

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE July 25, 2006	(3) CONTACT/PHONE Nola Engelskirger, Development Services Division (805)788-2100	
(4) SUBJECT Submittal of a Resolution Accepting an Offer to Dedicate for Pedestrian Easements on 20 th Street in Oceano, County Road No. 1184			
(5) SUMMARY OF REQUEST The owner of building permit No. PMT2002-29135 was required to construct curb, gutter and sidewalk on 20 th Street in Oceano. These improvements require the creation and acceptance of an easement for public pedestrian access.			
(6) RECOMMENDED ACTION We are now recommending that your Board accept this offer of dedication for pedestrian access on behalf of the public.			
(7) FUNDING SOURCE(S) NA	(8) CURRENT YEAR COST NA	(9) ANNUAL COST NA	(10) BUDGETED? <input type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A
(11) OTHER AGENCY/ADVISORY GROUP INVOLVEMENT (LIST): The Department of Planning and Building processed the building permit.			
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, How Many? _____ <input type="checkbox"/> Permanent _____ <input type="checkbox"/> Limited Term _____ <input type="checkbox"/> Contract _____ <input type="checkbox"/> Temporary Help _____			
(13) SUPERVISOR DISTRICT(S) <input type="checkbox"/> 1st, <input type="checkbox"/> 2nd, <input type="checkbox"/> 3rd, <input checked="" type="checkbox"/> 4th, <input type="checkbox"/> 5th, <input type="checkbox"/> All	(14) LOCATION MAP <input checked="" type="checkbox"/> Attached <input type="checkbox"/> N/A	(15) Maddy Act Appointments Signed-off by Clerk of the Board <input checked="" type="checkbox"/> N/A	
(16) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Presentation <input type="checkbox"/> Board Business (Time Est. _____)	(17) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions (Orig + 4 copies) <input type="checkbox"/> Contracts (Orig + 4 copies) <input type="checkbox"/> Ordinances (Orig + 4 copies) <input type="checkbox"/> N/A		
(18) NEED EXTRA EXECUTED COPIES? <input type="checkbox"/> Number: _____ <input type="checkbox"/> Attached <input checked="" type="checkbox"/> N/A	(19) BUDGET ADJUSTMENT REQUIRED? <input type="checkbox"/> Submitted <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A		
(20) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) _____	(21) W-9 <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	(22) Agenda Item History <input checked="" type="checkbox"/> N/A Date _____	
(23) ADMINISTRATIVE OFFICE REVIEW <div style="text-align: right; font-family: cursive; font-size: 1.2em;">OK Leslie Brown</div>			

Reference: 06JUL25-C-3

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7-25-06
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SAN LUIS OBISPO COUNTY DEPARTMENT OF PUBLIC WORKS

Noel King, Director

County Government Center, Room 207 • San Luis Obispo CA 93408 • (805) 781-5252

Fax (805) 781-1229

email address: pwd@co.slo.ca.us

TO: Board of Supervisors

FROM: Nola Engelskirger, Development Services Division *NE*

VIA: Glen L. Priddy, Deputy Director of Public Works - Engineering Services *GLP*

DATE: July 25, 2006

SUBJECT: Request to Accept an Offer to Dedicate for Pedestrian Easements on 20th Street in Oceano, County Road No. 1184

Recommendation

It is recommended that your Board approve the resolution to accept the Offer to Dedicate on behalf of the public for a pedestrian easement on 20th Street in Supervisorial District No. 4, Oceano.

Discussion

The owner of building permit No. PMT2002-29135 was required to construct curb, gutter and sidewalk on 20th Street in Oceano. These improvements require the creation and acceptance of an easement for public pedestrian access. We are now recommending that your Board accept this offer of dedication for pedestrian access on behalf of the public.

Other Agency Involvement/Impact

The Department of Planning and Building processed the building permit.

Financial Considerations

As this road is already in the County maintained system, this action does not represent any significant increase in expenditures.

Results

The result of this action will be to accept this easement on behalf of the Public. This will ensure that the Public's pedestrian access is unimpeded at this location.

