



# RESOLUTION NO. \_\_\_\_\_

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

### RESOLUTION TO TERMINATE THE MAINTENANCE OF A SECTION OF WAVERLY DRIVE IN COUNTRY CLUB HEIGHTS UNIT NO. 1 SUBDIVISION

**WHEREAS**, a portion of Waverly Drive was dedicated to any and all public uses and accepted for such uses on the final subdivision map recorded in the office of the El Dorado County Recorder in Book C at page 19 on July 29, 1959; and,

**WHEREAS**, the Director of Transportation recommends that a portion Waverly Drive be removed from the County Maintained Road System;

**WHEREAS**, this portion of Waverly Drive does not provide the primary access to occupied properties on Waverly Drive;

**WHEREAS**, traffic on Waverly Drive has been found to be intermittent and of a low volume;

**WHEREAS**, removal of asphalt concrete pavement and restoration of the area of removal to its natural state is a water quality benefit consistent with the goals of the Tahoe Regional Planning Agency and the State of California to protect the water of Lake Tahoe; and

**WHEREAS**, the actions described herein are exempt from the California Environmental Quality Act pursuant to CEQA Guidelines section 15301.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Supervisors of the County of El Dorado does hereby terminate the maintenance of the portion of Waverly Drive shown on Figure A and described in Exhibit A hereto and removes said portion of Waverly Drive from the County's maintained mileage system as follows:

1. The removal of this portion of Waverly Drive from the maintained mileage system will not preclude Utility providers the right at any time, or from time to time, to construct, maintain, operate, replace, remove, renew, and enlarge sanitary sewers, other lines of pipe, and other appurtenant and convenient structures, equipment, and fixtures as necessary over the above described portion of Waverly Drive.

2. The removal of this portion of Waverly Drive from the maintained mileage system does not preclude the rights for ingress/egress for lots 14, 15, 16, 17, 18, 19, 64, 65, 66, and 67 in Country Club Heights Unit No 1 Subdivision fronting along said portion of Waverly Drive.

3. The removal of this portion of Waverly Drive is made pursuant to Chapter 2 (commencing with Section 954.5) of Part 3, Division 2 of the Streets and Highways Code.

4. From and after the date this Resolution is recorded, the described portion of road will no longer be maintained as part of the County maintained mileage system.

5. The Board hereby finds that the above road does not provide the primary access to occupied properties, that traffic on the road is intermittent and of a low volume pursuant to Streets and Highways Code Section 954.5, and that the above road is not necessary for present or prospective use and that it would be more beneficial to the public to have the above property used for environmental purposes to assist in the efforts of the improvements of water quality.

6. The Board Clerk shall record this Resolution pursuant to Streets and Highways Code Section 8325. In accordance with Streets & Highways Code § 954.5(e), for a period of one year, the Department of Transportation shall post and maintain signage at each intersection with the subject portion of Waverly Drive that reads as follows: "This road is not maintained. El Dorado County is not responsible for any loss or injury suffered by reason of its use."

**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 \_\_\_\_\_, 2020, by the following vote of said Board:

**ATTEST**  
**KIM DAWSON**  
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: KIM DAWSON, Clerk of the Board of Supervisors of the County of El Dorado, State of California**

By \_\_\_\_\_  
Deputy Clerk