



RESOLUTION NO. _____
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO
RESOLUTION OF INTENTION TO VACATE
General Vacation #05-0002
Sleepy Hollow Unit Nos. 1, 2, 4 and 5
Sleepy Hollow Homeowner's Association

WHEREAS, Sleepy Hollow Subdivision Unit Nos. 1 through 5, located in Shingle Springs, were created by five separate subdivision maps, which recorded in the County of El Dorado Recorder's office between 1972 and 1978;

WHEREAS, Unit No. 1 recorded in March 1972 in Book E of subdivision maps at Page 114, Unit No. 2 recorded in October 1974 in Book F of subdivision maps at Page 36, Unit No. 3 is a re-subdivision of the lots shown in Unit No. 1, and recorded in November 1972 in Book F of subdivision maps at Page 8, Unit No. 4 recorded in July, 1976 in Book F of subdivision maps at Page 64, and Unit No. 5 recorded in July, 1978 in Book F of subdivision maps at Page 83;

WHEREAS, the roads within said subdivision maps were irrevocably offered for dedication to the County of El Dorado for any and all public uses, including the underlying fee thereto, on, over and across those strips of land designated as Mossy Glen Court, Quail Run Road, Oakvale Drive, Sleepy Hollow Drive, Skyline Drive, Starlight Court, Quail Cove Drive, and Golden Fawn Trail, and were accepted for public uses. Further, Deerwood Drive, was irrevocably offered for dedication to the County of El Dorado as part of Sleepy Hollow Unit No. 5 final map, but was rejected by the Board of Supervisors. The irrevocable offer of dedication remains in effect;

WHEREAS, the County of El Dorado did not accept the aforementioned roads into the County maintained system, and maintenance of said roadways has been performed solely by Sleepy Hollow Homeowner's Association;

WHEREAS, in May of 2005, the Department of Transportation received an application for the General Vacation of roadways in the Sleepy Hollow Unit Nos. 1, 2, 4 and 5, as described in Exhibit A and depicted in Exhibit B, C and D, from the Sleepy Hollow Homeowner's Association;

WHEREAS, the Department of Transportation has received letters from Comcast, El Dorado Irrigation District, Pacific Gas and Electric, and A T & T, indicating they have no objection to the proposed vacation provided that a public utilities easement is reserved and excepted to accommodate existing facilities; and

WHEREAS, a hearing was held on October 13, 2005 for a Finding of Consistency to the General Plan by the County of El Dorado Planning Commission pursuant to the requirements of Government Code 65402, and the Conformed Agenda report for that hearing is hereby submitted to the Board of Supervisors as Exhibit E. The Diamond Springs Fire District and County of El Dorado Sheriff's Department provided letters expressing concerns over public safety inclusive of slowed response times and impaired ability to deter crime if the roads were thereafter gated;

WHEREAS, the Planning Commission found the proposed vacation consistent with the General Plan, on the condition that emergency access to Buckeye Rancheros was provided; that an access easement was provided to the fire district and utility companies; and that there would be no gates now or in the future on the subject roads in order to address public health and safety concerns; and

WHEREAS, the Department of Transportation has reviewed the General Vacation request and has determined that there are no plans to extend or expand said roadways and has no objection to said vacation, so long as all conditions imposed by the Planning Commission are implemented and adhered to by the Sleepy Hollow Homeowner’s Association, as described in Exhibit A and depicted in Exhibits B, C and D.

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County of El Dorado, pursuant to Section 8320, et seq., of the Streets and Highways Code, declares its intention to vacate the subdivision roadways, specifically, Mossy Glen Court, Quail Run Road, Oakvale Drive, Sleepy Hollow Drive, Skyline Drive, Starlight Court, Quail Cove Drive, Deerwood Drive, and Golden Fawn Trail, as described in Exhibit A, and depicted in Exhibits B, C and D, attached hereto and by reference made a part hereof; and

BE IT FURTHER RESOLVED, pursuant to Section 8320, et seq., that a public hearing will be held April 29, 2008 at 9:00 AM, at which time all persons interested in the proposed vacation will be heard, at the Board of Supervisors Chambers, 330 Fair Lane, Placerville, CA; and

BE IT FURTHER RESOLVED, that the Clerk of the Board of Supervisors shall publish notice of said hearing for at least two (2) weeks prior to said hearing in accordance with the requirements of Sections 8320(b), and 8322 of the Streets and Highways Code, and shall cause notices to be posted pursuant to Section 8323 of the Streets and Highways Code.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the _____ day of _____, 2008, by the following vote of said Board:

ATTEST
CINDY KECK
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By _____
Deputy Clerk

Rusty Dupray, Chairman
Board of Supervisors

I CERTIFY THAT:
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

DATE _____

ATTEST: CINDY KECK, Clerk of the Board of Supervisors of the County of El Dorado, State of California

By _____
Deputy Clerk