

RESOLUTION NO. 13-164

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES APPROVING
THE RESCISSION OF CERTAIN AGREEMENTS REGARDING INTERCHANGE
IMPROVEMENTS AT HIGHWAY 46 AND GOLDEN HILL ROAD AS NO FURTHER
IMPROVEMENTS ARE PLANNED

WHEREAS, the City of El Paso de Robles ("City"), prior to 2006, required that owners of property in the vicinity of the intersection of Highway 46 East and Golden Hill Road enter into agreements ("Interchange Agreements") to either not protest the formation of an assessment district to pay for future intersection improvements or to pay Borkey Specific Plan interchange fees; and

WHEREAS, such Interchange Agreements were recorded against the properties; and

WHEREAS, in 2006 the City Council adopted Resolution No. 06-188, the Development Impact Fee Calculation and Development Impact Fee Justification Study, which was based upon a Needs List of infrastructure improvements; and

WHEREAS, the Transportation section of the Needs List included improvements to the intersection of Highway 46E and Golden Hill Road; and

WHEREAS, inclusion of these intersection improvements and the City-wide AB 1600 Impact Fee program superseded the Interchange Agreements; and

WHEREAS, In 2009, Regency Centers completed traffic signal improvements to the intersection of Highway 46E and Golden Hill Road including lane widening to accommodate the development of the Golden Hills Plaza shopping center; and

WHEREAS, in 2009, Caltrans published the Comprehensive Corridor Study which does not include interchange improvements at the intersection of Highway 46E and Golden Hill Road; and

WHEREAS, the Circulation Element of the General Plan, adopted in 2011, also does not include an interchange or any further improvements to the intersection of Highway 46E and Golden Hill Road; and

WHEREAS, the City has received a request from the purchasers of certain property in the vicinity of Highway 46 East and Golden Hill Road to remove the recorded Interchange Agreement from title as no further improvements are contemplated for the intersection;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES:

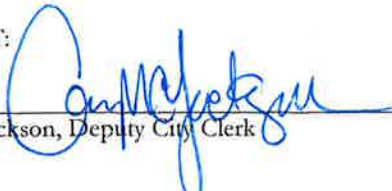
Section 1. The City Council hereby approves the rescission of any remaining Interchange Agreements regarding the intersection improvements for Highway 46E and Golden Hill Road, as the need for such Interchange Agreements has been superseded. The City Council authorizes the Mayor to execute the appropriate rescission documents, in a form as approved by the City Attorney, and approves the recordation of such rescission documents.

PASSED AND ADOPTED by the City Council of the City of El Paso De Robles this 3rd day of December, 2013 by the following roll call vote:

AYES: Martin, Strong, Steinbeck, Hamon, Picanco
NOES:
ABSENT:
ABSTAIN:



Duane Picanco, Mayor

ATTEST: 

Caryn Jackson, Deputy City Clerk