

TO: James L. App, City Manager

FROM: Robert A. Lata, Community Development Director

SUBJECT: Acceptance of Parcel Map 03-304 for Recordation and Annexation into the Landscape and Lighting Maintenance District (Egger)

DATE: February 1, 2005

Needs: That the City Council consider steps toward finalizing development plans for a residential development and subdivision.

Facts:

1. Applicants Joseph and Mary Egger have requested that Parcel Map PR 03-304 be accepted by the City for recordation. PR 03-304 is located on the east side of Prospect Avenue just south of Bella Vista Court.
2. The applicant has signed a petition and voted in favor of annexation into the Landscape and Lighting District.

**Analysis
and**

Conclusion: Parcel Map PR 03-304 was tentatively approved by the Planning Commission on January 13, 2004. All conditions imposed by the Planning Commission have been satisfied.

Policy

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

Fiscal

Impact: None.

Options:

- a. **(1)** Adopt Resolution No. 05-xx accepting the recordation of Parcel Map PR 03-304, a four-lot residential subdivision located on the east side of Prospect Avenue, south of Bella Vista Court; and
- (2)** Adopt Resolution No. 05-xx annexing Parcel Map PR 03-304 into the Landscape and Lighting District.
- b. Amend, modify or reject the above option.

Attachments: (3)

- 1) Reduced size parcel map w/Vicinity Map
- 2) Resolution Final Map
- 3) Resolution L & L

OWNER'S STATEMENT

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

WE HEREBY OFFER TO DEDICATE TO THE PUBLIC AN EASEMENT FOR ROAD PURPOSES AND AN EASEMENT FOR TREE PLANTING PURPOSES AS DELINEATED ON THIS MAP.

WE HEREBY RESERVE TO OURSELVES, OUR HEIRS, AND ASSIGNS FOR THE USE AND BENEFIT OF THE SEVERAL PUBLIC UTILITY COMPANIES WHICH ARE AUTHORIZED TO SERVE IN SAID SUBDIVISION, EASEMENTS FOR PUBLIC UTILITY PURPOSES, DELINEATED ON SAID MAP AS "PUBLIC UTILITY EASEMENT" OR "P.U.E.". WE ALSO RESERVE TO OURSELVES, OUR HEIRS, AND ASSIGNS, PRIVATE ACCESS EASEMENTS FOR THE USE AND BENEFIT OF THE PRESENT OR FUTURE OWNERS OF THE LOTS AFFECTED BY SUCH EASEMENTS AS DELINEATED ON SAID MAP.

JOSEPH A. EGGER _____ MARY B. EGGER _____

NOTARY ACKNOWLEDGMENT

STATE OF _____ COUNTY OF _____

ON _____ BEFORE ME _____ PERSONALLY APPEARED _____ JOSEPH A. EGGER AND MARY B. EGGER PERSONALLY KNOWN TO ME OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME IN THEIR AUTHORIZED CAPACITY AND THAT BY THEIR SIGNATURE ON THE INSTRUMENT THE PERSONS, OR THE ENTITY UPON BEHALF OF WHICH THE PERSONS ACTED, EXECUTED THE INSTRUMENT.

SIGNATURE _____
PRINTED NAME _____
COMMISSION # _____ EXP. DATE _____
COUNTY OF _____

CITY CLERK'S STATEMENT

I, DENNIS FANSLER, CITY CLERK OF THE CITY OF PASO ROBLES, CALIFORNIA, HEREBY STATE THAT THE CITY COUNCIL OF SAID CITY DID ON THE _____ DAY OF _____ 2003 APPROVE THE MAP OF PARCEL MAP PR 03-304 SHOWN HEREON AND ACCEPTED THE OFFER OF DEDICATION FOR ROAD PURPOSES AND TREE PLANTING EASEMENT.

WITNESS MY HAND AND SEAL THIS _____ DAY OF _____ 2003.

CITY CLERK, DENNIS FANSLER

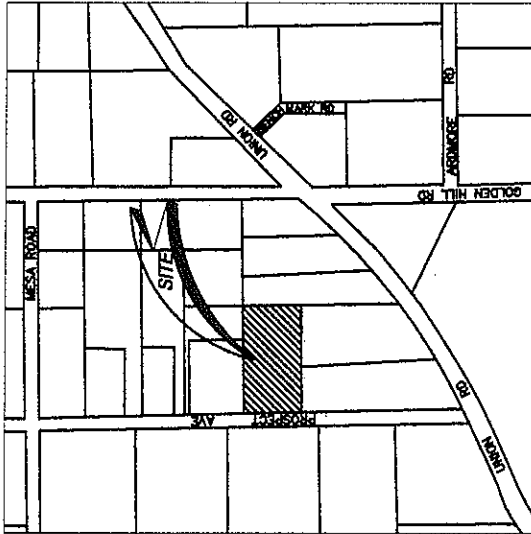
BENEFICIARY

CITIBANK SERVICE CORPORATION AS TRUSTEE/BENEFICIARIES UNDER A DEED OF TRUST DATED MAY 21, 2003 AS INSTRUMENT NO. 2003-055147 OF OFFICIAL RECORDS OF SAN LUIS OBISPO COUNTY, CA.

FOR CITIBANK SERVICE CORPORATION

PARCEL MAP PR 03-304

BEING A DIVISION OF
LOT 20
OF PROSPECT HEIGHTS
PER 3 MAPS 19
CITY OF PASO ROBLES
SAN LUIS OBISPO COUNTY
STATE OF CALIFORNIA



VICINITY MAP
NO SCALE

NOTARY ACKNOWLEDGMENT

STATE OF _____ COUNTY OF _____

ON _____ BEFORE ME _____ PERSONALLY APPEARED _____ NOTARY PUBLIC, FOR THE STATE OF _____ PERSONALLY KNOWN TO ME OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME IN THEIR AUTHORIZED CAPACITY AND THAT BY THEIR SIGNATURE ON THE INSTRUMENT THE PERSONS, OR THE ENTITY UPON BEHALF OF WHICH THE PERSONS ACTED, EXECUTED THE INSTRUMENT.

SIGNATURE _____
PRINTED NAME _____
COMMISSION # _____ EXP. DATE _____
COUNTY OF _____

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 LOCAL ORDINANCES AT THE REQUEST OF JOSEPH A. EGGER IN MAY, 2003. I HEREBY STATE THAT THIS PARCEL MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP, IF ANY.

DANIEL J. STEWART—PCE 14894—Exp 3/31/05

MONUMENT STATEMENT

I, DANIEL J. STEWART, HEREBY STATE THAT ALL MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS MARKED ON THE INSTRUMENTS SHOWN HEREON ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

DATED _____ DANIEL J. STEWART—PCE 14894—Exp 3/31/05

CITY ENGINEER'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THE ANNOTED MAP ENTITLED PARCEL MAP PR 03-304 THAT THE SUBDIVISION AS SHOWN HEREON IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP, IF REQUIRED, AND ANY APPROVED ALTERATIONS THEREOF AND THAT ALL PROVISIONS OF THE SUBDIVISION MAP ACT OF THE STATE OF CALIFORNIA AND OF ANY LOCAL ORDINANCES COMPLIED AT THE TIME OF THE APPROVAL OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH AND THAT I AM SATISFIED THAT THIS MAP IS TECHNICALLY CORRECT.

DATE _____
JOHN B. FALGOUTS, CITY ENGINEER
CITY OF PASO ROBLES
P.C.E. 33760 Exp 6/30/06

CITY PLANNING COMMISSION STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THIS MAP AND THAT I AM SATISFIED THAT THIS MAP CONFORMS WITH THE ACTION TAKEN BY THE CITY OF PASO ROBLES FOR PARCEL MAP PR 03-304 ON _____

ROBERT A. LAZA _____ DATE _____
COMMUNITY DEVELOPMENT DIRECTOR

COUNTY RECORDER'S STATEMENT

FILED THIS _____ DAY OF _____ 2003 AT _____ M
IN BOOK _____ OF PARCEL MAPS AT PAGE _____ AT THE REQUEST OF
DANIEL J. STEWART.

