

REPORT TO CITY COUNCIL

DATE: MARCH 11, 2009

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER

BY: RAMIRO ADEVA, CITY ENGINEER

SUBJECT: APPROVE RESOLUTION NO. 09-1518; ACCEPTANCE OF RIGHT-OF-WAY DEDICATION LOCATED AT 30345 CANWOOD STREET (APN 2054-020-039)

As a condition of approval for planning case number 06-CUP-006 (Chabad of the Conejo), the applicant was required to dedicate an approximate 12-foot-wide strip of right-of-way along the property frontage to match the adjacent property lines.

Article 3, Section 66745 of the State Subdivision Map Act and Chapter 6, Part 1, Division 2 (et al.) of the Agoura Hills Municipal Code allows for the dedication of property to achieve sufficient right-of-way in the event the City wishes to widen the road in the future.

The attached right-of-way documents have been reviewed and approved by the City Engineer.

RECOMMENDATION

Staff respectfully recommends the City Council:

1. Adopt Resolution No. 09-1518, which makes the findings required by the State Subdivision Map Act and City of Agoura Hills Municipal Code, and accepts the portion of property located at 30345 Canwood Street; and
2. Authorize the City Clerk to record the resolution with the Los Angeles County Recorder.

Attachments: Resolution No. 09-1518
Dedication Documents

RECORDING REQUESTED BY
COUNTY OF LOS ANGELES

WHEN RECORDED, MAIL TO:
CITY CLERK
CITY OF AGOURA HILLS
30001 LADYFACE COURT
AGOURA HILLS, CA 91301

NO RECORDING FEE/PUBLIC ENTITY (GOV'T CODE 6103)

Space Above this Line for Recorder's Use

RESOLUTION NO. 09-1518

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
AGOURA HILLS, CALIFORNIA ACCEPTING THE RIGHT-OF-
WAY DEDICATION WITHIN THE PROPERTY AT 30345
CANWOOD STREET IN AGOURA HILLS**

THE CITY COUNCIL OF THE CITY OF AGOURA HILLS HEREBY FINDS,
RESOLVES AND ORDERS AS FOLLOWS:

Section 1. That portion of the of the Subdivision of Lot "E" allotted to the Estate of Jose Reyes, in the Partition of the Rancho Las Virgenes, Superior Court Case No. 2898, in the City of Agoura Hills, as per Map recorded in Book 52, Page 63 of Miscellaneous Records, in the Office of the County Recorder of the County of Los Angeles as described in the attached Exhibits A and B, shall be, and are hereby, dedicated to the City of Agoura Hills. Such dedication is made pursuant to Article 3, Section 66745 of the State Subdivision Map Act and Chapter 6, Part 1, Division 2 (et,al) of the Agoura Hills Municipal Code which provides the authority and the procedure for dedications.

Section 2. The City Council accepts the portion of land along the frontage into the City's public right-of-way inventory.

Section 3. The City Council finds that any and all easements for utilities, public and private, in place on the dedicated portion of said easement that are in use or that will be affected by the dedication shall remain until so vacated by said utilities.

Section 4. Those portions of land, as described in Section 1 and in attached Exhibits A and B, shall be recorded as dedicated from this date forward as they will serve the needs of the City as established by the City General Plan.

PASSED, APPROVED, AND ADOPTED this 11th day of March, 2009, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Denis Weber, Mayor

ATTEST:

Kimberly M. Rodrigues, City Clerk

RECORDING REQUESTED BY:

City of Agoura Hills
Public Works Department
30001 Ladyface Court
Agoura Hills, CA 91301

AND WHEN RECORDED MAIL TO:

City Clerk
City of Agoura Hills
30001 Ladyface Court
Agoura Hills, CA 91301

EXEMPT RECORDING FEES GOVERNMENT CODE SECTION 6103 & 27383 (SPACE ABOVE THIS LINE FOR RECORDER'S USE)

DEED OF RIGHT-OF-WAY

CITY OF AGOURA HILLS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

GRANTOR(S)

Hereby grant(s) to the City of Agoura Hills, a political subdivision of the State of California, for public street and road purposes, public utilities, wires, cables, conduits, storm drains, sanitary sewers, water pipelines (for any purpose, potable or non-potable, domestic or recycled), a right-of-way and easement in, over, under, upon, and across all that real property situated in the City of Agoura Hills, County of Los Angeles, State of California, described as follows:

SEE ATTACHED EXHIBIT A AND EXHIBIT B

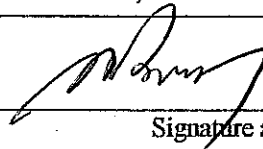
Project Number:

SIGNATURE(S) OF GRANTOR(S) (NOTE: ATTACH PROPER NOTARY ACKNOWLEDGEMENT)

FULL NAME OF CORPORATION: CHABAD OF THE CONEJO, INC.

