

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA ACCEPTING A STREET EASEMENT FOR PUBLIC STREET USES ON A PORTION OF THE REAL PROPERTY COMMONLY KNOWN AS 2501-2511 MEDCLIFF ROAD, AUTHORIZING CITY PUBLIC WORKS DIRECTOR TO EXECUTE SAME, AND CONSENTING TO THE RECORDATION BY CITY CLERK OF SAID STREET EASEMENT DEED IN THE OFFICIAL RECORDS, COUNTY OF SANTA BARBARA

WHEREAS, the City Planning Commission, under Resolution 010-10 has approved the subdivision of real property located at 2501-2511 Medcliff Road in the City of Santa Barbara;

WHEREAS, it is the City Planning Commission's condition of approval to have the property owner of 2501-2511 Medcliff Road install a new section of public sidewalk fronting the aforementioned property that is adjacent to the existing public right of way;

WHEREAS, it is necessary to acquire an easement on the private property to allow for the installation of new sidewalk improvements as required;

WHEREAS, the real property owner of 2501-2511 Medcliff Road, with respective Santa Barbara County Assessor's Parcel APN 041-330-024 and 041-330-025, currently owned by Albert F. Zech, Trustee of the Albert F. Zech Trust u/d/t dated June 29, 1993, has agreed to grant a one-foot easement fronting the said property in order to construct the new segment of public sidewalk;

WHEREAS, the written Easement Deed has been reviewed and accepted by the affected owner, and the Easement Deed has been signed voluntarily to allow follow up proceedings by the City to acquire the street easement, subject to final approval by Council;

WHEREAS, this Resolution will provide authorization by the Council of the City of Santa Barbara for the Public Works Director to execute the Street Easement Deed with the affected owner as aforementioned; and

WHEREAS, this Resolution will demonstrate intent by the Council of the City of Santa Barbara to accept the easement from the aforementioned affected real property, as more particularly described in the proposed Street Easement Deed executed and delivered for such purpose at this time, without further action or subsequent resolution to accept the Easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Santa Barbara as follows:

SECTION 1. The Public Works Director is hereby authorized by the Council of the City of Santa Barbara to execute the Street Easement Deed with Albert F. Zech Trustee of the Albert F. Zech Trust, u/t/d dated June 29.

SECTION 2. The City of Santa Barbara hereby accepts the street easement on the affected real property as aforementioned, and more particularly described in the Street Easement Deed to the City of Santa Barbara, which has been executed and delivered hereunder.

SECTION 3. The City of Santa Barbara hereby consents to the recordation by City Clerk of said Easement Deed in the Official Records, County of Santa Barbara.

SECTION 4. This Resolution shall become effective immediately upon its adoption.