamb has chosen to make a deposit to the City's curb and gutter fund in lieu of the construction.

A two-foot offer of dedication of public right-of-way is required along Lamb's frontage in accordance with the Spring Street Master Plan. A Grant of Easement for temporary construction of a new driveway and grading is necessary to accommodate the new improvements at the time they are ultimately constructed.

**Policy
Reference:** Paso Robles Municipal Code Section 17.04.020

**Fiscal
Impact:** none

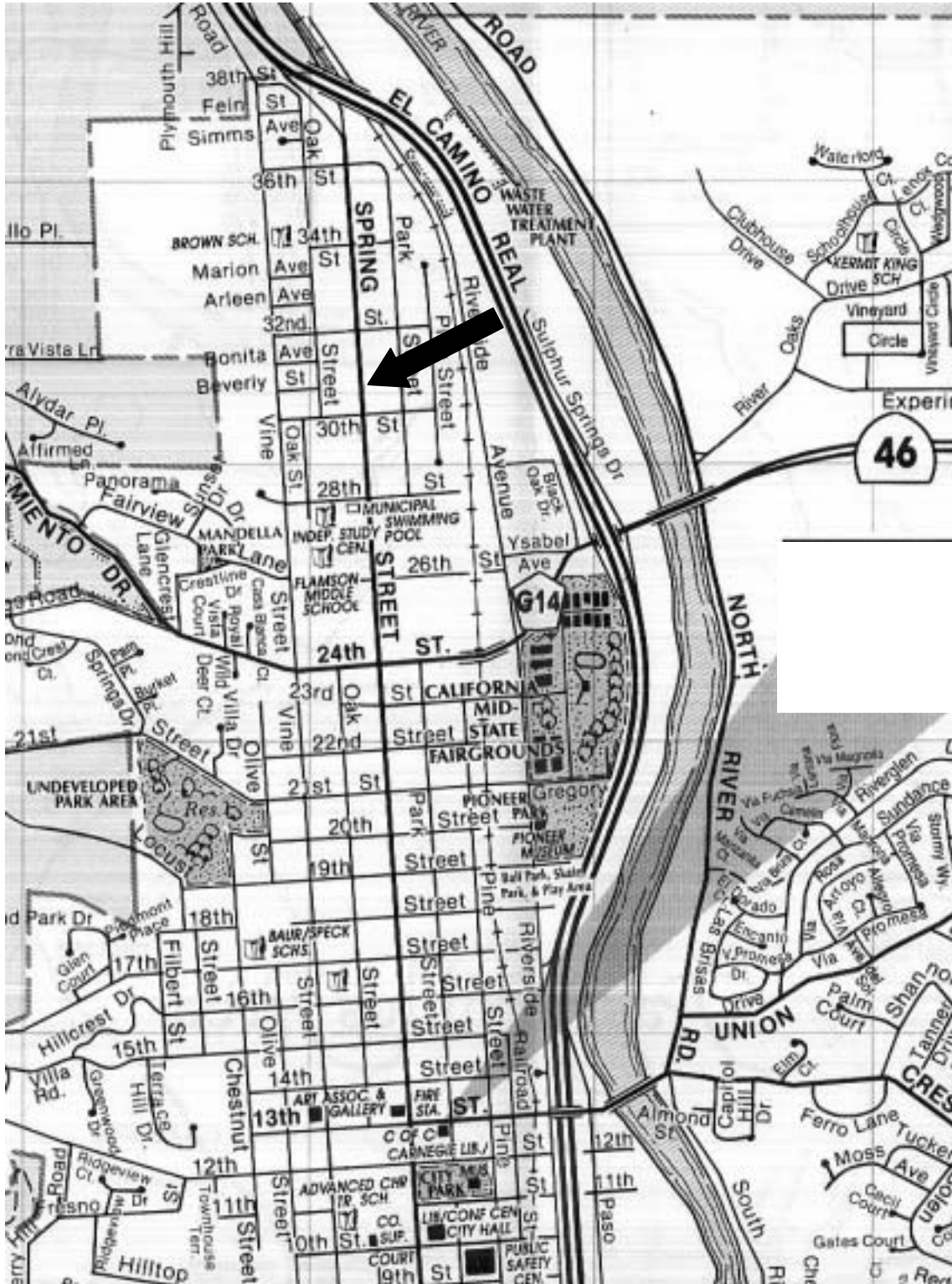
Options:

- a. (1) Adopt Resolution No. 05-xx accepting the two-foot Irrevocable and Perpetual Offer of Dedication for road purposes along the east side of Spring Street.
- (2) Adopt Resolution No. 05-xx accepting the 20-foot wide Grant of Easement for a temporary construction easement at 3016 Spring Street.
- b. Amend, modify, or reject the above option.

