To: Board of Supervisors

From: Julia R. Bueren, Public Works Director/Chief Engineer

Date: July 21, 2015



Subject: Approving the third extension of the Subdivision Agreement (Right-of-Way Landscaping) for subdivision SD06-09035, San Ramon (Dougherty Valley) area.

#### **RECOMMENDATION(S):**

ADOPT Resolution No. 2015/208 approving the third extension of the Subdivision Agreement (Right-of-Way Landscaping) for subdivision SD06-09035, for a project being developed by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, as recommended by the Public Works Director, Danville area. (District II)

### **FISCAL IMPACT:**

No fiscal impact.

### **BACKGROUND:**

The terminal date of the Subdivision Agreement needs to be extended. The development is in the warranty period and the bond needs to be kept up to date.

## **CONSEQUENCE OF NEGATIVE ACTION:**

The terminal date of the Subdivision Agreement will not be extended and the developer will be in default of the agreement, requiring the County to take legal action against the developer and surety to get the improvements installed, or revert the development to acreage.

APP	PROVE	OTHER
RECOMMENDATION OF CNTY ADMINISTRATOR RECOMMENDATION OF BOARD COMMITTEE		
Action of Board On: 07/21/2015 APPROVED AS RECOMMENDED OTHER		
Clerks Notes:		
VOTE OF SUPERVISORS		
AYE:	John Gioia, District I Supervisor Candace Andersen, District II Supervisor Mary N. Piepho, District III Supervisor Karen Mitchoff, District IV Supervisor	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: July 21, 2015 David Twa, County Administrator and Clerk of the Board of Supervisors
ABSENT:	Federal D. Glover, District V Supervisor	By: June McHuen, Deputy
Contact: Jocelyn LaRocque, 925-313-2315		

cc: Shapell Homes, , 6800 Koll Center Pkwy., Ste. 320, Pleasanton, CA 94566, Continental Insur. Co. 100 Matsonford Rd Radnor PA 19087 Attn: D. Dunnigan, J. A.B. LaRocque - Engineering Services, Dept. of Development & Conservation - Planning, Design/Construction, T - 02-12-16

# **ATTACHMENTS**

Resolution No. 2015/208 Extension