FEE _____ COUNTY RECORDER

DOC. NO. _____ DEPUTY RECORDER

DANIEL J. STEWART & ASSOC.
ENGINEERS & SURVEYORS
597 12th STREET / PAL 903 2038
PASO ROBLES, CA 93446

SHEET 1 OF 2

MSR74

PARCEL MAP PR 03-0304

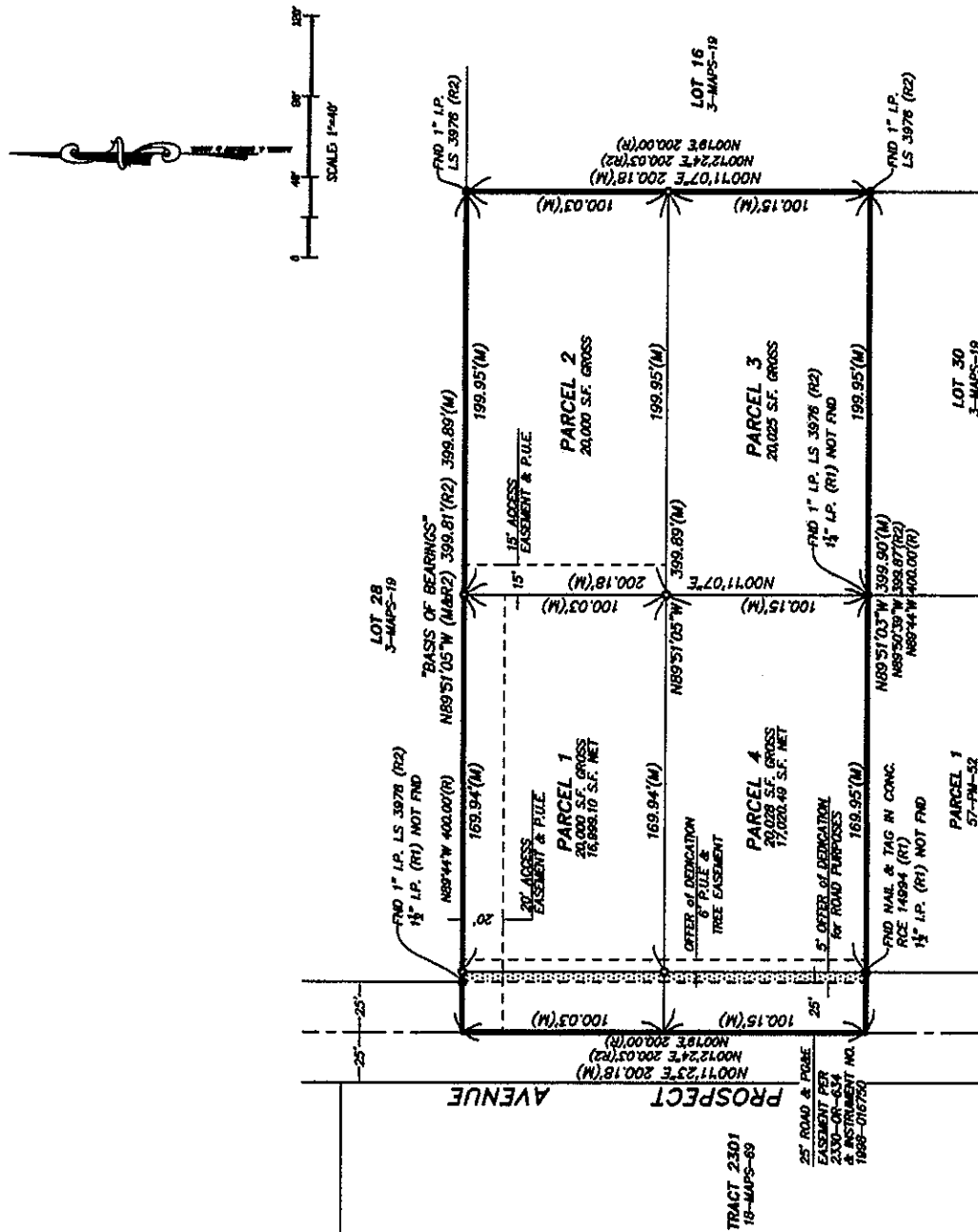
BEING A DIVISION OF
LOT 29
OF PROSPECT HEIGHTS
PER 3 MAPS 19
CITY OF PASO ROBLES
SAN LUIS OBISPO COUNTY
STATE OF CALIFORNIA

LEGEND

R = 3-MPS-19
R-1 = 57-PW-51-52
R-2 = 38-LS-35
● = FOUND MONUMENT AS NOTED
○ = SET 1/2" REBAR w/CAP ROE 14904

BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS SURVEY IS
BETWEEN FOUND MONUMENTS ON THE NORTH LINE
OF LOT 29 AS SHOWN AND NOTED AS N80°51'05"W
PER 38-LS-35.



DANIEL J. STEWART & ASSOC.
ENGINEERS & SURVEYORS
597 1244 STREET / P.O. BOX 2038
PASO ROBLES, CA 93446

RESOLUTION NO. 05-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING AND APPROVING THE EXECUTION AND RECORDATION
OF THE FINAL MAP FOR PARCEL MAP PR 03-304 (EGGER)

WHEREAS, the Subdivider has met all conditions of the tentative map; 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 PR 03-304, and authorize the execution and recordation of the parcel map.

SECTION 2. That the City Council of the City of Paso Robles accept the offers of dedication for Prospect Avenue and public utility and tree easements as shown on the final map.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 1st day of February, 2005 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

The City of El Paso de Robles
Public Works Department
1000 Spring Street
Paso Robles, CA 93446

Attn.: Ditas Esperanza

FOR RECORDERS USE ONLY

RESOLUTION NO. 05-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ANNEXING PR 03-304 AS PART OF SUBAREA 90 TO THE
“PASO ROBLES LANDSCAPE AND LIGHTING DISTRICT NO. 1”
(STREETS AND HIGHWAYS CODE SECTIONS 22500, ET SEQ.)

WHEREAS, the owner of the real property described in Exhibit ‘A’ has petitioned for annex PR 03-304 into the Paso Robles Landscape and Lighting District No. 1 (“District”).

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED 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 the District and that all landscape and lighting improvements required as conditions of approval of PR 03-304 be installed by the developer.

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 Petition for Formation of the District, is Joseph A. Egger & Mary B. Egger.

SECTION 3. That the City Council for the City of Paso Robles does hereby declare that the assessment for PR 03-304 shall begin with Fiscal Year 2005-2006.

SECTION 4. That the City Council for the City of Paso Robles does hereby declare that the area annexed shall be designated Paso Robles Landscape and Lighting District No. 1, as part of Sub-Area 90.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 1st day of February 2005 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk

Exhibit "A"

Lot 29 of Prospect Heights, in the City of El Paso de Robles, County of San Luis Obispo, State of California, according to map filed for record January 9, 1923 in Book 3, Page 19 of Maps, in the office of the County Recorder