Russ. Moshe Szycki

Type of Print Name



Signature and Date

For Chair of the Council
11/11/2008

Type and Print Name

Signature and Date

This is to certify that the interest in real property conveyed by the within instrument to the City of Agoura Hills, California, a municipal corporation, is hereby accepted by order of the City Council, and the grantee consents to the recordation thereof by its duly authorized officer.

CITY OF AGOURA HILLS:

Kimberly Rodriguez, CITY CLERK

DATE

ACKNOWLEDGMENT

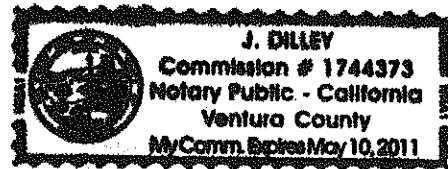
State of California
County of Los Angeles)

On November 11, 2008 before me, J. Dilley, Notary Public
(insert name and title of the officer)

personally appeared Rabbi Moshe Bryski,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in
his/h~~er~~/their authorized capacity(ies), and that by his/h~~er~~/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct.

WITNESS my hand and official seal.



Signature J. Dilley (Seal)

EXHIBIT "A"
CANWOOD STREET DEDICATION

A portion of the following described Parcel 1:

Parcel 1

That portion of the Subdivision of Lot "E" allotted to the Estate of Jose Reyes, in the Partition of the Rancho Las Virgenes, Superior Court Case No. 2898, in the City of Agoura Hills, as per Map recorded in Book 52, Page 63 of Miscellaneous Records, in the Office of the County Recorder of said County, described as follows:

Beginning at a 1 inch iron pipe in the North Line of Ventura Boulevard, 60 feet wide, distant North 84° 20' East 43.98 feet from the southwest corner of that 37.71 acre tract of land described in deed to Espiritu R. De Chavez, recorded in Book 3887, Page 386 of Official Records; thence North parallel with the West Line of said 37.71 acre tract 180.04 feet to the true point of beginning; thence North parallel with the said West Line 257.67 feet to a ¾ inch iron pipe; thence parallel with the North Line of said Ventura Boulevard North 84° 20' East 100 feet to a 1 inch iron pipe in the East Line of that 9.24 acre tract of land allotted to Joe P Chavez, recorded in Book 3983, Page 288 of Official Records; thence south along said line of that 9.24 acre tract 253.87 feet to a point in said line which is distant 183.84 feet along said produced to a ¾ inch iron pipe in the said North Line of Ventura Boulevard; thence South 78° 54' 29" West 100.45 feet to the true point of beginning.

EXCEPT THEREFROM THE northerly 153.87 feet of said land.

Said dedication is more particularly described as follows: The southerly 12.50 feet of said Parcel 1 resulting in the northerly portion of Canwood Street being 33.00 feet in width from the Center Line of Canwood Street.


William J. Ghormley RCE 17053

10/16/07
Date



N 84°41'10" E
100.00'

153.87'

98-583004

N 0°15'26" E
257.67'

S 0°15'26" W
253.87'

PM 14985
155, PAGES 17-18

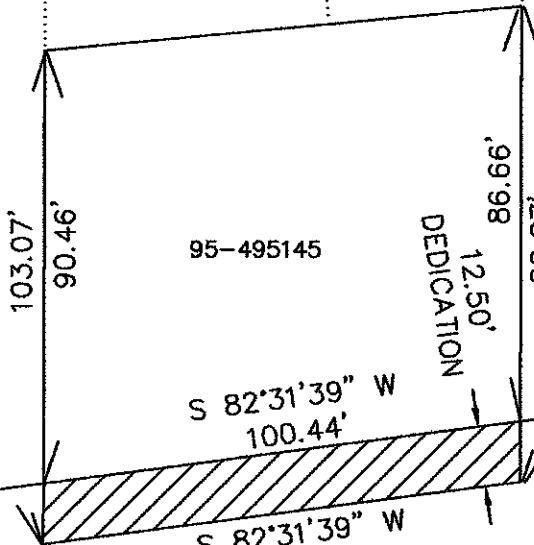
PM 14986
155, PAGES 19-20



0 20 40



SCALE: 1" = 40'



S 82°31'39" W
100.44'

S 82°31'39" W
100.44'

CANWOOD STREET

33'

VARIABLES



CITY OF AGOURA HILLS

EXHIBIT "B"

WJG
CONSULTANTS

WILLIAM J. GHORMLEY
CONSULTING CIVIL ENGINEERS INC.
302 N. MONTGOMERY STREET
OJAI, CA 93023
(805) 640-0111

SCALE HORIZ. 1"=40'
VERT. _____

SHEET NO. 1 OF 1

DRAWN BY WJG
CHECKED BY _____

DRAWING NUMBER _____

R.C.E. 17053 EXP. 6/30/09 DATE 10/16/07