

DRAFT RESOLUTION 2023-

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOS GATOS ACCEPTING PUBLIC IMPROVEMENTS CONSTRUCTED BY BETCHART UNION AVENUE DEVELOPMENT, LLC AT 15975 UNION AVENUE AND AUTHORIZING EXECUTION AND RECORDATION OF A NOTICE OF COMPLETION AND CERTIFICATE OF ACCEPTANCE

WHEREAS, The County recorded a parcel map on February 19, 2019 subdividing Lands of Betchart Union Avenue Joint Venture Partnership located on the northwest corner of intersection of Union Avenue and Blossom Hill Road into three parcels; and

WHEREAS, The Town issued Conditions of Approval of the subdivision that obligated the Subdivider to enter into several agreements including a Shared Maintenance Agreement, Landscape Maintenance Agreement, Agreement for Stormwater Best Management Practices Inspection and Maintenance Obligations, and a Subdivision Improvement Agreement; and

WHEREAS, The Town Manager executed a Subdivision Improvement Agreement with the Subdivider on October 22, 2018 to construct various off-site public improvements including curb, gutter, sidewalk, drainage, a dedicated right turn lane, crosswalk, street light and traffic light upgrades, signage and striping including bike lanes. Faithful performance and labor and materials bonds were collected from the Subdivider to ensure completion of the improvements.

**NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF LOS GATOS DOES HEREBY
RESOLVE:**

1. The Subdivider has completed the work for the public improvements per the conditions of the Subdivision Improvement Agreement, and
2. The Town Manager is authorized to execute and record with the County a Notice of Completion and Certificate of Acceptance.

PASSED AND ADOPTED at a regular meeting of the Town Council held on the ____ day of _____, 2023 by the following vote:

COUNCIL MEMBERS:

AYES:

NAYS:

ABSENT:

ABSTAIN:

SIGNED:

MAYOR OF THE TOWN OF LOS GATOS
LOS GATOS, CALIFORNIA

DATE: _____

ATTEST:

TOWN CLERK OF THE TOWN OF LOS GATOS
LOS GATOS, CALIFORNIA

DATE: _____