



RESOLUTION NO.

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO,
CALIFORNIA, PURSUANT TO SECTION 21107.7 OF THE CALIFORNIA VEHICLE CODE,
MAKING THE CODE APPLICABLE TO THE PRIVATELY OWNED ROADS WITH IN
THE PROMONTORY**

Whereas, the existing roads within the developed portion of the subdivision known as The Promontory are owned and maintained by the Promontory Owners' Association (the "Association") ; and,

Whereas, any future roads within the undeveloped portion of the Promontory will, upon completion, be dedicated to the Association for ownership and maintenance; and,

Whereas, application was made to the Board of Supervisors by the Association to apply the provision of the Vehicle Code of the State of California to the existing roads, effective immediately, and to apply the provisions for the Vehicle Code of the State of California to the future roads, effective as to each portion of the existing roads when such portion is dedicated to the Association; and,

Whereas, on March 31, 2009, pursuant to the provision of Vehicle Code Section 21107.7, the Board of Supervisors held a public hearing to determine whether or not the provisions of the Vehicle Code should apply to the existing and future roads, collectively; and,

Whereas, the Board of Supervisors found that, although the roads are not held for public purposes, by reason of their proximity to or connection with highways, the interest of the residents residing along said roads and the motoring public will best be served by the application of the provisions of the Vehicle Code to the roads; and

Whereas, it is the responsibility of the Association to contract for enforcement of the Vehicle Code by the California Highway Patrol at their sole expense and Association has agreed to contract with the California Highway Patrol for that purpose.

Now, Therefore be it Resolved by the Board of Supervisors of the County of El Dorado, as follows:

1. The Board declares that the public interest will best be served by the application of the provisions of the Vehicle Code to the roads within the subdivision known as The Promontory.
2. From the date of this Resolution, all provisions of the Vehicle Code of the State of California shall apply to the existing roads within the subdivision known as The Promontory.
3. From the date any portion of the future roads within the subdivision known as The Promontory is deeded to the Association, all provisions of the Vehicle Code of the State of California shall apply to such portion of the future roads.
4. The provisions of this Resolution shall not be effective until (i) the Association has entered into an agreement with the California Highway Patrol for enforcement of the Vehicle Code within the Promontory; and (ii) appropriate signs are erected, at the sole expense of the Association, at the entrances to said roads and streets and are of such size, shade and color as to be readily legible during daylight hours for a distance of 100 feet, to the effect that said roads and streets are subject to the provisions of the Vehicle Code of the State of California.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 31st day of March, 2009, by the following vote of said Board:

Attest:

Suzanne Allen de Sanchez
Clerk of the Board of Supervisors

Ayes:

Noes:

Absent:

By: _____
Deputy Clerk

_____ Chairman, Board of Supervisors

I CERTIFY THAT:

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

DATE: _____

Attest: Suzanne Allen de Sanchez, Clerk of the Board of Supervisors of the County of El Dorado, State of California.

By: _____