

Recorded at the request of: Contra Costa County Public Works

Return To: Contra Costa County Public Works - Attn: Lisa Zaragoza

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 09/19/2017 by the following vote:

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2017/327

ADOPT Resolution No. 2017/327 terminating and abandoning an Offer of Dedication of a Storm Drain Easement over a portion of Assessor's Parcel Number (APN) 222-770-025, along Zinnia Court, San Ramon (Dougherty Valley) Area, District II. Project No.: 0676-6Q1821

WHEREAS, in March 2015, Contra Costa (County) received, but did not accept, an offer of dedication (Dedication) for a Storm Drain Easement over a portion of APN 222-770-025, along Zinnia Court, San Ramon (Dougherty Valley) area. The Dedication was included on the approved Final Map for Subdivision 9341.

WHEREAS, the current owners of APN 222-770-025 have requested that the County terminate and abandon a portion of the Dedication.

The easement to be terminated and abandoned is more particularly described in Exhibit "A" and shown in Exhibit "B" attached hereto and by reference made a part hereof .

WHEREAS, that this termination request of a portion of an easement that has been dedicated is determined to be excess and there are no other known public facilities located within the easement area. (S&H Code Section 8333(B)).

WHEREAS, Public Works Department staff has determined there is no possibility that terminating and abandoning a portion of the Dedication may have significant adverse effect on the environment.

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors of Contra Costa County that:

The Board FINDS that there is no reasonable probability that the Dedication will be accepted into the County's Drainage system, that the County has not expended County funds to maintain or improve the easement, and it is in the best interest of the County and the public that a portion of the easement be terminated.

The Board finds that terminating the Dedication will not have any significant environmental effect and is encompassed within the Environmental Impact Report previously prepared for SCH #91053014 and SCH #96013003, as stated in the Notice of Determination filed on November 12, 2003.

A portion of the easement described and depicted in Exhibit "A" and Exhibit "B" is hereby TERMINATED and ABANDONED pursuant to Government Code section 66477.2 subdivision (c), and to Part 3 of Division 9, Chapter 4 of the Streets and Highways Code, commencing with section 8330 et. seq.

The Board DIRECTS the Interim Public Works Director to cause a certified copy of this Resolution to be recorded.

From and after the date this Resolution is recorded, the Dedication described in Exhibit “A” and shown on Exhibit “B” is terminated and the County’s right to accept the offer is abandoned.

Contact: Lisa Zaragoza (925) 313-2223

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: September 19, 2017

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc: