

TO: James L. App, City Manager
FROM: Ronald Whisenand, Community Development Director
SUBJECT: Acceptance of Offers of Dedication (PD 06-012)
DATE: September 1, 2009

Needs: That the City Council authorize the acceptance of a series of irrevocable and perpetual offers of dedication for various purposes provided by Kim Walker related to the development of the Fox Hollow Swim and Tennis Club at 2975 Union Road, PD 06-012.

Facts:

1. The Planning Commission approved PD 06-012 on March 27, 2007. Conditions of approval included dedication of right-of-way along Union Road and along State Highway 46E, an easement for a future City sewer lift station on Union Road, an easement for a public trail to the Huer Huero, and an open space easement over that land within the creek banks of the Huer Huero.
2. The City has received irrevocable and perpetual offers of dedication in response to the conditions of approval for PD 06-012.

**Analysis
and**

Conclusion: To satisfy the conditions of approval of PD 06-012, Kim Walker, owner of the Fox Hollow Swim and Tennis Club at 2975 Union Road has provided a series of offers of dedication for various easements.

Additional right-of-way along Union Road and State Highway 46E is offered in accordance with the Circulation Element of the General Plan and Caltrans traffic mitigation concerns. An easement has been set aside for a future sanitary sewer lift station in accordance with the sewer master plan. An easement is provided that could eventually accommodate a trail connecting Barney Schwartz Park and the Ravine Water Park. And, lastly, an open space easement has been provided over that land within the creek banks of the Huer Huero.

Policy

Reference: Paso Robles Municipal Code Section 17.04.020

Fiscal

Impact: None.

Options:

- a. Adopt Resolutions as follows:
No. 09-xxx accepting the irrevocable and perpetual offer of dedication for road purposes along Union Road and along State Highway 46E.

No. 09-xxx accepting the irrevocable and perpetual offer of dedication for sanitary sewer purposes.

No. 09-xxx accepting the irrevocable and perpetual offer of dedication for bicycle and pedestrian path purposes.

No. 09-xxx accepting the irrevocable and perpetual offer of public open space over that area within the creek banks of the Huer Huero.

