EL DORADO COUNTY BOARD OF SUPERVISORS AGENDA ITEM TRANSMITTAL Meeting of November 14, 2006

AGENDA TITLE: The Promontory Lot "N" – TM 02-1382 - Subdivision Acceptance	
DEPARTMENT: Transportation	DEPT SIGNOFF: CAO USE ONLY:
CONTACT: Keith Harvey	and the assertion "13/06
DATE: 10-26-06 PHONE: 4935	4W Manuter 3/06
DEPARTMENT SUMMARY AND REQUESTED BOARD ACTION: The El Dorado County Department of Transportation recommends the Board of Supervisors: 1) Accept the Subdivison Improvements in The Promontory Lot "N", as complete. 2) Authorize the Clerk of the Board to take the following action on The Promontory Lot "N" Maintenance Bond: a) Hold the previously posted Maintenance Bond No. 567766S in the amount of \$44,167.00 to guarantee against any defective work, labor done, or defective materials furnished. b) Authorize the Clerk of the Board to release the \$44,167.00 one year after acceptance, if there are no defects or warrantee claims. 3) Hold previously posted Laborers and Materialmens Bond No. 567766S in the amount of \$220,838.00 to guarantee payment to persons furnishing labor, materials or equipment and authorize the Clerk of the Board to release it six months after acceptance, if no claims are made.	
CAO RECOMMENDATIONS: Recommend approval. Lalle & Gel 116/06	
Financial impact? () Yes (X) No	Funding Source: () Gen Fund () Other
BUDGET SUMMARY:	Other:
Total Est. Cost	0 CAO Office Use Only:
Funding	4/5's Vote Required () Yes (No
Budgeted 0	Change in Policy () Yes () No
New Funding 0	New Personnel () Yes () No
Savings 0	CONCURRENCES:
Other 0	Risk Management
Total Funding	Ounty Counsel
Change in Net County Cost	0 Other
*Explain	
BOARD ACTIONS:	
Vote: Unanimous Or	I hereby certify that this is a true and correct copy of
Ayes:	an action taken and entered into the minutes of the Board of Supervisors
Noes:	Date:
Abstentions:	Date.
Absent:	Attest: Cindy Keck, Board of Supervisors Clerk
Rev. 04/05	By:

COUNTY OF EL DORADO

DEPARTMENT OF TRANSPORTATION



MAINTENANCE DIVISION: 2441 Headington Road Placerville CA 95667 Phone: (530) 642-4909 Fax: (530) 642-9238 RICHARD W. SHEPARD, P.E. Director of Transportation

Internet Web Site: http://co.el-dorado.ca.us/dot

MAIN OFFICE:
2850 Fairlane Court
Placerville CA 95667
Phone: (530) 621-5900
Fax: (530) 626-0387



October 26, 2006

Board of Supervisors 330 Fair Lane Placerville, California 95667

Title: The Promontory Lot "N" – TM 02-1382

Subdivision Acceptance

Meeting Date: November 14, 2006

District/Supervisor: District 1 / Supervisor Rusty Dupray

Members of the Board:

Recommendations:

The El Dorado County (County) Department of Transportation (Department) recommends the Board of Supervisors (Board):

- 1. Accept the Subdivison Improvements in **The Promontory Lot "N"**, as complete.
- 2. Authorize the Clerk of the Board to take the following action on **The Promontory Lot** "N" Maintenance Bond listed below:
 - a) Hold the previously posted **Maintenance Bond No. 567766S** in the amount of \$44,167.00 to guarantee against any defective work, labor done, or defective materials furnished.
 - b. Authorize the Clerk of the Board to release the \$44,167.00 one year after acceptance, if there are no defects or warrantee claims.
- 3. Hold previously posted **Laborers and Materialmens Bond No. 567766S** in the amount of \$220,838.00 to guarantee payment to persons furnishing labor, materials or equipment and authorize the Clerk of the Board to release it six months after acceptance, if no claims are made.

Reasons for Recommendations:

The Subdivision Improvements for **The Promontory Lot "N"** has been substantially completed according to the plans, specifications and conditions of the Agreement to Make Subdivision Improvements for Class 1 Subdivisions Between County and Owner dated September 13, 2005.

El Dorado County Board of Supervisors The Promontory Lot "N" – Subdivision Acceptance Meeting Date: November 14, 2006 Page 2 of 2

Fiscal Impact:

There is no immediate or short-term fiscal impact associated with this action. The streets associated with **The Promontory Lot "N"** are private and will be maintained by the Homeowners Association.

Net County Cost:

There is no cost to the County General Fund.

Action to be Taken Following Approval:

- 1. The Clerk of the Board will:
 - a) Hold **Maintenance Bond No. 567766S** for \$44,167.00.
 - b) Hold **Laborers and Materialmens Bond No. 567766S** in the amount of \$220,838.00.
- 2. The Department will request the Clerk of the Board release the respective bonds after the required time period, if listed conditions are met.

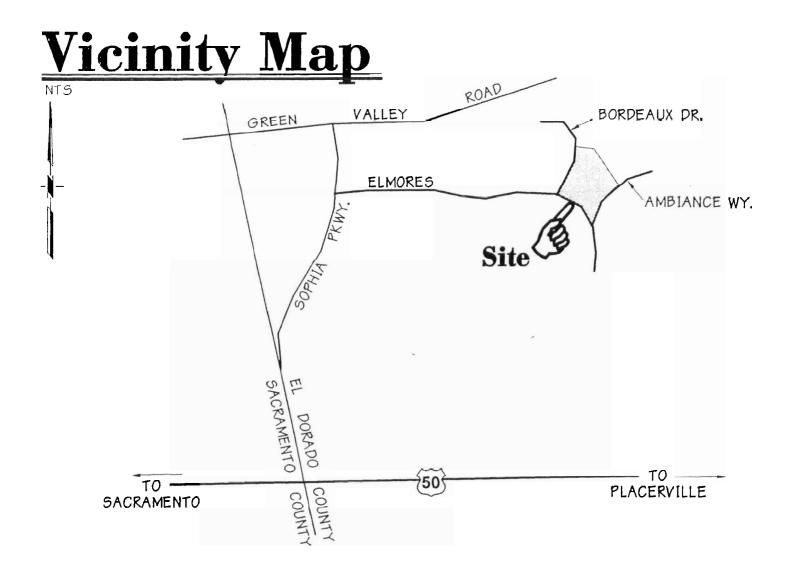
Sincerely,

Richard W. Shepard, P. E. Director of Transportation

RWS:KH:km

Attachments: Vicinity Map

Final Subdivision Map, J-58 – J58A



THE PROMONTORY LOT "N"

THE UNDERSIGNED OWNER FURTHER MAKES AN IRREVOCABLE OFFER OF DEDICATION TO THE COUNTY OF EL DORAGO FOR THE STREETS OR OTHER PUBLIC MAYS AND PRAINAGE FACILITIES SHOWN HEREON OR CONSTRUCTED WITHIN THE SUBDIVISION DRAINING E PACILITIES SHOWN HERGON OR CONSTRUCTED WITHIN THE SUBDIVISION FOR ANY AND ALL PUBLIC PURPOSES INCLUDING IMPROVEMENTS AND MAINTENANCE. SUBJECT TO THE PROVISION THAT SAID STREETS AND OTHER FUBLIC WAYS. DRAININGS EASEMITS AND FACILITIES WILL NOT BE IMPROVED OR MAINTAINED BY THE COUNTY OF EL DORADO BUT WILL BE THE RESPONSIBILITY OF THE OWNERS OF THE LOTS IN THE SUBDIVISION ACTING THROUGH A LEGAL ENTITY APPROVED BY THE BOARD OF SUFFERINGING OF THE COUNTY OF EL DORADO MAINING THE POWER OF ASSESSMENT: IF POR ANY REASON THE ENTITY IS NOT POWER OF ISSUED AND ASSESSMENT: IF POR ANY REASON THE ENTITY IS NOT POWER OF ISSUED AND ASSESSMENT. MAINTENANCE SHALL BE THE RESPONSIBILITY OF THE OWNERS OF THE LOTS IN THE SUBDIVISION. THE OWNER RESERVES AND SHALL FURTHER RESERVE THROUGH ANY CONVEYANCE OF TITLE HEREAFTER GRANTED, THE RIGHT TO CONVEY AS PASSMENTS FOR ROAD AND UTILITY FURPOSES WHICH SHALL BE BENEFICIAL TO ANY OR ALL LOTS SHOWN HEREON OR FOR ADJACENT PROPERTIES HERETO, OVER, LINDER AND ACROSS ALL STREETS, OTHER PUBLIC WAYS AND EASEMENTS SHOWN OR CONVEYED

