



Contra  
Costa  
County

To: Board of Supervisors  
From: Brian M. Balbas, Interim Public Works Director/Chief Engineer  
Date: October 17, 2017

Subject: Approving the fourth extension of the Subdivision Agreement (Right-of-Way Landscaping) for subdivision SD05-09037, Danville area.

**RECOMMENDATION(S):**

ADOPT Resolution No. 2017/342 approving the fourth extension of the Subdivision Agreement (Right-of-Way Landscaping) for subdivision SD05-09037, for a project being developed by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, as recommended by the Interim Public Works Director, Danville area. (District II)

**FISCAL IMPACT:**

No fiscal impact.

**BACKGROUND:**

The terminal date of the Subdivision Agreement (Right-of-Way Landscaping) needs to be extended. The developer has not completed the required improvements and has requested more time. (Approximately 40% of the work has been completed to date.) By granting an extension, the County will give the developer more time to complete improvements and keeps the bond current.

APPROVE

OTHER

RECOMMENDATION OF CNTY  
ADMINISTRATOR

RECOMMENDATION OF BOARD  
COMMITTEE

Action of Board On: **10/17/2017**  APPROVED AS RECOMMENDED  OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor

Candace Andersen, District II  
Supervisor

Diane Burgis, District III Supervisor

Karen Mitchoff, District IV Supervisor

Federal D. Glover, District V  
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: October 17, 2017

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

By: Stacey M. Boyd, Deputy

Contact: Jocelyn LaRocque,  
925.313-2315

**CONSEQUENCE OF NEGATIVE ACTION:**

The terminal date of the Subdivision Agreement (Right-of-Way Landscaping) 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.

## ATTACHMENTS

Resolution No.

2017/342

Signed Agreement

Temp