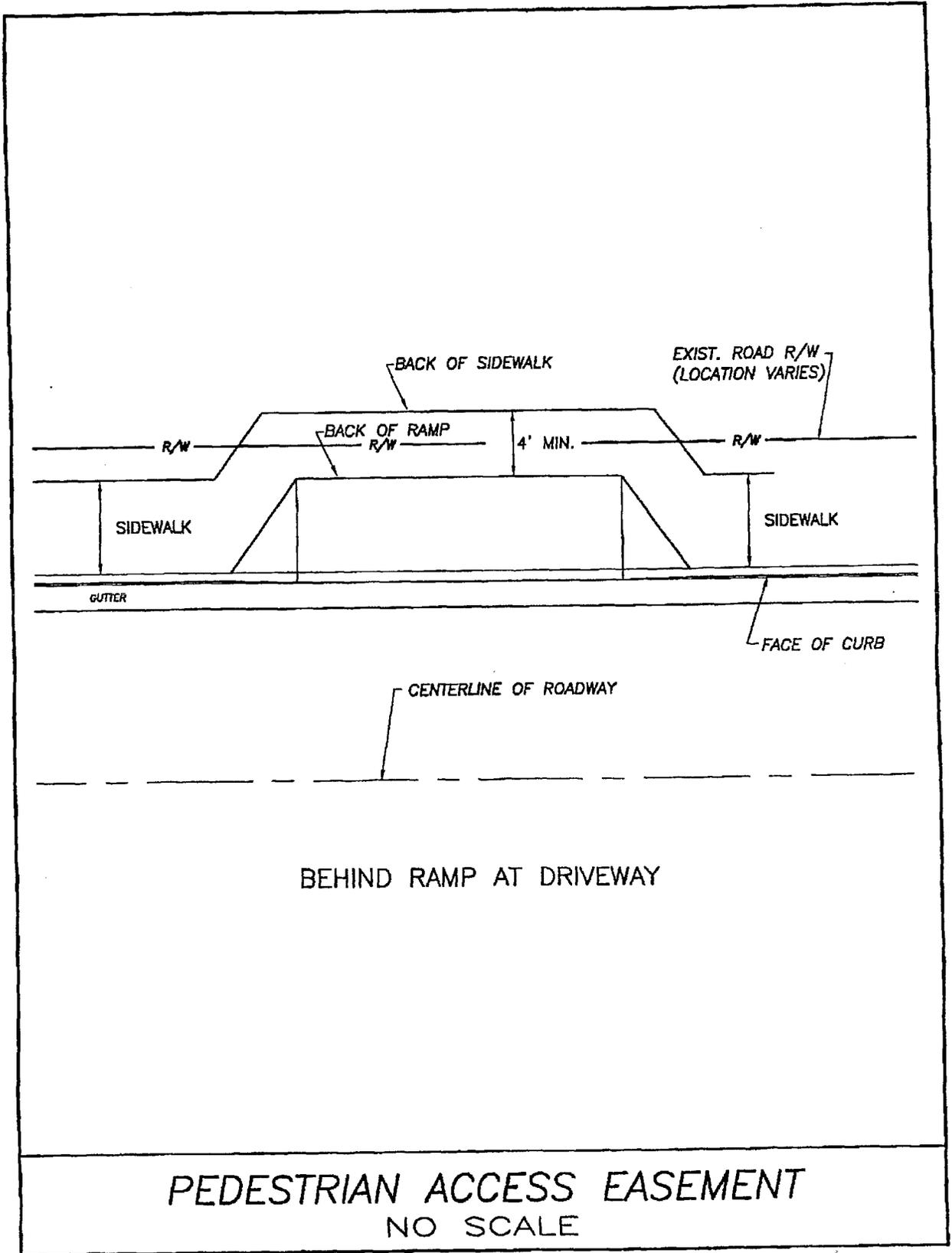
Attachments: Resolution, Vicinity Map, Recorded Offer to Dedicate

File: Road No. 1184

Reference: 06JUL25-C-3

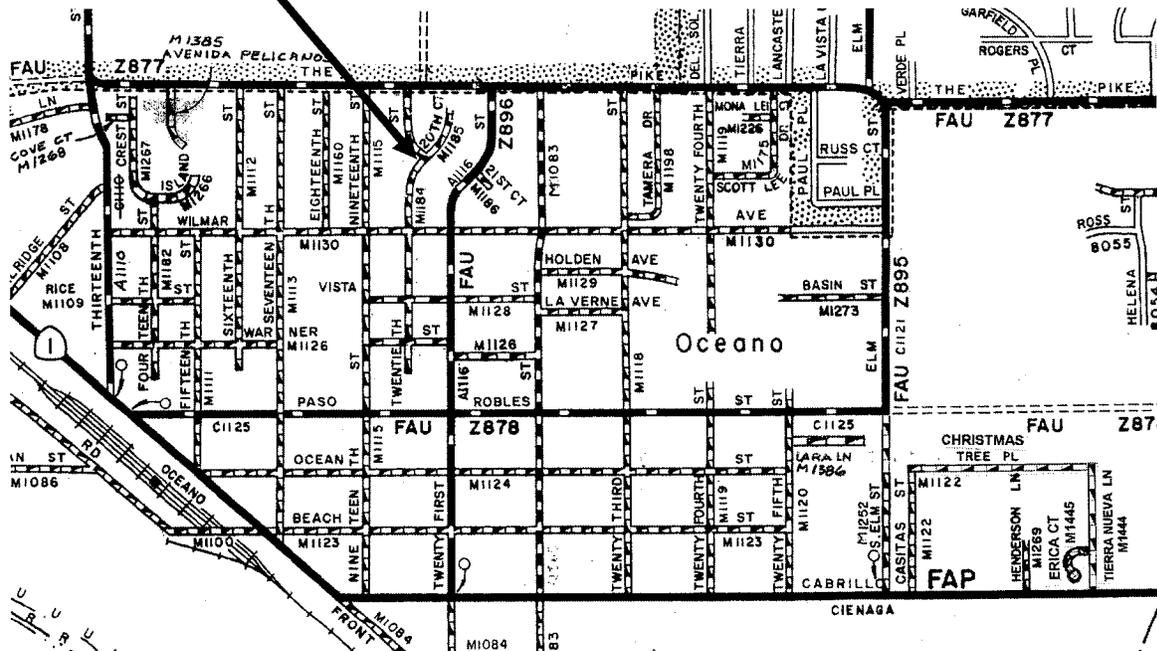
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PMT2002-29135
Project Site



