

Agenda Report

TO: CITY COUNCIL

Date: NOVEMBER 19, 2007

FROM: CITY MANAGER

SUBJECT: APPROVAL AND ACCEPTANCE OF AN EASEMENT DEDICATION FOR STREET PURPOSES AT 3883 EAST FOOTHILL BOULEVARD

RECOMMENDATION

It is recommended that the City Council adopt a resolution approving and accepting a proposed easement dedication for street purposes at 3883 East Foothill Boulevard.

BACKGROUND

The applicant has constructed a new 13,013 square-foot pharmacy (CVS Pharmacy) at 3883 East Foothill Boulevard. As a condition of development, the applicant was required by the Department of Public Works to dedicate to the City land at the northwest corner of East Foothill Boulevard and Michillinda Avenue to construct a curb ramp in compliance with the Americans with Disabilities Act (ADA), and also a two-foot strip of land along the East Foothill Boulevard frontage of the subject property to construct a standard ten-foot wide parkway.

Construction at the site is complete and the Certificate of Occupancy has been issued for the site. The developers have offered the grant of easement for street purposes at no cost to the City. The applicant prepared and submitted the easement documents.

The proposed easement document has been prepared by a licensed surveyor, executed by the owners, reviewed by the City Attorney's office, and is now ready for approval and acceptance by the City Council. The property included in the proposed easement is legally described in text and is graphically shown on the attached Department of Public Works Drawing No. 5687, Exhibits A and B.

FISCAL IMPACT

No revenue will be generated by the approval of the dedication. The City has paid all costs required for preparing and processing the easement.


Respectfully submitted,


CYNTHIA J. KURTZ
City Manager

Prepared by:


Bonnie L. Hopkins
Principal Engineer

Approved by:


Martin Pastucha, Director
Department of Public Works

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA
APPROVING AND ACCEPTING AN EASEMENT DEDICATION FOR
STREET PURPOSES AT 3883 EAST FOOTHILL BOULEVARD**

WHEREAS, the easement of land at the northwest corner of the intersection of East Foothill Boulevard and Michillinda Avenue; and a two-foot strip of land along the East Foothill Boulevard frontage of the property, for street purposes is presented herewith; and

WHEREAS, both the Department of Public Works and City Attorney's office have reviewed the proposed dedication;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pasadena as follows:

That the offered easement for street purposes by the developers of 3883 East Foothill Boulevard, presented herewith, legally described as Exhibit A and graphically shown as Exhibit B on the Department of Public Works Drawing No. 5687, also presented herewith, is approved and accepted.

Adopted at the _____ meeting of the City Council on the _____ day of _____, 2007, by the following vote:

AYES:

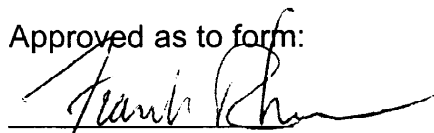
NOES:

ABSENT:

ABSTAIN:

JANE L. RODRIGUEZ, City Clerk

Approved as to form:



Frank Rhemrev
Assistant City Attorney

RECORDING REQUESTED BY
City of Pasadena

WHEN RECORDED MAIL TO

NAME City Clerk
MAILING ADDRESS 117 E. Colorado Blvd.
6th Floor
CITY, STATE Pasadena, CA
ZIP CODE 91105

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE
RESOLUTION NO.

GRANT OF EASEMENT

FOR VALUABLE CONSIDERATION, HASTINGS RANCH SHOPPING CENTER, L.P., hereby grants to the CITY OF PASADENA, a municipal corporation, its successors and assigns, an easement for public street purposes in, over, along, upon and across the following described property.

SEE ATTACHED EXHIBIT "A"

By: HASTINGS RANCH SHOPPING CENTER, L.P.

Date: 12-5-06

By: [Signature]
Michael L. Grannis, Signatory

STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES }

On December 5, 2006 before me, Karen E Lyons,
personally appeared Michael L. Grannis

personally known to me (or 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/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature [Signature] (Seal)
Karen E. Lyons
(Name, Typed or Printed)



EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL "A"

IN THE CITY OF PASADENA, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, BEING THAT PORTION OF THE RANCHO SANTA ANITA, AS PER MAP FILED IN BOOK 1, PAGES 97 AND 98, OF PATENTS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:


BEGINNING AT THE INTERSECTION OF THE NORTHERLY LINE OF FOOTHILL BOULEVARD, 92 FEET WIDE, AS DESCRIBED IN THE DOCUMENT RECORDED IN BOOK 35136, PAGE 260, OF OFFICIAL RECORDS AND A LINE PARALLEL WITH AND DISTANT WESTERLY 566.18 FEET, MEASURED AT RIGHT ANGLES FROM THE SOUTHERLY PROLONGATION OF THE CENTERLINE OF MICHILLINDA AVENUE, 80 FEET WIDE, AS SHOWN ON THE MAP OF TRACT No. 15212, FILED IN BOOK 364, PAGES 45 AND 46 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY; THENCE ALONG SAID PARALLEL LINE NORTH 00°50'05" WEST, 8.00 FEET TO A POINT ON THE NORTHERLY LINE OF THE LAND DESCRIBED IN INSTRUMENT No. 3518, RECORDED SEPTEMBER 9, 1969 IN BOOK D4513, PAGE 7 OF OFFICIAL RECORDS, SAID POINT BEING THE **TRUE POINT OF BEGINNING**; THENCE CONTINUING ALONG SAID PARALLEL LINE, NORTH 00°50'05" WEST, 2.00 FEET TO A LINE PARALLEL WITH AND DISTANT 2.00 FEET NORTHERLY, MEASURED AT RIGHT ANGLES FROM THE NORTH LINE OF THE LAND DESCRIBED IN SAID INSTRUMENT No. 3518; THENCE NORTH 88°58'45" EAST, 496.24 FEET, ALONG SAID PARALLEL LINE TO THE BEGINNING OF A CURVE, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 20.00 FEET; THENCE ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 89°48'50", AN ARC LENGTH OF 31.35 FEET TO ITS POINT OF TANGENCY WITH THE WESTERLY LINE OF THE LAND DESCRIBED IN THE DOCUMENT RECORDED NOVEMBER 1, 1957 IN BOOK 55990, PAGE 229 OF OFFICIAL RECORDS; THENCE ALONG SAID WESTERLY LINE, SOUTH 00°50'05" EAST, 12.94 FEET; THENCE SOUTH 44°04'21" WEST, 12.75 FEET TO THE NORTHERLY LINE SAID INSTRUMENT No. 3518; THENCE LEAVING SAID WESTERLY LINE, SOUTH 88°58'45" WEST, 507.18 FEET ALONG SAID NORTHERLY LINE TO THE **TRUE POINT OF BEGINNING**.

THE ABOVE DESCRIBED PARCEL CONTAINS 1,077 SQUARE FEET, MORE OR LESS.

ALL AS MORE PARTICULARLY SHOWN ON CITY OF PASADENA DEPARTMENT OF PUBLIC WORKS DRAWING No. 5687, ATTACHED HERETO AND MADE A PART HEREOF.

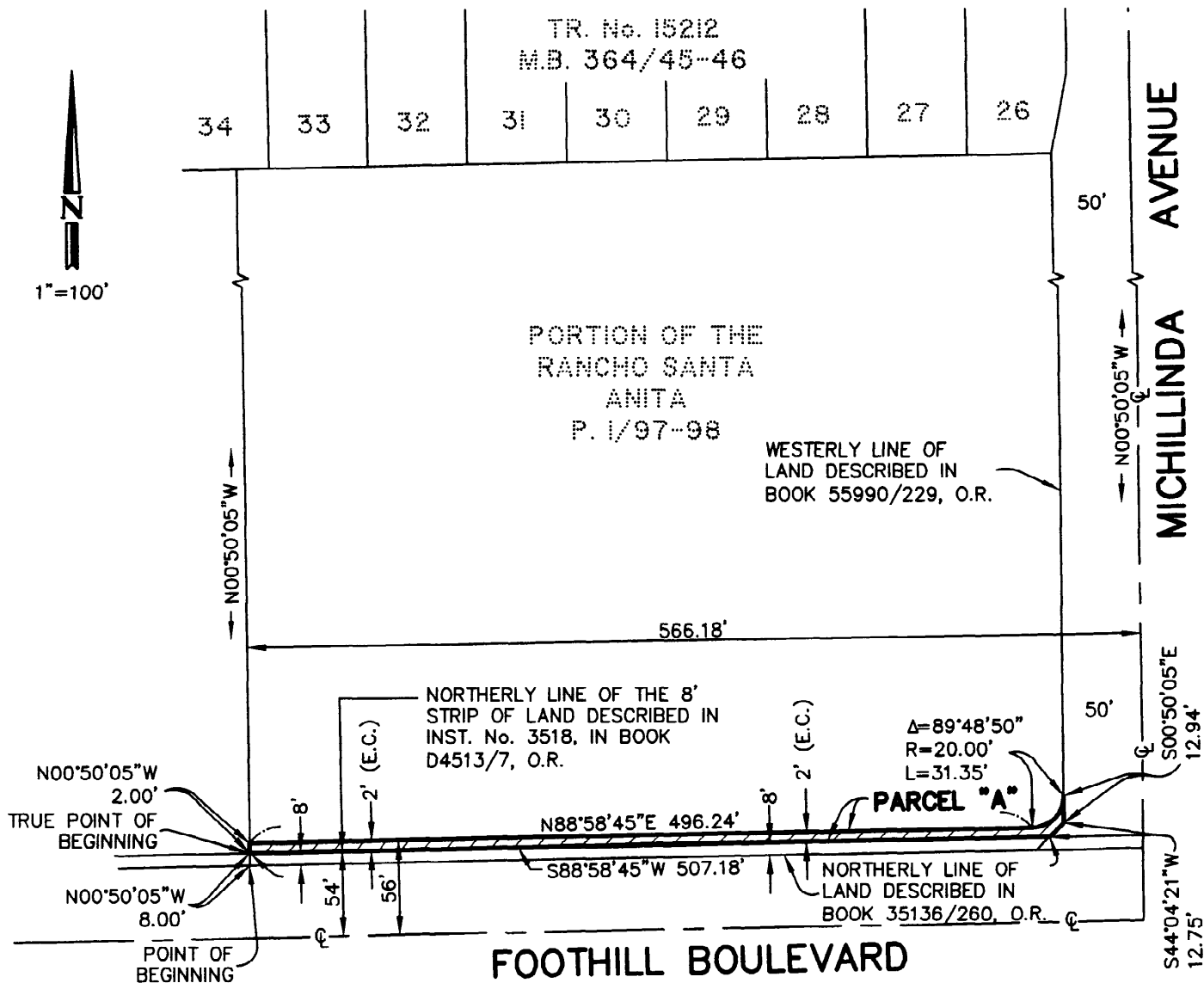
SUBJECT TO ALL COVENANTS, RIGHTS, RIGHTS-OF-WAY AND EASEMENTS OF RECORD.

THIS DESCRIPTION WAS PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYOR'S ACT.






PASCAL R. APOTHELOZ, P.L.S. 7734 DATE 12-5-06
REGISTRATION EXPIRES 12/31/07



PLAT TO ACCOMPANY LEGAL DESCRIPTION FOR EXHIBIT "A"



LEGEND

-  EXISTING LOT LINE
-  EASEMENT LIMITS
-  CENTERLINE
-  INDICATES EASEMENT AREA OF 1,077 SQ.FT.
- (E.C.) EXAGGERATED FOR CLARITY

DRC Development Resource Consultants, Inc.
Civil Engineering • Land Surveying • Land Planning
1701 RIMPAU AVENUE, SUITE 101
CORONA, CA 92881 (951) 737-1570

CITY OF PASADENA – DEPARTMENT OF PUBLIC WORKS

DRAWN BY:
JRR (PRIV)

DESIGNED BY:
JRR (PRIV)

CHECKED BY:
PRA (PRIV)

SUBMITTED BY
JRR

GRANT OF EASEMENT FOR PUBLIC STREET PURPOSES
ALONG FOOTHILL BOULEVARD FRONTAGE
OF 3883 E. FOOTHILL BOULEVARD

APPROVED BY: _____

CITY ENGINEER RCE NO. 38689 EXPIRES MARCH 31, 2007 DATE _____

SCALE: 1"=100'
DATE: 10/24/06

STANDARD PLAN:
5687

SHEET 2 OF 2