

Recorded at the request of: Contra Costa County

Return To: Public Works, Real Estate Services Division, Margaret Eychner

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

Adopted this Resolution on 02/01/2022 by the following vote:

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2022/37

IN THE MATTER OF: Adopting Resolution No. 2022/37 terminating and abandoning an Offer of Dedication of a storm drain easement on Subdivision Map 6013, Bethel Island Area, District III. Project No.: WL039C – Permit DP20-03007.

WHEREAS, in March 2005, Contra Costa County (County) received, but did not accept, an offer of dedication of a storm drain easement, Subdivision Map 6013, Bethel Island area. The offer of dedication was included on the approved Parcel Map for Subdivision 6013, filed on March 22, 2005. Project No.: WL039C – Permit DP20-03007.

WHEREAS, the current owners of APN 031-010-010 within Subdivision 6013 (Delta Coves) have requested that the County terminate and abandon the offer of dedication.

WHEREAS, this Termination of an Offer of Dedication is made pursuant to Government Code 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.

WHEREAS, the Offer of Dedication is more particularly described as the areas designated as “storm drain easement” or “SDE” on Subdivision Map 6013.

WHEREAS, the easement has not been used for the purpose for which the offer of dedication was made for five consecutive years immediately preceding the proposed termination and abandonment. (S&H Code Section 8333 (a)).

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

WHEREAS, there are no known public facilities within the storm drain easement area.

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 offer of dedication will be accepted into the County’s storm drain system, which the County has not expended County funds to maintain or improve, and it is in the best interest of the County and the public that the storm drain easement be entirely privately owned and maintained.

The Board FINDS that terminating and abandoning the offer of dedication of the storm drain easement will not have a significant effect on the environment and is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines, Article 19, section 15301 (c) as stated in the Notice of Exemption filed November 6, 2020.

The storm drain easement described and depicted on Subdivision Map 6013 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 Public Works Director to cause a certified copy of this Resolution to be recorded in the Office of the County Clerk-Recorder.

From and after the date this Resolution is recorded, the Offer of Dedication described and depicted on Subdivision Map 6013 is terminated and the County's right to accept the offer is abandoned.

Contact: Margaret Eychner, 925.957.2463

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: February 1, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc: