

RESOLUTION NO.129-07

RESOLUTION OF THE MEMBERS OF THE CITY COUNCIL, RICHMOND, CALIFORNIA, ACCEPTING A GRANT OF A PERPETUAL NON EXCLUSIVE EASEMENT FOR UNDERGROUND SANITARY SEWER AND STORM DRAIN PURPOSES AND A GRANT OF A NON EXCLUSIVE EASEMENT TO OPERATE A PUBLIC BIKE PATH.

WHEREAS, the property owner, Target Corporation, is developing property described in Exhibit A of the Grant of Easement; and

WHEREAS, the property carries easements for sanitary sewer, storm drain and public bike path to be maintained by the City of Richmond as shown on Exhibit B of the Grant of Easement; and

WHEREAS, the City of Richmond has approved the relocation of the sewer and storm drain and development of the public bike path; and

WHEREAS, Target Corporation has offered a grant of a perpetual non-exclusive easement for sanitary sewer and storm drain purposes ("Facilities Easement") and a grant of a non-exclusive easement to operate a public bike path for a period not to exceed seven (7) years ("Bike Path Easement") collectively, "Easement Grants"; and

WHEREAS, the City Engineer has approved the proposed easements.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Richmond, California, hereby accepts the proposed Easement Grants from Target Corporation, which are attached and incorporated herein by reference, and in which are set forth in the attached legal descriptions and plots prepared by AMS Associates, Inc., dated November 19, 2007.

I certify that the foregoing Resolution was passed and adopted by the Members of the City Council of the City of Richmond at a regular meeting held on December 11, 2007 by the following vote:

AYES: Councilmembers Bates, Butt, Marquez, Rogers, Sandhu, Thurmond, Viramontes, and Mayor McLaughlin
NOES: None
ABSTENTIONS: None
ABSENT: Councilmembers Lopez

DIANE HOLMES
Clerk of the City of Richmond

(SEAL)

Approved:

GAYLE McLAUGHLIN
Mayor

Approved as to form:

LOUISE RENNE, Interim
City Attorney

State of California }
County of Contra Costa : ss.
City of Richmond }

I certify that the foregoing is a true copy of Resolution No. 129-07, finally passed and adopted by the Council of the City of Richmond at a meeting held on December 11, 2007.