THE UNDERSIGNED OWNER FURTHER MAKES AN IRREVOCABLE OFFER OF DEDICATION TO THE COUNTY OF EL DORADO FOR THE FOLLOWING.

L) EASEMENTS FOR DRAINAGE AND APPURTEMENT DRAINAGE PIPES AND STRUCTURES WITHIN THE DRAINAGE EASEMENTS SHOWN HEREON.

2) SLOPE EASEMENTS, TWELVE AND ONE HALF FEET (125) CONTIGUOUS TO ALL STREETS OR FIVE FEET (5) BEYOND THE TOP OF THE CUT OR TOE OF FILL WHICHEVER IS LARGER FOR KROAD SLOPE MAINTENANCE FURPOSES.

5) RIGHTS OF ACCESS OVER AND ACROSS ANY PORTION OF THE LOTS, COMMON AREAS AND LOT R FOR THE PURPOSE OF INSPECTING, MAINTAINING, OR REPLACING ON SITE FACILITIES.

THE UNDERSIGNED OWNER ALSO HEREBY OFFERS TO THOSE CERTAIN COMPANIES AND PUBLIC ENTITIES WHICH WILL PROVIDE SERVICES:

A) PUBLIC UTILITY EASEMENTS FOR OVERHEAD AND UNDERGROUND WIRES, CONDUITS, PIPELINES, POLES, GUY WIRES, ANCHORS AND APPURTENANT FINTURES, WITH THE RIGHT TO TRIM AND REMOVE LIMBS, TREES AND BRUSH THEREFROM, OVER, UNDER AND ACROSS THE STREETS AND OTHER PUBLIC WATS SHOWN OR CONVEYED HEREON. TOGETHER WITH THE FIVE FEET (5) ON BOTH SIDES OF ALL SIDE LOT LINES, EXTENDING FROM THE STREET RIGHT OF WAYS SHOWN HEREON ALONG SAID SIDE LOT LINES A DISTANCE OF FIFTY FEET (SET) AND THE FRONT TWELVE AND ONE HALF FEET (125') CONTIGUOUS TO ALL STREETS.

B) POSTAL EASEMENTS, FIVE FEET (5) ADJACENT TO ALL STREET RIGHT OF WAYS.

ALL OFFERS MADE HEREIN ARE IRREVOCABLE AND SHALL REMAIN OPEN IN PERPETUITY DESPITE A REJECTION OF SUCH OFFER BY THE APPLICABLE PUBLIC

