

**TO:** James L. App, City Manager  
**FROM:** Ron Whisenand, Community Development Director  
**SUBJECT:** Acceptance of Parcel Map 02-0250 for Recordation and Annexation No. 06-0x to Community Facilities District No. 2005-1 for Public Services (Oeck)  
**DATE:** September 19, 2006

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**Needs:** That the City Council consider steps toward finalizing development plans for a residential development and subdivision, including authorizing the approval of the annexation of Parcels 1 of Parcel Map 02-0250 into the existing Community Facilities District (CFD) No. 2005-1 for Public Services.

- Facts:**
1. Applicants Kim and Robert Oeck have requested that Parcel Map PR 02-0250 be accepted by the City for recordation. PR 02-0250 is located between 4<sup>th</sup> and 6<sup>th</sup> Streets, west of Olive Drive.
  2. The owners of the above property were required to annex any newly created parcels to the Community Facilities District as a condition of approval of Tentative Parcel Map PR 02-0250.
  3. Resolution No. 05-063 adopted by City Council on April 5, 2005, authorizes the City to annex to CFD 2005-1, properties which will be assessed only for eligible public services, without further public hearings or formal elections upon receipt of written consent from the owners.
  4. The owners of Parcel Map PR 02-0250 have given consent and approval that Parcel 1 be annexed to CFD No. 2005-1. The owners have agreed and intend that such consent and approval constitutes election to annex to CFD No. 2005-1 and approval of the authorization for the levy of the Special Tax within the property. (see Exhibit A)

**Analysis  
and**

**Conclusion:** Parcel Map PR 02-0250 was tentatively approved by the Planning Commission on June 28, 2005. All conditions imposed by the Planning Commission have been satisfied.

Annexation to the City's CFD 2005-1 is necessary to mitigate projected adverse fiscal impacts of new residential development

**Policy**

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

**Fiscal**

**Impact:** With annexation to the CFD, none.

**Options:** That the City Council accept the subject map and agreement by taking the following actions:

- a.
  - (1) Adopt Resolution No. 06-xx certifying and adding Parcel 1 of Parcel Map PR 02-0250 to CFD No. 2005-1, and directing the City Clerk to record the Amendment to the Notice of Special Tax Lien; and
  - (2) Adopt Resolution No. 06-xx accepting the recordation of Parcel Map PR 02-0250, a one-lot, with remainder parcel, residential subdivision located between 4<sup>th</sup> and 6<sup>th</sup> Streets, west of Olive Drive.
- b. Amend, modify, or reject the above option.

Attachments: (4)

- 1) Exhibit A from Consent & Election to CFD
- 2) Vicinity/Reduced size parcel map
- 3) Resolution CFD
- 4) Resolution Final Map