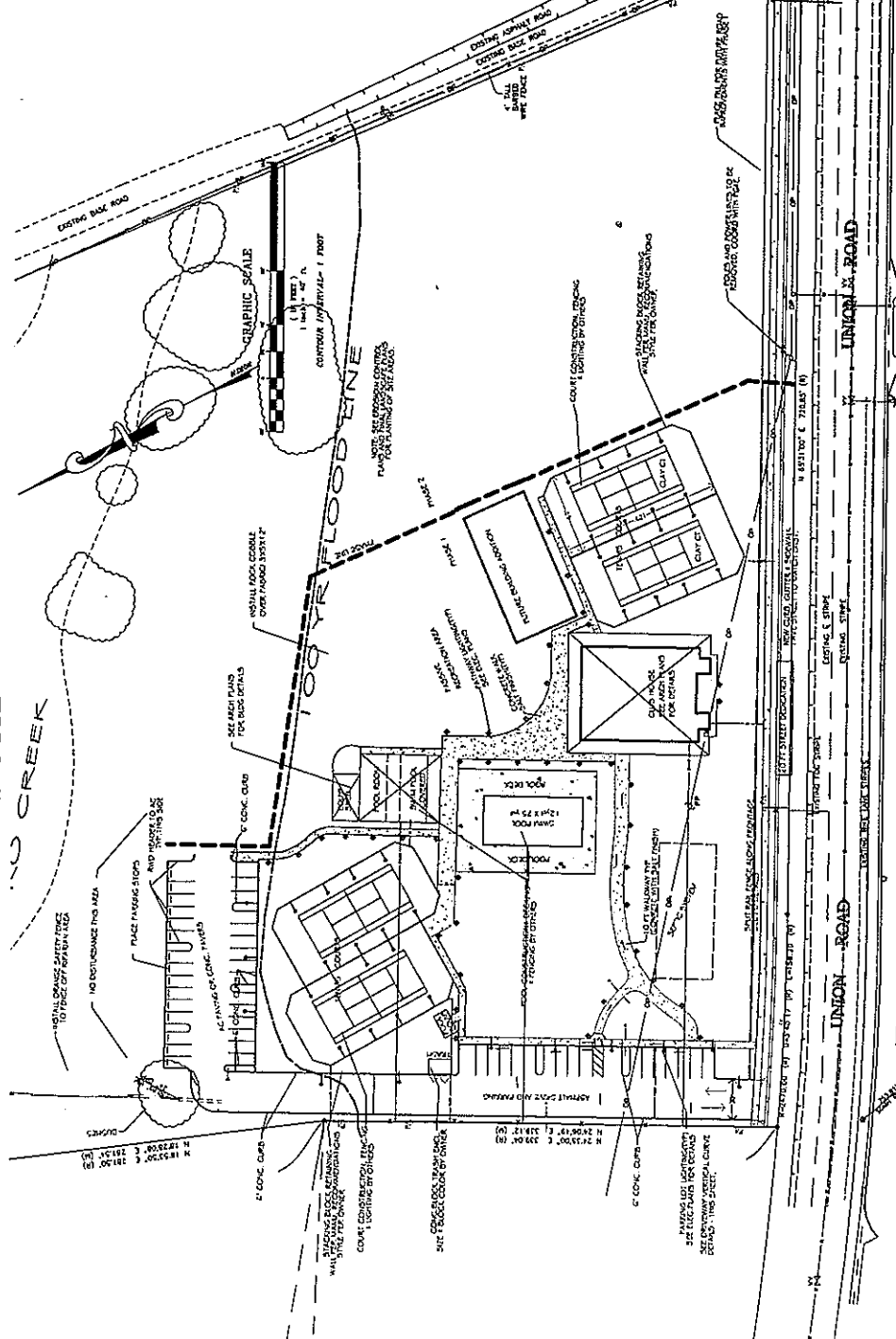
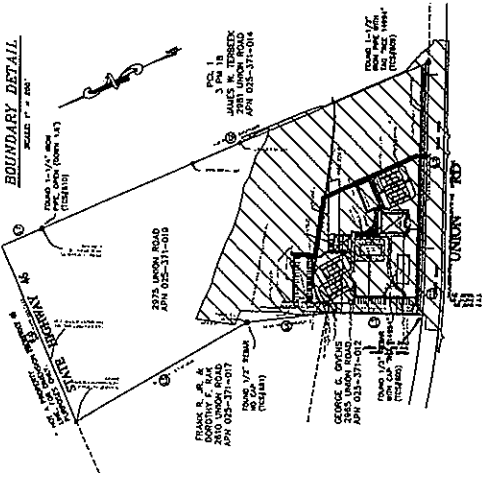
b. Amend, modify or reject the above option.

Attachments: (9)

1. Vicinity Map
2. Offer of dedication for public right-of-way
3. Offer of dedication for sanitary sewer
4. Offer of dedication for bicycle and pedestrian path
5. Offer of dedication for public open space
6. Resolution
7. Resolution
8. Resolution
9. Resolution

FOX HOLLOW PROJECT - SITE PLAN

UNION ROAD



FOX HOLLOW PROJECT-UNION ROAD			
IMPROVEMENT PLANS			
SITE PLAN			
DATE	REV	BY	CHKD
12/15/2011	1	JAN	JAN
12/15/2011	2	JAN	JAN
12/15/2011	3	JAN	JAN
12/15/2011	4	JAN	JAN
12/15/2011	5	JAN	JAN
12/15/2011	6	JAN	JAN
12/15/2011	7	JAN	JAN
12/15/2011	8	JAN	JAN
12/15/2011	9	JAN	JAN
12/15/2011	10	JAN	JAN
12/15/2011	11	JAN	JAN
12/15/2011	12	JAN	JAN
12/15/2011	13	JAN	JAN
12/15/2011	14	JAN	JAN
12/15/2011	15	JAN	JAN
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12/15/2011	17	JAN	JAN
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12/15/2011	97	JAN	JAN
12/15/2011	98	JAN	JAN
12/15/2011	99	JAN	JAN
12/15/2011	100	JAN	JAN

M MCGRAW HILL
Mc McCarthy Engineering, Inc.
 Civil and Traffic Engineering
 1000 S. Bascom Avenue, Suite 200
 San Jose, CA 95128
 (408) 281-8800

UNION ROAD

BARNEY SCHWARTZ PARK

CE 1.2

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

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

ORIGINAL
OFFERS OF
DEDICATION

FOR RECORDER USE ONLY

APN 025-371-019

IRREVOCABLE & PERPETUAL OFFER TO DEDICATE

THIS OFFER TO DEDICATE, made made the 26TH day of JUNE, 2009, by **Kim Walker**, a single man, of the County of San Luis Obispo, State of California, hereinafter termed **“OFFEROR”**:

WHEREAS, said **OFFEROR** desires to make an offer to dedicate, irrevocably, to the public, an easement, for public road and bicycle and pedestrian path 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:

All that portion of the northwest quarter of Section 26, Township 26 South, Range 12 East, Mount Diablo Base and Meridian, in the City of El Paso de Robles, County of San Luis Obispo, State of California, as described in the Grant Deed to Kim Walker, a single man, recorded February 7, 2006 in the office of the County Recorder of said County as Document No. 2006-008724 of Official Records of said County.