BOULDER GLEN INVESTORS A CALIFORNIA GENERAL PARTNERSHIP

DY Calling DATE: 5/81/05 Michael Seneral Partner

NOTARY ACKNOWLEDGEMENT

STATE OF CALIFORNIA)55

ON THIS \$1\$ DAY OF #44 \ , 2005, BEFORE ME, THE UNDERSIGNED A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE PERSONALLY APPEARED #1 AND AND FOR SAID COUNTY AND STATE PERSONALLY APPEARED IN 10 AND THE SAID OF SAITSPACTORY EVIDENCE, TO BE THE PRESON S) WHOSE NAME(S). ISJARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HEISHERTHEY EXECUTED THE SAME IN HISMERTHEIR AUTHORIZED CAPACITY(IES). AND THAT BY HISMERITHEIR SIGNATURES) ON THE INSTRUMENT THE PERSONIS). OR THE ENTITY UPON BEHALF OF WHICH THE PERSONIS) ACTED, EXECUTED THE INSTRUMENT.

WITHESS MY MAND AND OFFICIAL SEAL. NOTARY PUBLIC IN AND FOR THE

MY COMMISSION EXPIRES: 04/02/08

TENTATIVE MAP 82-1382 APPROVED 5 22-83

The Promontory, Lot N

A PORTION OF THE NE V4 OF THE NE V4 SECTION 28 AND A PORTION OF THE NW V4 OF THE NW V4 SECTION 27 T. 10 N. R. B E., M.D.M.

ALSO BEING LOT D OF SUB. 1-118 COUNTY of EL DORADO STATE of CALIFORNIA

MAY. 2005 SHEET 1 of 2

- CARLTON ENGINEERING INC. -

TRUSTEE'S STATEMENT

THE UNDERSIGNED, STOCKMANS BANK, TRUSTEE UNDER THAT CERTAIN DEED OF TRUST DATED NOVEMBER 22, 2004, RECORDED DECEMBER 22, 2004, SERIES NO. 2004-0090405 OF OFFICIAL RECORDS OF THE COUNTY OF EL DORADO, HEREBY CONSENTS TO THE REPROVADLE OFFERS OF DEDICATION SHOWN HEREON AND THE PREFARATION AND FILING OF THIS MAP.

STOCKMANS BANK BY MYLINGS

DATE: 5/21/05

NOTARY ACKNOWLEDGEMENT

COUNTY OF EL DOWNOUTH OF EL DOWNOUTH

WITNESS MAND AND OFFICIAL SEAL.

NOTARY PUBLIC IN AND FOR THE

MY COMMISSION EXPIRES: 04/02/08

COUNTY TAX COLLECTOR'S STATEMENT

I, C.L. RAFFETY, HEREBY STATE THAT, ACCORDING TO THE RECORDS OF THIS OFFICE, THERE ARE NO LIENS AGAINST THIS SUBDIVISION OR ANY PART THEREOF FOR UNPAID THERE ARE NO LIES ADMINIST HIS SUPPLYISION OF ANY TAX THERE OF ANY TAX STATE, COUNTY, MUNICIPAL, OR LOCAL TAXES OR SPECIAL ASSESSMENTS COLLECTED AS TAXES, EXCEPT TAXES OR SPECIAL ASSESSMENTS NOT YET PAYABLE, PROVIDED THAT THE FIRMAL MAP IS ACCEPTED FOR RECORD AND FILED PRIOR TO THE NEXT SUCCEEDING LIEN DATE.

DATE: 6/08/05

TAX COLLECTOR

COUNTY OF EL DORADO, CALIFORNIA

SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION, THE SURVEY IS TRUE AND COMPLETE AND IS BASED UPON A FIELD SURVEY IN COMPORANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUIREMENT OF BOULDER GITH INVESTORS ON PERSUARY ID. 2005. I HEREBY STATE THAT THIS FINAL MAP SUBSTANTIALLY COMPORAS OF THE CONTINUALLY APPROVED TENTATIVE MAP AND THAT THE MONUMENT. ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED AND THAT SAID MONUMENTS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

DEPLIC

Como Caldan JAMES C. WILLSON L.S. 4663 LICENSE EXPIRATION DATE 9-38-86

DATE: 5-17-05



COUNTY ENGINEER'S STATEMENT

I. Elimbeth Diamend Heredy State that all the required construction plans and specifical as were approved and that bubdivider has executed the necessary agreement and submitted the required security to secure completion of the required improvements for this subdivision.