↑
NORTH

LOCATION MAP

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IN THE BOARD OF SUPERVISORS
County of San Luis Obispo, State of California

_____ day _____, 20__

PRESENT: Supervisors

ABSENT:

RESOLUTION NO.

**RESOLUTION ACCEPTING PEDESTRIAN ACCESS EASEMENTS
ON BEHALF OF THE PUBLIC
COUNTY ROAD NO. 1184**

The following resolution is hereby offered and read:

WHEREAS, the County of San Luis Obispo, State of California, has been duly requested to accept a certain offer to dedicate certain pedestrian access easements on behalf of the public in said County; and

WHEREAS, the County Surveyor, by letter, has duly recommended that the Board of Supervisors:

Accept the offer of dedication for public use of the pedestrian access easements on 20th Street, Oceano, as shown on Document No. 2004006111.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, by the Board of Supervisors of the County of San Luis Obispo, State of California:

That the offer to dedicate a pedestrian easement on 20th Street, Oceano, County Road No. 1184, as shown on Document No. 2004006111 in the Office of the County Recorder, is hereby accepted on behalf of the public. Said offers of dedication are offered by Jose Isaias Montero and Ramona Jay Montero.

That the County Clerk be and hereby is authorized and directed to record a copy of the resolution in the Office of the County Recorder of the County of San Luis Obispo.

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Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing Resolution is hereby adopted.

Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

JAMES B. LINDHOLM, JR.
County Counsel

By: *Patricia J. Foran*
Deputy County Counsel

Dated: 6/26/06

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STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____ day of _____, 20 _____.

(SEAL)

County Clerk and Ex-Officio Clerk of the Board of Supervisors

By _____ Deputy Clerk.

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JULIE RODEWALD
San Luis Obispo County - Clerk/Recorder

Recorded at the request of
Public

DOC#: **2004006111**

Titles: 1 Pages:



Fees
Taxes
Others
PAID

IRREVOCABLE & PERPETUAL

OFFER TO DEDICATE
RECORDING REQUESTED BY
AND
WHEN RECORDED, RETURN TO:
San Luis Obispo County
Department of Public Works
Room 207
San Luis Obispo, CA 93408

---000---

THIS OFFER TO DEDICATE, made the 15th day of December 2003,
by Jose Isaias montero and Ramona Jay Montero
of the County of San Luis Obispo, State of California, hereinafter termed Offeror.

WHEREAS, said Offeror desires to make an offer to dedicate, irrevocably, to the public, an easement, for public pedestrian access easement purposes, which offer may be accepted at any time by any governmental entity which has the power to establish, construct and maintain roads and sidewalks.

NOW, THEREFORE, said Offeror covenants and promises as follows:

1. That said offeror is the owner of the following interest described below:
(Parent Lot Description)

✓ 1365 20th St
Oceano, CA 93445
062, 261, 041

LEGAL DESCRIPTION
ATTACHED

2. That said Offeror does hereby irrevocably and in perpetuity offer to such governmental entity a dedication of a public pedestrian access easement purposes and incidental uses upon the following described property: A strip of land of variable width lying between the BACK OF SIDEWALK and the center line of the adjacent road(s) as shown on the sketch "PEDESTRIAN ACCESS EASEMENT" attached hereto and made a part hereof.

3. That until such time as the above offer of dedication is accepted by such a government entity, all owners of property contiguous to the above described access easement shall have the right to use of said access easement.

4. That said Offeror agrees that said offer of dedication shall be irrevocable and that such a government entity may, at any time in the future, accept said offer of dedication of the public pedestrian access easement.

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5. That said Offeror agrees that this irrevocable and perpetual Offer to Dedicate is and shall be binding on his heirs, legatees, successors and assignees.

IN WITNESS WHEREOF, this Offer to Dedicate is hereby executed by the said Offeror on the day and year first above written.

Jose Isaias Montero
Offeror

Ramona Montero
Offeror

JOSE ISAIAS Montero
Offeror

Ramona Montero
Offeror

Offeror

Offeror

(NOTARIAL)

B. Acknowledgments

State of California)
County of San Luis Obispo)ss

On Dec 12, 2003 before me, Beatriz M. Ramirez "Notary Public"

(here insert name and title of the officer), personally appeared Jose Isaias

Montero and Ramona Jay Montero,
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

Beatriz M. Ramirez
Name

Beatriz M. Ramirez
Name Printed

County of San Luis Obispo



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