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 and bicycle and pedestrian path purposes and incidental uses upon the following described property:

SEE ATTACHED EXHIBIT “A”

3. 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.

4. That said **OFFEROR** agrees that this irrevocable and perpetual offer to dedicate is and shall be binding on his heirs, legatees, successors 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:

By: Kim Walker 6/26/09
Kim Walker: Date

(SIGNATURES MUST BE NOTARIZED)

ACKNOWLEDGMENT

State of California }
County of San Luis Obispo } ss.

On 6/26/09, before me, RICK D. GOREE,
(here insert name and title of the officer)

personally appeared **KIM WALKER** who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature [Handwritten Signature]

(Seal)

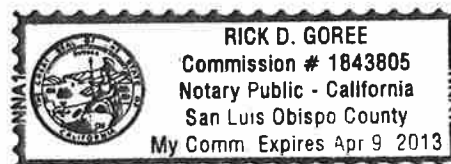


Exhibit "A"

LEGAL DESCRIPTION
(Offers of Dedication)

Parcel "A":

That portion of the parcel of land in the City of El Paso de Robles, County of San Luis Obispo, State of California described in the Grant Deed to Kim Walker recorded February 7, 2006 as Document No. 2006-008724 of Official Records in the Office of the County Recorder of said County, said portion of said parcel of land being described and bounded as follows:

A 20.00 foot wide strip of land adjoining, and northeasterly of, the southwesterly boundary of said parcel of land, said southwesterly boundary being also the northeasterly right of way of Union Road, a 60 foot wide public road (formerly State Highway No. 33), and said strip of land extending from the westerly boundary of said parcel of land to the easterly boundary of said parcel of land.

Parcel "B":

That portion of the parcel of land in the City of El Paso de Robles, County of San Luis Obispo, State of California described in the Grant Deed to Kim Walker recorded February 7, 2006 as Document No. 2006-008724 of Official Records in the Office of the County Recorder of said County, said portion of said parcel of land being described and bounded as follows:

A 30.00 foot wide strip of land adjoining, and southerly of, the northerly boundary of said parcel of land, said northerly boundary being also the southerly right of way of State Highway 46 as described in the Final Order of Condemnation recorded April 27, 1998 as Document No. 1998-023894 of Official Records in the Office of the County Recorder of said County, and said strip of land extending from the westerly line of said parcel of land to the easterly line of said parcel of land.

The above described parcels of land are graphically shown on Exhibit "B" attached hereto and made a part hereof.

END DESCRIPTION

SURVEYOR'S STATEMENT

This legal description was prepared by me or under my direction in conformance with the requirements of the Land Surveyor's Act.

Wm. E. Touchon June 8, 2009
Wm. E. Touchon Date
L.S. 4845 Expires: 9/30/2010



RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

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

ORIGINAL

FOR RECORDER USE ONLY

APN 025-371-019

IRREVOCABLE & PERPETUAL OFFER TO DEDICATE

THIS OFFER TO DEDICATE, made the 26TH day of JUNE, 2009, by **Kim Walker**, a single man, of the County of San Luis Obispo, State of California, hereinafter termed **“OFFEROR”**:

WHEREAS, said **OFFEROR** desires to make an offer to dedicate, irrevocably, to the public, an easement for public sewer lines, pumps and appurtenances including the rights for the construction, operation and maintenance of said public sewer facilities, which offer may be accepted at any time by any governmental entity which has the power to establish, construct and maintain such facilities.

NOW, THEREFORE, said **OFFEROR** covenants and promises as follows:

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

All that portion of the northwest quarter of Section 26, Township 26 South, Range 12 East, Mount Diablo Base and Meridian, in the City of El Paso de Robles, County of San Luis Obispo, State of California, as described in the Grant Deed to Kim Walker, a single man, recorded February 7, 2006 in the office of the County Recorder of said County as Document No. 2006-008724 of Official Records of said County.

2. That said **OFFEROR** does hereby irrevocably and in perpetuity offer to such a governmental entity a dedication of an easement for public sewer lift station purposes, including the rights for the installation and maintenance of said sewer lift station, upon the following described property:

SEE ATTACHED EXHIBIT “A”

3. 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 easement.
4. That said **OFFEROR** agrees that this irrevocable and perpetual offer to dedicate is and shall be binding on his heirs, legatees, successors 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:

By: *Kim Walker* 6/24/09
 Kim Walker: Date

(SIGNATURES MUST BE NOTARIZED)

ACKNOWLEDGMENT

State of California }
 County of San Luis Obispo } ss.

On 6/26/09, before me, RICK GOREE,
 (here insert name and title of the officer)

personally appeared **KIM WALKER** who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature *[Handwritten Signature]*

(Seal)

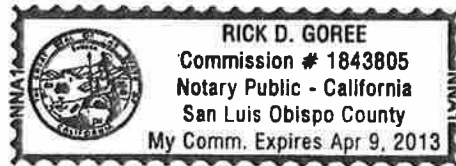


Exhibit "A"

LEGAL DESCRIPTION
(Public Sewer Lift Station Easement)

That portion of the parcel of land in the City of El Paso de Robles, County of San Luis Obispo, State of California described in the Grant Deed to Kim Walker recorded February 7, 2006 as Document No. 2006-008724 of Official Records in the Office of the County Recorder of said County, said portion of said parcel of land being described and bounded as follows:

Commencing at the southeast corner of said parcel of land, said corner being on the northeasterly right of way line of Union Road, a 60 foot wide public road (formerly State Highway No. 33); thence northwesterly along said northeasterly right of way line of Union Road, said right of way line being also the southwesterly boundary of said parcel of land, North 65°31'00" West, 317.16 feet; thence leaving said southwesterly boundary, North 00°00'59" East, 21.97' to a point on a line parallel to, northeasterly of, and distant 20.00 feet from said southwesterly boundary, said point being the True Point of Beginning;
thence continuing along said last bearing, North 00°00'59" East, 60.00 feet;
thence westerly at right angle, North 89°59'01" West, 131.86 feet to the aforementioned line parallel to, northeasterly of, and distant 20.00 feet from said southwesterly boundary;
thence southeasterly along said line parallel to, northeasterly of, and distant 20.00 feet from said southwesterly boundary, South 65°31'00" East, 144.87 feet to the True Point of Beginning;
containing 3,956 square feet of area.

The above described land is graphically shown on Exhibit "B" attached hereto and made a part hereof.

END DESCRIPTION

SURVEYOR'S STATEMENT

This legal description was prepared by me or under my direction in conformance with the requirements of the Land Surveyor's Act.