NAME: COUNTY ENGINEER DEPARTMENT OF TRANSPORTATION COUNTY OF EL DORADO, CALIFORNIA REG. EXP. DATE: 9-30-05

4:1 14335 Fit 8- 10 8

DEVELOPMENT SERVICES DIRECTOR'S STATEMENT

I. GREGORY L. FUZ, HEREBY STATE THAT THIS FINAL MAP CONFORMS SUBSTANTIALLY TO THE TENTATIVE MAP OF THIS SUBPIVISION APPROVED ON MAY 22 2993. BY THE BOARD OF SUPERVISORS AND ANY APPROVED ALTERATIONS MAY 22 2885 BY THE BOARD OF SUPERVISORS AND GREAT APPROVAL HAVE THEREOF AND THAT ALL CONDITIONS IMPOSED UPON SAID APPROVAL HAVE

DEVELOPMENT SERVICE DIRECTOR COUNTY OF EL DORADO, CALIFORNIA

let 1. Man PETER N. MUNER
PRINCIPAL PLANNER
COUNTY OF EL DORADO, CALIFORNIA

DATE: 26 ang. 2005

COUNTY SURVEYOR'S STATEMENT

I HAVE EXAMINED THE MAP, THE SUBDIVISION AS SHOWN IS SUBSTANTIALLY THE SAME AS IT AFFEARED ON THE TENTATIVE MAP, IF REQUIRED, AND ANY AFFEAVED ALTERATIONS THEREOF, ALT PROVISIONS OF CHAPTER 2 OF THE SUBDIVISION MAP ANY ADDRESS AND OF ANY LOCAL ORDINANCES AFFILICABLE AT THE TIME OF AFFROMAL OF THE ETHATINE MAP, IF REQUIRED, HAVE BEEN COMPLIED WITH. I AM SATISFIED THAT THE MAP IS TECHNICALLY CORRECT.

DANIEL S. RUSSELL LS. SOTT COUNTY SURVEYOR COUNTY OF EL DORADO, CALIFORNIA PATE: 8-30-05

LICENSE EXPIRATION DATE: 12-31-05

040 RICHARD L BRINER LS. 5084 LICENSE EXPIRATION DATE 06-50-07 DEPUTY SURVEYOR
COUNTY OF EL DORADO, CALIFORNIA



BOARD CLERK'S STATEMENT

I, CINDY CECC. HEREBY STATE THAT THE BOARD OF SUPERVISORS, BY ORDER ON DOUTE AND APPROVED THIS SHALL MAY OF THIS PROVIDED THAT AND ACCOUNT OF THIS PROVIDED THAT AND ACCOUNT OF THE PROVIDED THAT AND

CINCLE HOOK DATE
CIRTY GETS
CLERK OF THE BOARD OF SUPERVISORS
COUNTY OF EL DORADO, CALIFORNIA

BY: CASHALON JAMES

BY: CASHALO

RECORDER'S CERTIFICATE

FILED THIS AY DAY OF LIVE 2 20 AFAT (2.3 M. IN BOOK A) OF MAPS, AT PAGE STO DOCUMEN NO. 25 - 77 25 AFAT (2.3 M. IN BOOK A) OF MAPS, AT PAGE STO DOCUMEN IN INFESTIONS.

TITLE TO THE LAND INCLUDED IN THIS SURDIVISION IS GUARANTEED BY TITLE CENTIFICATE NO. 2017 79/27 EXPERED BY PLACER TITLE COMPANY AND IS ON FILE IN THIS OFFICE.

WILLIAM E. SCHULTZ COUNTY RECORDER, CLERK COUNTY OF EL DORADO, CALIFORNIA

BY Linds Ralli

NOLES

EGEND