

**RESOLUTION NO. 120-17**

**RESOLUTION TO ACCEPT EASEMENT ALONG THE BACK OF SIDEWALK AT HILLTOP MALL ROAD AT THE NORTH LIMIT LINE OF THE PROPERTY ADDRESS 3000-3050 HILLTOP MALL ROAD IN THE CITY OF RICHMOND, CONTRA COSTA COUNTY, CALIFORNIA TO BE RECORDED FOR THE PARCEL APN 405-303-015**

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**WHEREAS**, a parcel of 8.382 acres of land with an APN 405-303-015 has been developed into a school with the name “Hilltop Speculative School” located at the southeast corner of Shane Drive and Hilltop Mall Road in the City of Richmond, County of Contra Costa, State of California resulting from the lot merger/lot line adjustment recorded with Contra Costa County Recorder Office by document DOC-2014-0154584-00;

**WHEREAS**, the “Hilltop Speculative School” site incorporated onsite landscaping and vehicular access improvement to meet Planning and Building requirements;

**WHEREAS**, the offsite improvement such as the new sidewalks, curbs and gutters, new driveway entrances and new pedestrian crosswalk at Shane Drive are included in the school site improvements;

**WHEREAS**, the City right of way along north property line of the school site can only fit four (4) foot wide new sidewalks;

**WHEREAS**, the site development incorporated a City staff request to increase the sidewalk width by twelve (12) inches to build five (5) feet sidewalks along Hilltop Mall Road;

**WHEREAS**, the new sidewalk at Hilltop Mall Road along the north parcel limits for the school property consisted of a 4.0’ City right of way and a 1.0’ of private property made available for general public; and

**WHEREAS**, the final design incorporated a segment of sidewalks at the school site serving pedestrians from the general public along which consists of both the private & public right of way and the Developer will retain 100% responsibility over the sidewalk maintenance for this selected segment for which a Public Access Easement (PAE) as shown in EXHIBIT A is made for City acceptance and recordation; and

**WHEREAS**, it is in the City’s best interest to accept the grant of PAE..

**NOW, THEREFORE BE IT RESOLVED** that the City Council of the City of Richmond hereby accepts the PAE delineated by EXHIBIT A and authorizes City staff to proceed with the PAE recordation.

**BE IT FURTHER RESOLVED** that the Clerk of the City of Richmond is hereby instructed to record this Resolution and the Public Access Easement (PAE) with the Office of the Recorder of Contra Costa County, California.

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held October 3, 2017, by the following vote:

AYES: Councilmembers Choi, Martinez, Myrick, Recinos, Willis, Vice Mayor Beckles, and Mayor Butt.

NOES: None.

ABSTENTIONS: None.

ABSENT: None.

PAMELA CHRISTIAN  
CLERK OF THE CITY OF RICHMOND  
(SEAL)

Approved:

TOM BUTT

Mayor

Approved as to form:

BRUCE GOODMILLER

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. 120-17**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on October 3, 2017.

  
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Pamela Christian, Clerk of the City of Richmond