

Town of Truckee

California

RESOLUTION 2024-71

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF TRUCKEE ABANDONING DRAINAGE EASEMENTS ON 12848 AND 12833 DEERFIELD DRIVE; ASSESSOR'S PARCEL NUMBERS 018-850- 018/19-000 (OWNER: PC-1 INVESTMENTS)

WHEREAS, the Town of Truckee has received an Easement Abandonment application from PC-1 Investments to abandon the drainage easements at 12848 and 12833 Deerfield Drive (APNs 018-850-018/19-000); or Lots 18 and 19 on the Coldstream Phase 3 Final Map, Book 9, Page 20 in the Records Office of Nevada County, California; and

WHEREAS, environmental review has been conducted in accordance with the California Environmental Quality Act (CEQA) and the Town Council has determined the project will not have a significant impact on the environment and is exempt from environmental review in accordance with Section 15061(b)(3) of the CEQA Guidelines; and

WHEREAS, Note 19 of the Coldstream Phase 3 Final Map states that "Drainage Easement on Lots 18 and 19 may be reconfigured based upon final drainage and parking design and upon approval of the Town Engineer"; and

WHEREAS, Town Engineer/Public Works Director has reviewed the proposed abandonment of the drainage easements, located at 12848 and 12833 Deerfield Drive and recommends the abandonment of said easements; and

WHEREAS, the Town Council has authority to abandon easements dedicated to the Town of Truckee; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TRUCKEE that upon satisfaction of all conditions set forth below, the Town shall abandon any and all interest in the following: i) drainage easements, as shown within Exhibit A, located at 12848 and 12833 Deerfield Drive (APNs 018-850-018/19-000); or Lots 18 and 19 on the Coldstream Phase 3 Final Map, Book 9, Page 20 in the Records Office of Nevada County, California; and

BE IT FURTHER RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TRUCKEE that the abandonment of the drainage easements contemplated herein is subject to the following conditions being met by the applicant:

1. A plat map shall be prepared by a licensed land surveyor and shall be reviewed and approved by the Town Engineer. The plat map shall show drainage easements to be abandoned by the adoption of this resolution. The plat map shall comply with all requirements of the Town Engineer and Nevada County Recorder and shall be integrated into this resolution as Exhibit A.
2. The applicants shall provide the Town with an executed copy of the Indemnity, Hold Harmless and Defense Agreement attached hereto as Exhibit B.

BE IT FURTHER RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TRUCKEE that if the conditions listed above for the Easement Abandonment have not been satisfied by **December 10, 2026**, the conditional approval granted by this resolution shall become null and void without further action by the Town Council being required.

BE IT FURTHER RESOLVED that the Town Clerk is hereby authorized and directed to coordinate the recordation of this resolution upon satisfying that the above-mentioned conditions have been met.

The foregoing resolution was introduced by _____, seconded by _____, at a regular meeting of the Truckee Town Council, held on the 10th day of December 2024 and adopted by the following vote:

AYES:

NOES:

ABSTAIN:

David Polivy, Mayor

ATTEST:

Kelly Carpenter, Town Clerk

Attachments:

Exhibit A – Plat Map and Legal Description

Exhibit B – Indemnity, Hold Harmless and Defense Agreement

**COUNCIL RESOLUTION 2024-71
EXHIBIT "A"**

**APPLICATION NO. 2024-00000028/ABN
COLDSTREAM COMMERCIAL DRAINAGE EASEMENT ABANDONMENT**

PLAT MAP AND LEGAL DESCRIPTION

**COUNCIL RESOLUTION 2024-71
EXHIBIT "B"**

**APPLICATION NO. 2024-00000028/ABN
COLDSTREAM COMMERCIAL DRAINAGE EASEMENT ABANDONMENT**

INDEMNITY, HOLD HARMLESS AND DEFENSE AGREEMENT