



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AN AGREEMENT BETWEEN THE COUNTY OF NEVADA AND NEW VERDE MINES, LLC RELATING TO THE NORTH STAR WATER TREATMENT PROJECT AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AGREEMENT – DISTRICT 3

WHEREAS, on December 8, 2015 the Board of Supervisors approved Resolution 15-551, a Mitigated Negative Declaration, Use Permit and Management Plan for the North Star Water Treatment project on property located on 12509 Allison Ranch Road and upholding the planning commission's actions on the project, subject to modified conditions of approval; and

WHEREAS, condition B.1 "Right-of-Way" of the project conditions of approval require the applicant to provide rights for the County to perform routine maintenance, shoulder widening, road widening, drainage improvements, and fuels modification on portions of Allison Ranch Road and the Bypass Road; and

WHEREAS, the condition also requires the County and New Verde Mines, LLC (Owner) to enter into an agreement to better define these responsibilities; and

WHEREAS, the Nevada County Department of Public Works and County Counsel have prepared an Indemnification Agreement that thoroughly defines and describes the responsibilities for both the County and the Owner relating to Allison Ranch Road and the Bypass Road; and

WHEREAS, the Agreement also requires the Owner to provide Offers of Dedication in four separate segments that include the portion of each road on the Owner's property.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors:

1. Approves the Indemnification Agreement between New Verde Mines, LLC and the County of Nevada and authorizes the Chair of the Board of Supervisors to execute the Agreement.
2. Authorizes the Director of Public Works to execute on behalf of the County a Certificate Accepting Offer of Dedication, hereby accepting Items 1, 2 and 3 and rejects Item 4 subject to Section 771.010 of the Code of Civil Procedure and retains the right to accept this Item at a later date by Resolution with further action by the Grantor as shown on the attached offers of dedication for Segments 1-3 of Allison Ranch Road and the Allison Ranch Bypass Road.