**EXHIBIT A**

**CONSENT AND ELECTION TO ANNEX REAL PROPERTY TO AN EXISTING  
COMMUNITY FACILITIES DISTRICT**

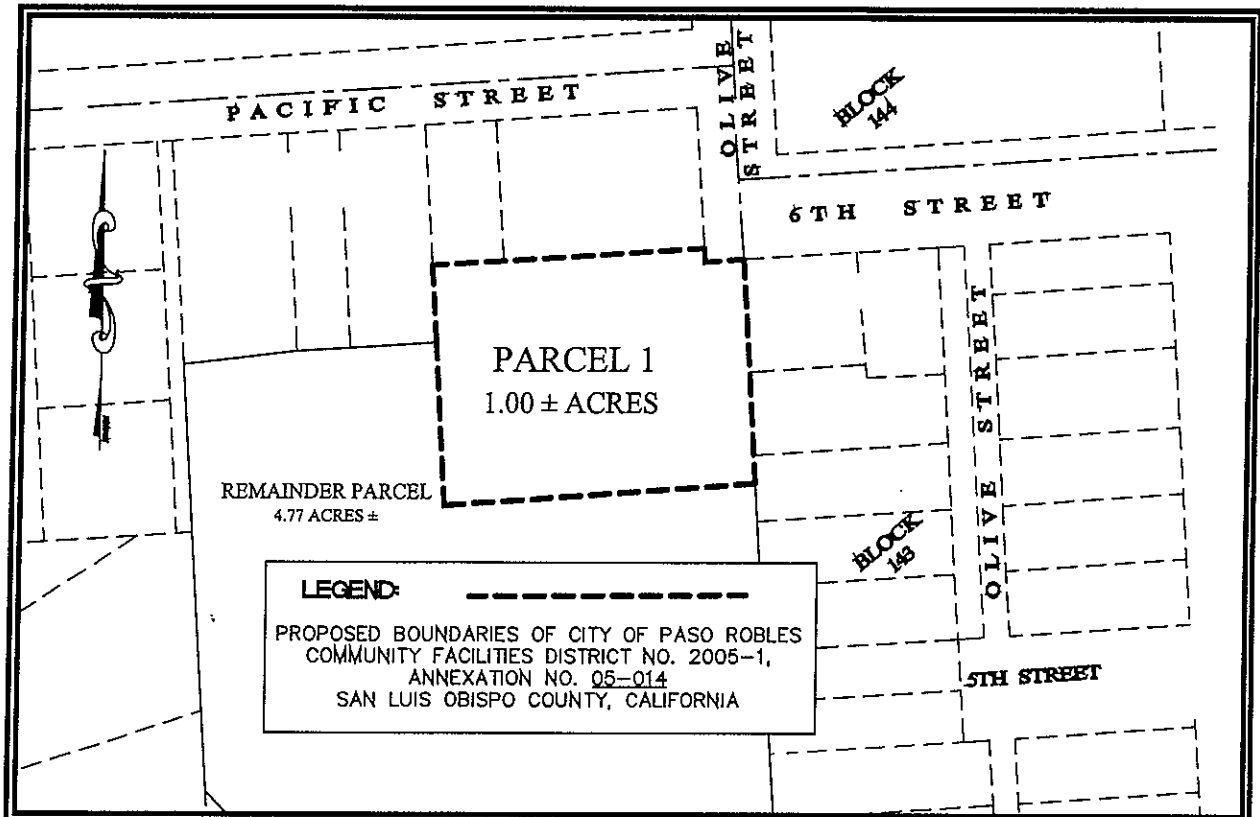
**CITY OF PASO ROBLES  
COMMUNITY FACILITIES DISTRICT No. 2005-1  
(PUBLIC SERVICES)**

**ANNEXATION No. 05-014**

Parcel 1 of Parcel Map PR 02-0250 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 \_\_\_\_\_ in Book \_\_\_\_\_ and Page \_\_\_\_\_ of Parcel Maps.

Names of the owners of the Annexed Property:  
Kim N. Oeck, Trustee of the Kim N. Oeck 2002 Revocable Trust and  
Robert H. Oeck, Trustee of the Robert H. Oeck 2002 Revocable Trust

**CITY OF PASO ROBLES  
COMMUNITY FACILITIES DISTRICT No. 2005-1  
(PUBLIC SERVICES)**



# PARCEL MAP

PIR 02-0250

BEING A ONE PARCEL AND  
ONE DESIGNATED REMAINDER  
PARCEL SUBDIVISION OF PARCEL 2  
OF 54 PM 53  
(FORMALLY A PORTION OF  
LOT 1, BLOCK 199 OF A MB 169)  
CITY OF PASO ROBLES  
SAN LUIS OBISPO COUNTY, CALIFORNIA

## OWNER'S STATEMENT

WE, THE UNDERSIGNED, HEREBY STATE THAT WE ARE ALL THE OWNERS OF AND ALL RECORD HOLDERS OF SECURITY INTEREST IN AND ALL PARTS AND INTERESTS OF THE SEVERAL PUBLIC UTILITY COMPANIES AND ALL PROPERTY INCLUDED WITHIN THE SUBDIVISION AND TRACT SHOWN ON THIS MAP AND THAT WE DO HEREBY CONSENT TO THE FILING AND/OR RECOGNITION OF THIS MAP.

WE HEREBY RESERVE TO OURSELVES, OUR HEIRS, AND ASSIGNS THAT PRIVATE WATER EASEMENT SHOWN HEREON FOR THE USE AND BENEFIT OF THE PRESENT OR FUTURE OWNERS OF THE LOTS AFFECED BY SUCH EASEMENTS AS DELINEATED ON SAID MAP.

WE ALSO 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 AS DELINEATED ON SAID MAP AS "PUBLIC UTILITY EASEMENT" OR "P.U.E."

