

RESOLUTION NO. 25-____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KERMAN, CALIFORNIA,
APPROVING COMMON USE OF EASEMENT AGREEMENT WITH FRESNO IRRIGATION FOR
TRACT NO. 6447**

WHEREAS, Vesting Tentative Tract Map No. 6447, was approved by the Planning Commission on July 15, 2024 and the City Council on September 25, 2024; and

WHEREAS, Joseph Crown Construction and Development, Inc. has submitted an application for a Final Map for Tract No. 6447; and

WHEREAS, the City Council has considered the application for Final Map for Tract No. 6447 under the Subdivision Map Act, Subdivision Ordinance of the City of Kerman, and proofs and evidence offered including the recommendations of the City Engineer, the City Surveyor, the City Planner, and the City Planning Commission; and

WHEREAS, City of Kerman, as a condition of approval, requires Final Tract No. 6447 to construct improvements on the north side of Kearney Boulevard, along the southern boundary of the development; and

WHEREAS, Fresno Irrigation District (FID) owns, operates and maintains existing 42" diameter Siskiyou Lateral No. 146 within an existing easement along the north side of Kearney Boulevard, at the southern boundary of Tract No. 6447; and

WHEREAS, FID, as a condition of approval, limits the improvements within its existing easement to sidewalk, landscape, irrigation improvements and one-foot streetlight foundations encroachment; and

WHEREAS, in order for FID to allow the improvements within its existing easement, the City must enter into an Agreement for Common Use of Easement (CUA) with FID for establishing responsibilities and liabilities of each party with the common use area.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF KERMAN DOES RESOLVE AND ORDER AS FOLLOWS:

1. The foregoing recitals are true and correct and incorporated by reference as if fully set forth.
2. The Common Use of Easement Agreement between the City of Kerman and FID and Development, Inc., a copy of which is attached hereto as **Exhibit '1'**, is hereby approved.
3. This resolution is effective upon adoption.

The foregoing resolution was adopted by the City Council of the City of Kerman at a regular meeting held on the 11th day of June, 2025, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

The foregoing resolution is hereby approved.

Maria Pacheco
Mayor

ATTEST:

Josie Camacho
City Clerk