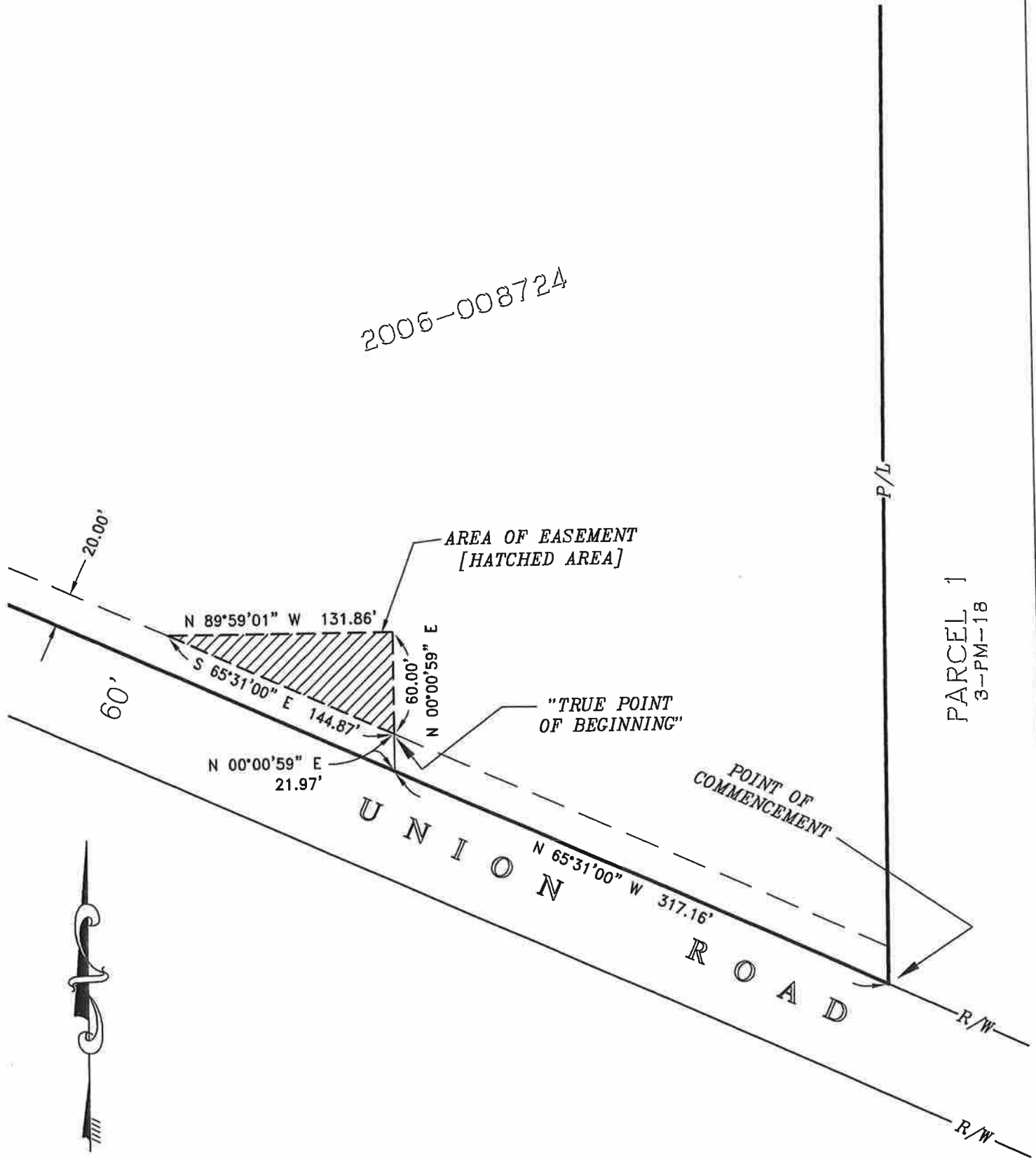
Wm. E. Touchon June 23, 2009
Wm. E. Touchon Date
L.S. 4845 Expires: 9/30/2010



Exhibit "B"

(Public Sewer Lift Station Easement)

2006-008724



PARCEL 1
3-PM-18

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

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

ORIGINAL
BIKE PATH ON
EAST SIDE

FOR RECORDER USE ONLY

APN 025-371-019

IRREVOCABLE & PERPETUAL OFFER TO DEDICATE

THIS OFFER TO DEDICATE, made the 26 day of JUNE, 2009, by **Kim Walker**, a single man, of the County of San Luis Obispo, State of California, hereinafter termed **“OFFEROR”**:

WHEREAS, said **OFFEROR** desires to make an offer to dedicate, irrevocably, to the public, an easement for public bicycle and pedestrian path purposes, including the rights for the construction, operation, and maintenance of said path, which offer may be accepted at any time by any governmental entity which has the power to establish, construct and maintain such public paths.

NOW, THEREFORE, said **OFFEROR** covenants and promises as follows:

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

All that portion of the northwest quarter of Section 26, Township 26 South, Range 12 East, Mount Diablo Base and Meridian, in the City of El Paso de Robles, County of San Luis Obispo, State of California, as described in the Grant Deed to Kim Walker, a single man, recorded February 7, 2006 in the office of the County Recorder of said County as Document No. 2006-008724 of Official Records of said County.

2. That said **OFFEROR** does hereby irrevocably and in perpetuity offer to such a governmental entity a dedication of an easement for public bicycle and pedestrian path purposes, including the rights for the construction, operation, and maintenance of said path, upon the following described property:

SEE ATTACHED EXHIBIT “A”

3. 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 easement.
4. That said **OFFEROR** agrees that this irrevocable and perpetual offer to dedicate is and shall be binding on his heirs, legatees, successors 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:

By: Kim Walker 6/26/09
Kim Walker: Date

(SIGNATURES MUST BE NOTARIZED)

ACKNOWLEDGMENT

State of California }
County of San Luis Obispo } ss.

On 6/26/09, before me, RICK GOREE
(here insert name and title of the officer)

personally appeared **KIM WALKER** who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature [Handwritten Signature]

(Seal)

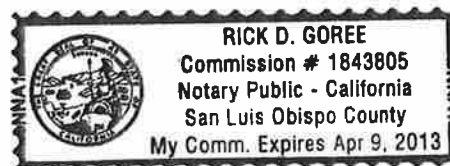


Exhibit "A"

**LEGAL DESCRIPTION
(Public Trail Easement)**

That portion of the parcel of land in the City of El Paso de Robles, County of San Luis Obispo, State of California described in the Grant Deed to Kim Walker recorded February 7, 2006 as Document No. 2006-008724 of Official Records in the Office of the County Recorder of said County, said portion of said parcel of land being described and bounded as follows:

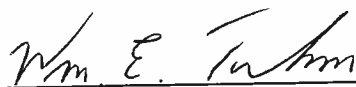
A 10.00 foot wide strip of land adjoining, and westerly of, the easterly boundary of said parcel of land, extending from the southwesterly boundary of said parcel of land to the northerly boundary of said parcel of land.

The above described land is graphically shown on Exhibit "B" attached hereto and made a part hereof.

END DESCRIPTION

SURVEYOR'S STATEMENT

This legal description was prepared by me or under my direction in conformance with the requirements of the Land Surveyor's Act.



June 8, 2009

Wm. E. Touchon

Date

L.S. 4845 Expires: 9/30/2010



Exhibit "B"

(Public Trail Easement)

STATE HWY 46

3244-OR-555

10' WIDE PUBLIC
PEDESTRIAN AND
BICYCLE PATH
EASEMENT

PARCEL 1
3-PM-18

2006-008724

684-OR-54

UNION
ROAD



TWIN CITIES SURVEYING INC.
TEMPLETON, CALIFORNIA

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

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

ORIGINAL
OPEN SPACE

FOR RECORDER USE ONLY

APN 025-371-019

IRREVOCABLE & PERPETUAL OFFER TO DEDICATE

THIS OFFER TO DEDICATE, the 26 day of JUNE, 2009, by **Kim Walker**, a single man, of the County of San Luis Obispo, State of California, hereinafter termed "**OFFEROR**":

WHEREAS, said **OFFEROR** desires to make an offer to dedicate, irrevocably, to the public, an easement, for "open space" purposes, which offer may be accepted at any time by any governmental entity which has the power to establish and maintain such areas.

NOW, THEREFORE, said **OFFEROR** covenants and promises as follows:

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

All that portion of the northwest quarter of Section 26, Township 26 South, Range 12 East, Mount Diablo Base and Meridian, in the City of El Paso de Robles, County of San Luis Obispo, State of California, as described in the Grant Deed to Kim Walker, a single man, recorded February 7, 2006 in the office of the County Recorder of said County as Document No. 2006-008724 of Official Records of said County.

2. That said **OFFEROR** does hereby irrevocably and in perpetuity offer to such a governmental entity a dedication of an easement for "open space" purposes and incidental uses upon the following described property:

SEE ATTACHED EXHIBIT "A"

3. That said **OFFEROR** reserves and retains easements over the dedicated area for access and maintenance of the remaining property and interests as described within sentence numbered "1" above.
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 easement.
5. That said **OFFEROR** agrees that this irrevocable and perpetual offer to dedicate is and shall be binding on his heirs, legatees, successors 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:

By: Kim Walker 6/26/09
 Kim Walker: Date

(SIGNATURES MUST BE NOTARIZED)

ACKNOWLEDGMENT

State of California }
 County of San Luis Obispo } ss.

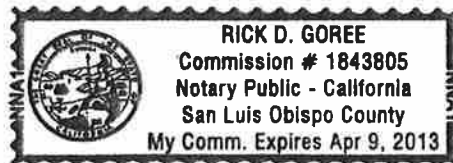
On JUNE 26TH, before me, RICK GOREE,
 (here insert name and title of the officer)

personally appeared **KIM WALKER** who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature [Handwritten Signature]



(Seal)

Exhibit "A"

LEGAL DESCRIPTION
(Open Space Easement)

That portion of the parcel of land in the City of El Paso de Robles, County of San Luis Obispo, State of California described in the Grant Deed to Kim Walker recorded February 7, 2006 as Document No. 2006-008724 of Official Records in the Office of the County Recorder of said County, said portion of said parcel of land being all that area along and within the banks of the Huer Huero Creek, *excepting therefrom* that portion lying within a strip of land 30 feet wide adjoining, and southerly of, the northerly boundary of said parcel of land.