KIM N. OECK, TRUSTEE OF THE KIM N. OECK 2002 REVOCABLE TRUST, AND ROBERT H. OECK, TRUSTEE OF THE ROBERT H. OECK 2002 REVOCABLE TRUST.

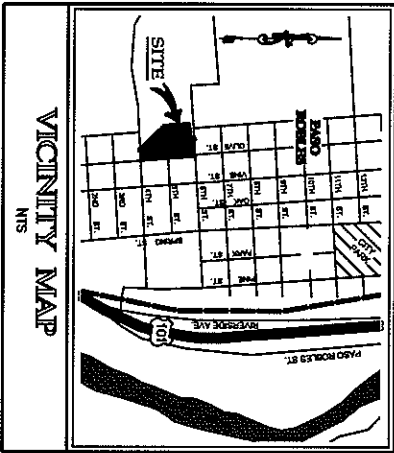
KIM N. OECK, TRUSTEE \_\_\_\_\_ DATE \_\_\_\_\_  
ROBERT H. OECK, TRUSTEE \_\_\_\_\_ DATE \_\_\_\_\_

## ACKNOWLEDGEMENT

STATE OF CALIFORNIA )  
SAN LUIS OBISPO COUNTY ) SS

BEFORE ME, \_\_\_\_\_ NOTARY PUBLIC IN AND FOR SAID STATE PERSONALLY APPEARED KIM N. OECK, AND ROBERT H. OECK, 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) AGED, EXECUTED THE INSTRUMENT.

IN WITNESS MY HAND AND OFFICIAL SEAL  
SIGNATURE: \_\_\_\_\_  
COMMISSION EXPIRATION DATE: \_\_\_\_\_  
COMMISSION # \_\_\_\_\_  
NAME PRINTED: \_\_\_\_\_  
COUNTY OF: \_\_\_\_\_



## RECORDER'S CERTIFICATE

FILED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2006  
AT \_\_\_\_\_ M., IN BOOK \_\_\_\_\_ OF MAPS,  
ON PAGE \_\_\_\_\_ AT THE REQUEST OF ALBERT DAN KING,  
DOCUMENT NO. \_\_\_\_\_  
FEE \$ \_\_\_\_\_  
COUNTY RECORDER \_\_\_\_\_  
DEPUTY RECORDER \_\_\_\_\_

## SURVEYOR'S STATEMENT

I, ALBERT DAN KING, HEREBY STATE THAT I AM A PROFESSIONAL LAND SURVEYOR OF THE STATE OF CALIFORNIA AND THAT THIS MAP CONSISTING OF 2 SHEETS IS A TRUE AND COMPLETE REPRESENTATION OF A SURVEY MADE BY ME OR UNDER MY DIRECTION AT THE REQUEST OF SAID OECK IN OCTOBER 2005, AND THAT ALL THE MONUMENTS AND BOUNDARIES OF THE PARTS AND OCCUPY THE POSITIONS INDICATED AND ARE SUBJECT TO EVIDENCE THE SURVEY TO BE RETRACED.

ALBERT DAN KING 13 6146 \_\_\_\_\_ DATE \_\_\_\_\_  
LICENSE EXP. 8-30-07

## CITY ENGINEER'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THE ABOVE MAP ENTITLED "VICINITY MAP" AND THAT THE SAME IS A TRUE AND COMPLETE REPRESENTATION OF THE SURVEY AS IT APPEARED ON THE DATE SAID MAP WAS SUBMITTED TO THE CITY ENGINEER AND THAT ALL THE PROVISIONS OF THE SUBDIVISION MAP ACT OF THE STATE OF CALIFORNIA AND OF ANY LOCAL ORDINANCES APPLICABLE 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.

JOHN R. FALGENSTEIN CITY ENGINEER \_\_\_\_\_ DATE \_\_\_\_\_  
CITY OF PASO ROBLES P.C.E. 33760 (Expires 6/30/06)

## PLANNING COMMISSION STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THIS MAP AND THAT I AM SATISFIED THAT THE ABOVE MAPS WITH THE ACTION TAKEN THEREON COMPLY WITH THE ORDINANCES OF THE CITY OF PASO ROBLES FOR PARCEL MAP PR 02-0250 ON JUNE 20, 2006.