Attachments: (3)

1. Vicinity Map
2. Offer of Dedication & Grant of Easement
3. Resolution

VICINITY MAP
3016 SPRING STREET
ROBERT M. LAMB FAMILY TRUST



RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

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

FOR RECORDER USE ONLY

**IRREVOCABLE & PERPETUAL
OFFER TO DEDICATE**

THIS OFFER TO DEDICATE, made the 19th day of January, ~~2000~~ ²⁰⁰⁵, by
Robert Lamb, Trustee of the **, hereinafter termed "**OFFEROR**";

WHEREAS, said **OFFEROR** ^{** Robert M. Lamb Family Trust, dated June 3, 2003} desires to make an offer to dedicate, irrevocably, to the public, an easement for public 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, THEREFORE, said **OFFEROR** covenants and promises as follows:

1. That said **OFFEROR** is the owner of the following interest described below:

SEE ATTACHED EXHIBIT "A"

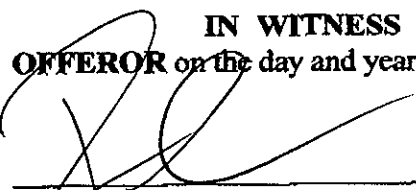
2. That said **OFFEROR** does hereby irrevocably and in perpetuity offer to such a governmental entity a dedication of a public right-of-way for road purposes and incidental uses upon the following described property:

SEE ATTACHED EXHIBIT "B"

3. That until such time as the above offer of dedication is accepted by such a governmental entity, all owners of property contiguous to the above described road parcel shall have the right to the use of said road parcel as a private road.
4. That said **OFFEROR** agrees that said offer of dedication shall be irrevocable and that such a government entity may, at any time in the future, accept said offer of dedication of the public right-of-way.

5. That said **OFFERER** agrees that this irrevocable and perpetual Offer to Dedicate is and shall be binding on his heirs, legatees and assignees.

IN WITNESS WHEREOF, this **Offer to Dedicate** is hereby executed by the said **OFFEROR** on the day and year first above written.



Offeror Robert M. Lamb



Date

Offeror

Date

(SIGNATURE[S] MUST BE NOTARIZED)

Dated: 1/19/05

State of California }
County of San Luis Obispo }

On 1/19/05 Before me, Christine A. Hartley
personally appeared Robert M. Lamb
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 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.

(Signature of Notary Public)

(This area for Notary Seal)



Exhibit "A"

The Southerly half of the Westerly half of Lot 3 in Block 204 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 October 25, 1889 in Book A, Page 169 of Maps, in the office of the County Recorder of said County.

Assessor's Parcel No. 008-071-005

Exhibit "B"

The Westerly 2 feet of the Southerly half of the Westerly half of Lot 3 in Block 204 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 October 25, 1889 in Book A, Page 169 of Maps, in the office of the County Recorder of said County.

RECORDING REQUESTED BY:
Fidelity National Title Company

When Recorded Mail Document
and Tax Statement To:
City Engineer/City of Paso Robles
1000 Spring Street
Paso Robles, CA 93446

APN: 008-071-005

GRANT OF EASEMENT

SPACE ABOVE THIS LINE FOR RECORDER'S USE

The undersigned grantor(s) declare(s)
Documentary transfer tax is \$0.00 City Transfer Tax \$0.00

- [] computed on full value of property conveyed, or
[] computed on full value less value of liens or encumbrances remaining at time of sale,
[] Unincorporated Area City of El Paso de Robles

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, Robert Lamb, Trustee of the Robert M. Lamb Family Trust, dated June 3, 2003


hereby GRANT(S) to City of El Paso de Robles

the following described real property in the City of El Paso de Robles, County of San Luis Obispo, State of California,
as an easement for the purposes of ☒ driveway reconstruction and grading to conform
to new street improvements

See Exhibit "A" attached hereto

DATED: January 19, 2005

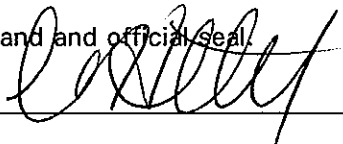
STATE OF CALIFORNIA
COUNTY OF San Luis Obispo
ON 1/19/05 before me,
Christine A. Hartley personally appeared
Robert Lamb


Robert Lamb, Trustee

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.

Signature





MAIL TAX STATEMENTS AS DIRECTED ABOVE

Exhibit "A"

The Westerly 20 feet of the Southerly half of the Westerly half of Lot 3 in Block 204 of the City of Paso Robles, in the City of Paso Robles, County of San Luis Obispo, State of California, according to map recorded October 25, 1889 in Book A, Page 169 of Maps, in the office of the County Recorder of said County.

Assessor's Parcel No. 008-071-005

RESOLUTION NO. 05-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING AN IRREVOCABLE AND PERPETUAL OFFER OF DEDICATION
FOR ROAD PURPOSES (LAMB, 3016 SPRING STREET)

WHEREAS, the City has received a two-foot wide Irrevocable and Perpetual Offer of Dedication from Robert Lamb for an easement for public road purposes located at 3016 Spring Street.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the City Council accept the two-foot wide Irrevocable and Perpetual Offer of Dedication for public road purposes provided by Robert Lamb located at 3016 Spring Street and authorize its execution and recordation.

ADOPTED by the City Council of the City of El Paso de Robles at a regular meeting of said Council held on the 15th day of February 2005 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk

RESOLUTION NO. 05-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING A GRANT OF EASEMENT FOR
A TEMPORARY CONSTRUCTION EASEMENT
(LAMB, 3016 SPRING STREET)

WHEREAS, the City has received a 20-foot wide Grant of Easement from Robert Lamb for a temporary construction easement located at 3016 Spring Street.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the City Council accept the 20-foot wide Grant of Easement for a temporary construction easement provided by Robert Lamb located at 3016 Spring Street and authorize its execution and recordation.

ADOPTED by the City Council of the City of El Paso de Robles at a regular meeting of said Council held on the 15th day of February 2005 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk