



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

COMPLETION OF THE OFFER OF DEDICATION PER DEED DOCUMENT NUMBERS 2013-033155 AND 2013-033157 TO ACCEPT ITEM #2 (P.U.E.) AND REJECT ITEMS #1, 3, 4, 5 & 6 SUBJECT TO SECTION 771.010 OF THE CODE OF CIVIL PROCEDURE AND RETAIN THE RIGHT TO ACCEPT THESE ITEMS AT A LATER DATE PER SECTION 66477.2(a) OF THE SUBDIVISION MAP ACT.

ASSESSOR'S PARCEL NUMBER: 036-800-001 THRU 036-800-008 – DISTRICT 5

WHEREAS, an Offer of Dedication to the County of Nevada was recorded as Deed Document Numbers 2013-033155 and 2013-013357 as part of the conditions of approval for Parcel Map, PM09-008 for various Public Uses as shown on that certain Parcel Map recorded in Book 21 of Parcel Maps at Page 24, Official Records; and

WHEREAS, the Offer of Dedication Deed Document No. 2013-033155 has six (6) Items offered to the County for Public purposes and Deed Document No. 2013-033157 has three (3) Items offered to the County for Public purposes; and

WHEREAS, the Offer of Dedication Deed documents did not include an Acceptance Certificate signed by the Director of Public Works accepting or rejecting the items listed in the Deed as authorized by Resolution No. 02-595; and

WHEREAS, the County of Nevada has received a request from the property owners, Ridgetop Holdings, LLC, to correct this error and accept the Items for Public Utility Easement and Emergency Access purposes and reject the Items for road and trail purposes subject to Section 771.010 of the Code of Civil Procedure and retain the right to accept these items at a later date per Government Code Section 66477.2(a) (the Subdivision Map Act); and

WHEREAS, the Public Utility Easements and Emergency Access items within the Offer of Dedication Deed Documents should be accepted for Public purposes and the remaining road and trail items should be rejected subject to Section 771.010 of the Code of Civil Procedure and retain the right to accept these items at a later date per Section 66477.2(a) of the Subdivision Map Act; and

WHEREAS, the Nevada County Surveyor has reviewed the Maps and Deeds and finds that this acceptance and rejection was the original intent in 2013 and this correction is necessary to complete the aforementioned Offer of Dedication Deeds; and

NOW, THEREFORE, BE IT RESOLVED that the Nevada County Board of Supervisors has reviewed and considered this Offer of Dedication acceptance and rejection and hereby finds and determines as follows:

1. The above recitals are true and correct.
2. The original Offer of Dedications per Deed Document Numbers 2013-033155 and 2013-033157 did not include the required Acceptance Certificate signed by the Director of Public Works as authorized by Resolution No. 02-595.

3. The acceptance of Item #2 as described in Deed Document Number 2013-033155 and the acceptance of Items #2 & #3 as described in Deed Document Number 2013-013357 and shown on Parcel Map No. PM09-008 in Book 21 of Parcel Maps at Page 24, which are for Public Utility Easement and Emergency Access purposes.
4. The rejection of Items 1, 3, 4, 5 & 6 as described in Deed Document Number 2013-033155 and the rejection of Item #1 as described in Deed Document Number 2013-013357 and shown on Parcel Map No. PM09-008 in Book 21 of Parcel Maps at Page 24, subject to Section 771.010 of the Code of Civil Procedure and retain the right to accept these items at a later date per Section 66477.2(a) of the Subdivision Map Act.

BE IT FURTHER RESOLVED that the Nevada County Board of Supervisors hereby:

1. Accepts Item #2 as described in Deed Document Number 2013-033155 and Items #2 & #3 as described in Deed Document Number 2013-013357 and shown on Parcel Map No. PM09-008 in Book 21 of Parcel Maps at Page 24, which are for Public Utility Easement and Emergency Access purposes.
2. Rejects Items 1, 3, 4, 5 & 6 as described in Deed Document Number 2013-033155 and reject Item #1 as described in Deed Document Number 2013-013357 and shown on Parcel Map No. PM09-008 in Book 21 of Parcel Maps at Page 24, subject to Section 771.010 of the Code of Civil Procedures and retain the right to accept these items at a later date per Section 66477.2(a) of the Subdivision Map Act.
3. Directs the Clerk of the Board of Supervisors to record this Resolution of Acceptance.