DRAFT RESOLUTION

RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF ATASCADERO, CALIFORNIA, TO ACCEPT THE
OFFERS OF DEDICATION, AND NOT ACCEPT MAINTENANCE, IN
ORDER FOR THE BENEFIT ASSESSMENT DISTRICT AND
LANDSCAPE AND LIGHTING DISTRICT TO PAY FOR MAINTENANCE
OF THE PUBLIC IMPROVEMENTS (APPLE VALLEY)

WHEREAS, The City Council previously approved Tentative Tract Map 2002-0026, a
70-unit single-family residential development on a 28-acre site between Del Rio Road and
Conejo Road, one block West of U.S. Highway 101, and;

WHEREAS, The conditions of this development project included a public park, public
road improvements, storm drain facilities, sanitary sewer facilities, common area landscaping,
trails and other related public improvements, and;

WHEREAS, The project developer, Midland Pacific Building Corporation, has
completed all of the required public improvements, per the Conditions of Approval for Tentative
Tract 2002-0026 (Tract 2495); and,

WHEREAS, A Benefit Assessment District and a Landscape and Lighting District were
created to allow the property owners to fund the maintenance of Tract 2495 public
improvements, as required by the project conditions of approval; and,

WHEREAS, the City Council must first Accept the Offers of Dedication, and not accept
maintenance, in order for the Benefit Assessment District and Landscape and Lighting District to
pay for maintenance of the public improvements.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of
Atascadero

SECTION 1. The City Council Accepts the Offers of Dedication on Final Map 2495 for:

a. Streets
b. Public Pedestrian Access Easements
c. Public Landscape Easement
d. Public Utility Easement
e. Public Drainage Easement
f. Public Sewer Easement
g. Lots 71, 72 and 73
SECTION 2. The City Council does not accept maintenance of the public or private improvements of Tract 2495. The maintenance will be funded by the property owners in Tract 2495 through a Benefit Assessment District and a Landscape and Lighting District.

On motion by Council Member _______________________ and seconded by Council Member ________________________, the foregoing Resolution is hereby adopted in its entirety on the following roll call vote:

AYES:

NOES:

ABSENT:

ADOPTED:

CITY OF ATASCADERO

By: ________________________________
Dr. George Luna, Mayor

ATTEST:

Marcia McClure Torgerson, C.M.C.,
City Clerk

APPROVED AS TO FORM:

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Patrick L. Enright, City Attorney