ROBERT A. LATA CITY CLERK \_\_\_\_\_ DATE \_\_\_\_\_  
COMMUNITY DEVELOPMENT DIRECTOR

## CITY CLERK STATEMENT

I, DENNIS FANSLER, CITY CLERK OF THE CITY OF EL PASO DE ROBLES, CALIFORNIA, HEREBY STATE THAT THE CITY COUNCIL OF SAID CITY DID ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2006, APPROVE THE MAP OF PARCEL MAP NO. PR 02-0250 SHOWN HEREON.

WITNESS MY HAND AND SEAL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2006.  
DENNIS FANSLER, CITY CLERK \_\_\_\_\_



**BMK & ASSOCIATES, INC.**  
ENGINEERING • PLANNING • SURVEYING  
1005 PALMSHAW ST. PASO ROBLES, CA (805)228-6427

**BASIS OF BEARINGS**

THE BASIS OF BEARINGS FOR THIS MAP IS N03°50'00"W BEING THE CENTERLINE OF ABANDONED OLIVE STREET PER A MB 169, BETWEEN TWO FOUND MONUMENTS AS SHOWN HEREON.

**LEGEND:**

- SET 1/2" REBAR WITH TAG LS #6145
- FOUND AS NOTED
- ▲ FOUND STANDARD WELL MONUMENT AS NOTED
- M MEASURED
- SP SINGLE PROPORTION
- INT. INTERSECTION
- R-1 RECORD INFORMATION PER 64 PM 63
- R-2 RECORD INFORMATION PER 80 RS 8
- R-3 RECORD INFORMATION PER A MB 169
- CF CALCULATED FROM



