

**RESOLUTION NO. 108-06**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND,  
CALIFORNIA, ACCEPTING A GRANT OF NON-EXCLUSIVE PUBLIC  
ACCESS EASEMENT FOR TRAIL PURPOSES ADJACENT TO THE  
SEACLIFF ESTATES PROJECT**

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WHEREAS, on February 8, 2000, in Resolution Number 21-00 the City Council of the City of Richmond approved development of the Seacliff Estates Project (the "Project");

WHEREAS, as a condition of approval of the Project, the developer was required to provide a six-foot wide public access easement through Parcel A as shown on the Tentative Map for the Project and to develop thereon a trail to be maintained in perpetuity by the Seacliff Estates Homeowners Association;

WHEREAS, in compliance with that condition of Project approval, the Project developer, Toll Brothers, Inc., has offered a grant of a 6 (six) foot wide non-exclusive public access easement for trail purposes and all incidents thereto as described in the attached "Grant of Easement"; and

WHEREAS, the City Engineer has approved the proposed easement and determined that it is adequate for its purpose,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RICHMOND DOES HEREBY FIND AND RESOLVE AS FOLLOWS:

- (1) The proposed Grant of Easement complies with the condition of Project approval requiring provision of a public access easement for trail purposes; and
- (2) The City of Richmond hereby accepts the proposed Grant of Easement from Toll Brothers, Inc., attached hereto and incorporated herein by reference, which sets forth in the legal description prepared by David W. Enke and dated August 25, 2006, and in the plat prepared by P/A Resources, Inc. and dated August 25, 2006 the exact location of a public access easement for trail purposes.

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I certify that the foregoing was passed and adopted by the Council of the City of Richmond, California at a meeting held on October 3, 2006, by the following vote:

AYES: Councilmembers Bates, Griffin, Marquez, McLaughlin, Rogers, Thurmond, Viramontes, and Mayor Anderson

NOES: Councilmember Butt

ABSTENTIONS: None

ABSENT: None

DIANE HOLMES  
Clerk of the City of Richmond

(SEAL)

Approved:

IRMA L. ANDERSON  
Mayor

Approved as to Form:

JOHN EASTMAN  
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. 108-06, finally passed and adopted by the Council of the City of Richmond at meeting held on October 3, 2006