The above described land is graphically shown on Exhibit "B" attached hereto and made a part hereof.

END DESCRIPTION

SURVEYOR'S STATEMENT

This legal description was prepared by me or under my direction in conformance with the requirements of the Land Surveyor's Act.

Wm. E. Touchon June 8, 2009
Wm. E. Touchon Date
L.S. 4845 Expires: 9/30/2010



Exhibit "B"

(Open Space Easement)

STATE HWY 46

30' (EXCEPTION TO OPEN SPACE)

3244-OR-555

OPEN SPACE
EASEMENT
[HATCHED AREA]

NORTHEASTERLY
BANK OF HUER
HUERO CREEK

PARCEL 1
3-PM-18

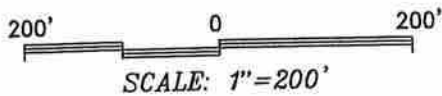
684-OR-54

SOUTHWESTERLY
BANK OF HUER
HUERO CREEK

2006-008724

UNION
ROAD

60



TWIN CITIES SURVEYING INC.

TEMPLETON, CALIFORNIA

Agenda Item #08 Page 18 of 21

JN 08018

RESOLUTION NO. 09-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING AN IRREVOCABLE AND PERPETUAL OFFER OF DEDICATION
FOR ROAD PURPOSES ON UNION ROAD AND ALONG STATE ROUTE 46E
(PD 06-012, WALKER)

WHEREAS, the City has received an Irrevocable and Perpetual Offer of Dedication from Kim Walker for public road purposes on Union Road and along State Route 46E adjacent to the site of the Fox Hollow Tennis and Swim Club (PD 06-012); and

WHEREAS, the Irrevocable and Perpetual Offer of Dedication provided by Kim Walker meets the condition of approval for PD 06-012 as set by Resolution 07-0034 of the City Planning Commission, adopted on their meeting of March 27, 2007.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the City Council accept the Irrevocable and Perpetual Offer of Dedication for public road purposes provided by Kim Walker located along Union Road and State Route 46E 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 1st day of September, 2009 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Duane Picanco, Mayor

ATTEST:

Cathy M. David, Deputy City Clerk

RESOLUTION NO. 09-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING AN IRREVOCABLE AND PERPETUAL OFFER OF DEDICATION
FOR BICYCLE AND PEDESTRIAN PATH PURPOSES AT 2975 UNION ROAD
(PD 06-012, WALKER)

WHEREAS, the City has received an Irrevocable and Perpetual Offer of Dedication from Kim Walker for bicycle and pedestrian path purposes at 2975 Union Road being the site of the Fox Hollow Tennis and Swim Club (PD 06-012); and

WHEREAS, the Irrevocable and Perpetual Offer of Dedication provided by Kim Walker meets the condition of approval for PD 06-012 as set by Resolution 07-0034 of the City Planning Commission, adopted on their meeting of March 27, 2007.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the City Council accept the Irrevocable and Perpetual Offer of Dedication for bicycle and pedestrian path purposes provided by Kim Walker located at 2975 Union Road 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 1st day of September, 2009 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Duane Picanco, Mayor

ATTEST:

Cathy M. David, Deputy City Clerk

RESOLUTION NO. 09-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING AN IRREVOCABLE AND PERPETUAL OFFER OF DEDICATION
FOR PUBLIC OPEN SPACE PURPOSES AT 2975 UNION ROAD
(PD 06-012, WALKER)

WHEREAS, the City has received an Irrevocable and Perpetual Offer of Dedication from Kim Walker for public open space purposes at 2975 Union Road being the site of the Fox Hollow Tennis and Swim Club (PD 06-012); and

WHEREAS, the Irrevocable and Perpetual Offer of Dedication provided by Kim Walker meets the condition of approval for PD 06-012 as set by Resolution 07-0034 of the City Planning Commission, adopted on their meeting of March 27, 2007.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the City Council accept the Irrevocable and Perpetual Offer of Dedication for public open space purposes provided by Kim Walker located at 2975 Union Road 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 1st day of September, 2009 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Duane Picanco, Mayor

ATTEST:

Cathy M. David, Deputy City Clerk