MARIPOSA COUNTY RESOLUTION 86-126

A RESOLUTION DIRECTING THE COUNTY ENGINEER TO ACCEPT OFFERS OF DEDICATIONS FOR PUBLIC UTILITY EASEMENTS ON PARCEL MAPS IN CONJUNCTION WITH ORDINANCE NO.

WHEREAS it is the intent of the County in approving subdivisions to insure that adequate utilities are reasonably available to each parcel created, and

WHEREAS Pacific Gas and Electric has approached the Planning Commission regarding existing technical difficulties in utilizing utility easements created by parcel maps for the installation of electrical utilities and,

WHEREAS a procedure has been established by the Planning Commission to address the issue and insure that Pacific Gas and Electric has the ability to utilize public utility easement, and

WHEREAS it is in the public interest to implement such a procedure,

NOW THEREFORE BE IT RESOLVED that the County Engineer after the effective date of Ordinance No. 654 shall accept on behalf of the County and the public all public utility easements offered for dedication to the County by parcel maps.

BE IT FURTHER RESOLVED that the County Engineer after the effective date of Ordinance No. 654 shall require, as a certificate on the parcel map or by instrument separate from the parcel map, an offer of dedication in the following form:

"OWNERS CERTIFICATE

The undersigned hereby certifies that they are the only persons having any record title interest in the real property included within the boundaries of this parcel map; and they hereby consent to the preparation and recording of this map and they offer
for dedication to the public the roads and "Road and Utility Easements" shown hereon; and they do hereby dedicate for the hereinafter described purposes the following:

Public Utility Easements over, on across, and under the strips of land designated on this map "PUD" for water, gas, sewer, drainage pipes and appurtenances thereto and for all public utility purposes including, but not limited to overhead and/or underground poles, wires, conduits and appurtenances for electric and communication services, together with the right to trim and/or remove necessary trees and vegetation."

"COUNTY ENGINEERS CERTIFICATE

This is to certify that the County Engineer did approve the filing of this map and hereby accept for public use the easements offered for dedication hereon and designated "PUE".

The offers of dedication for road right-of-way are neither accepted nor rejected at this time and the offers of dedication for this item are to remain open, until such time as the County Engineer either accepts or rejects them based upon specific direction from the Board of Supervisors.

Acceptance by the County of the public utility easements does not in any way obligate County for, nor does County assume, any responsibility for the repair and/or maintenance of the roadway or the public utility easement. The acceptance by the County of the public utility easement is solely for the purpose of permitting development of utilities as necessary within the Public Utility Easement."

PASSED AND ADOPTED this 22nd day of April, 1986 by the Mariposa County Board of Supervisors by the following vote:
AYES: Barrick, Dalton, Erickson, Radanovich, Taber
NOES: None
EXCUSED: None
ABSTAINED: None

BEVERLY BARRICK, Chairman
Mariposa County Board of Supervisors

ATTEST:
GERALD MC CARthy, County Clerk
and Ex-officio Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

JEFFREY O. GREEN, County Counsel