

RESOLUTION NO. 2436-09

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
APPROVING PARCEL MAP 05-27 (9750 BROOKS ROAD SOUTH) AND
AUTHORIZING THE TOWN MANAGER TO EXECUTE CERTAIN
AGREEMENTS AND DOCUMENTS, AND ACCEPTING CERTAIN OFFERS OF
DEDICATION AND MAKING FINDINGS IN ACCORDANCE WITH THE
SUBDIVISION MAP ACT**

WHEREAS, a parcel map of that certain subdivision entitled "Parcel Map 05-27" has been presented to the Town Council for approval and acceptance; and

WHEREAS, said map conforms to the requirements of the State Subdivision Map Act and the Town of Windsor Subdivision Ordinance; and

WHEREAS, said map shows and names as offered for dedication for public use a public utility easement; and

WHEREAS, said parcel map has been duly acknowledged and executed, and is ready for approval and recordation; and

WHEREAS, the installation of the required public improvements have not been completed to the satisfaction of the Town Engineer; and

WHEREAS, the developer has provided Surety bonds in the following amounts:

Subdivision Performance Bond	\$16,632
Labor and Material Bond	\$16,632
Monumentation Bond	\$ 1,000

to guarantee the completion of the required improvements within the subdivision; and

WHEREAS, due to current economic conditions, the subdivider has requested a one (1) year extension to the two (2) year term of the Subdivision Agreement for a total term of three (3) years; and

WHEREAS, due to current economic conditions, the State of California passed Senate Bill 1185, which automatically extends the expiration date of tentative maps by one (1) year; and

WHEREAS, pursuant to Part III of the Subdivision Agreement, the Town Engineer has the authority to extend the term of the Subdivision Agreement for delays caused by riots, strikes, lockouts, fires, earthquakes, flood and conditions resulting therefrom. Extension of the term for the Subdivision Improvement for any other cause can only be made by the Town Council;

BE IT NOW, THEREFORE RESOLVED, that said Parcel Map 05-27 is hereby approved; and

BE IT FURTHER RESOLVED, that the Town Council hereby approves the subdividers request for a one (1) year extension to the two (2) year term of the Subdivision Agreement for Parcel Map 05-27 for a total term of three (3) years; and

BE IT FURTHER RESOLVED, that the Town Manager is authorized to execute the approved three (3) year term for the said Subdivision Agreement and the Landscaping and Lighting Assessment District Agreement; and

BE IT FURTHER RESOLVED, that the Town Council directs the Town Clerk to take the necessary steps to assure that said map and agreements are recorded with the County Recorder.

PASSED, APPROVED AND ADOPTED this 4th day of March 2009, by the following vote:

AYES: COUNCILMEMBERS ALLEN, FUDGE, SALMON, SCHOLAR AND
MAYOR GOBLE
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE



ROBIN R. GOBLE, MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK