

RESOLUTION NO. 3-07

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND,
CALIFORNIA, ACCEPTING A GRANT OF A NON-EXCLUSIVE EASEMENT FOR
UNDERGROUND SANITARY SEWER PURPOSES**

WHEREAS, the property owner, Marina Bay Crossing, LLC of lot 3 as shown on Parcel Map MS 756-97 has developed the property; and

WHEREAS, the property carries a 10'-wide sanitary sewer easement of which a 33" diameter sanitary sewer line maintained by the City of Richmond, lies within; and

WHEREAS, because of the development the 33" diameter sanitary sewer line and 10'-wide easement had to be relocated; and

WHEREAS, The City of Richmond has approved of the relocation of this sewer lines and easement; and

WHEREAS, Marina Bay Crossing, LLC has offered a grant of a non-exclusive easement for sanitary sewer purposes as described in the attached "Grant of Easement"; and

WHEREAS, the City Engineer, serving as the Director of Public Services, has approved the proposed easement as adequate for its purpose.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Richmond hereby accepts the proposed Grant of Easement from Marina Bay Crossing, LLC, which is attached hereto and incorporated herein by reference, and in which is set forth the legal description and the plat prepared by JMH Weiss, Inc., dated June 16, 2005, the exact location of an easement for sanitary sewer purposes.

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a meeting thereof on January 16, 2007 by the following vote:

Ayes: Councilmembers Bates, Butt, Lopez, Marquez, Rogers, Thurmond, Viramontes, and Mayor McLaughlin

Noes: None

Abstentions: None

Absent: None

DIANE HOLMES
Clerk of the City of Richmond

[Seal]

Approved:

GAYLE McLAUGHLIN
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. 3-07, finally passed and adopted by the Council of the City of Richmond at a meeting held on January 16, 2007.