GRAPHIC SCALE

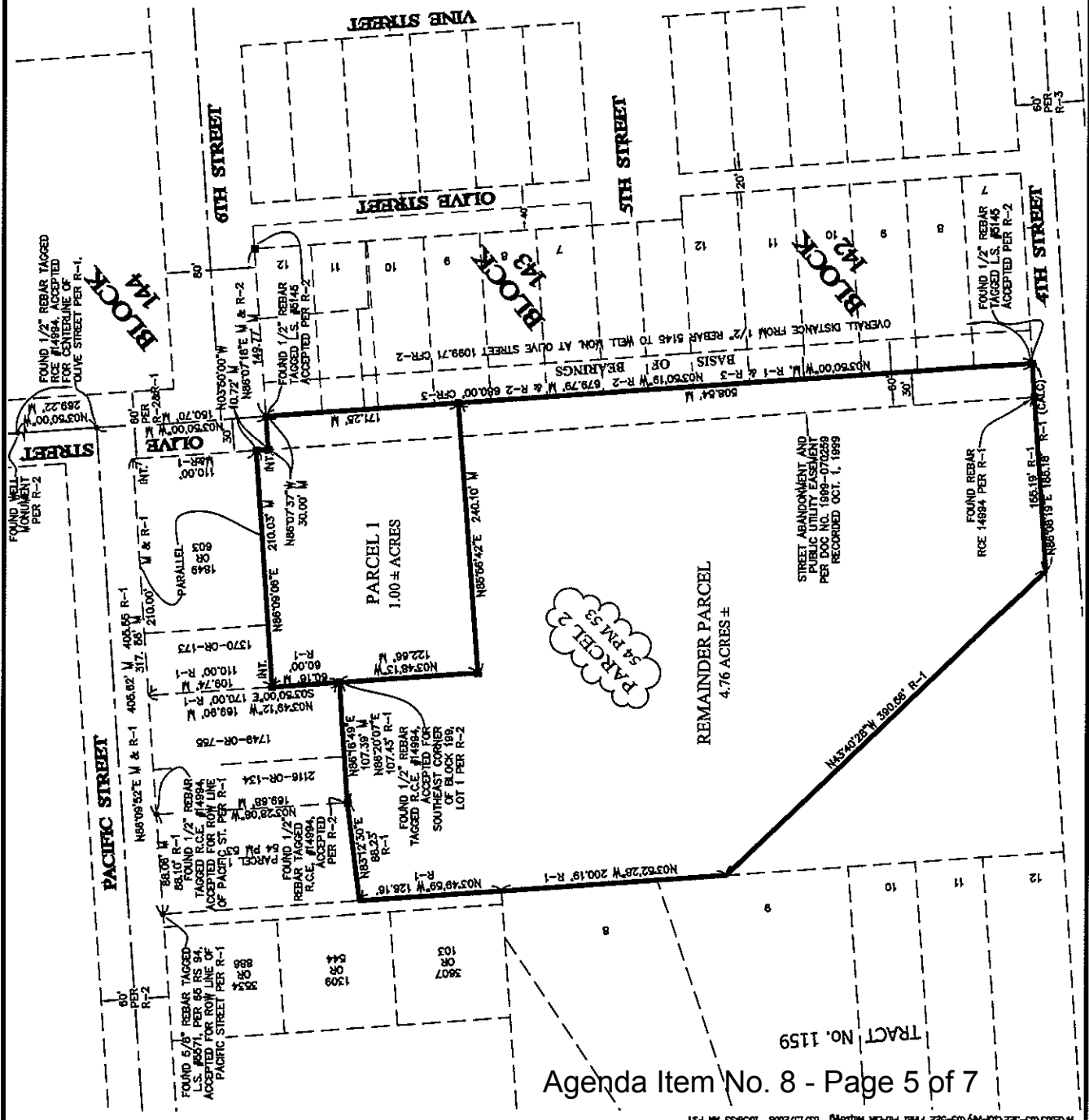


**PARCEL MAP  
PR 02-0250**

BEING A ONE PARCEL AND ONE DESIGNATED REMAINDER PARCEL SUBDIVISION OF PARCEL 2 OF 64 PM 53 (FORMALLY A PORTION OF LOT 1, BLOCK 199 OF A MB 169) CITY OF PASO ROBLES  
SAN LUIS OBISPO COUNTY  
STATE OF CALIFORNIA



**EMK & ASSOCIATES, INC.**  
ENGINEERING • PLANNING • SURVEYING  
1006 RAILROAD ST. PASO ROBLES, CA. (805)238-8427



RESOLUTION NO. 06-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
ANNEXING PARCEL 1 OF PARCEL MAP PR 02-0250 TO THE CITY'S  
COMMUNITY FACILITIES DISTRICT NO. 2005-1

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WHEREAS, the owners of the real property described in Exhibit 'A' has petitioned to annex Parcel 1 of Parcel Map PR 02-0250 into the Paso Robles Community Facilities District No. 2005-1 (Public Services).

NOW, THEREFORE, BE IT RESOLVED 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 Community Facilities District 2005-1 and that the subject properties shall be subject to a tax lien of \$657 per dwelling unit per year, which, in turn, is subject to escalation based on a blend of the San Francisco Urban Consumer Price Index and Los Angeles Urban Consumer Price Index or two percent, whichever is greater.

SECTION 2. That the City Council of the City of Paso Robles does hereby declare that the current owners of the real property, according to the Consent and Election to Annex Real Property to an Existing Community Facilities District Petition for Formation of the District, are Kim and Robert Oeck.

SECTION 3. That the City Council for the City of Paso Robles does hereby declare that the assessment for Parcel 1 of Parcel Map PR 02-0250 shall begin with Fiscal Year 2006-2007.

SECTION 4. That the City Council for the City of Paso Robles does hereby declare that the area annexed shall be designated as Annexation No. 06-0xx to the Paso Robles Community Facilities District No. 2005-1.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 19<sup>th</sup> day of September, 2006 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Frank R. Mecham, Mayor

ATTEST:

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Deborah D. Robinson, Deputy City Clerk

RESOLUTION NO. 06-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
ACCEPTING PARCEL MAP PR 02-0250 FOR RECORDATION  
(OECK)

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WHEREAS, the subdividers of tentative Parcel Map 02-0250, located between 4<sup>th</sup> and 6<sup>th</sup> Streets, west of Olive Drive have requested recordation of the final map; and

WHEREAS, the parcel map allows for the creation of one parcel of 1.00 acres and one remainder parcel of 4.77 acres; and

WHEREAS, all conditions of approval for this subdivision have been satisfied by the subdivider; 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 Parcel Map PR 02-0250 and authorize the execution and recordation of the parcel map.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 19<sup>th</sup> day of September 2006 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Frank R. Mecham, Mayor

ATTEST:

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Deborah D. Robinson, Deputy City Clerk