

### CITY OF WHEATLAND

### CITY COUNCIL MEETING STAFF REPORT

**April 26, 2022** 

SUBJECT:

Consideration to adopt Resolution No. 14-22 authorizing the City Manager to accept associated dedications of land and approving

the Final Map for Bear Ridge Family Apartments

PREPARED BY:

Dane H. Schilling - City Engineer

### Recommendation

City staff recommends the City Council adopt Resolution No. 14-22 authorizing the City Manager to accept associated dedications of land and approving the final map for the Bear Ridge Family Apartments Project (Attachment 1).

### Background and Discussion

The Bear Ridge Family Apartments Parcel Map project is an 8.21- acre site located at 1989 Spenceville Road, adjacent to and south of the Wheatland Ranch residential subdivision. The western side of the site is agricultural in appearance, characterized by open space. The center and eastern side of the site appear residential with an existing home and outbuildings. The proposed affordable multi-family development is consistent with the site's General Plan land use designation (High Density Residential [HDR]) and zoning district (Multi-Family Residential [R-3]).

The previous City approvals and related events for the Bear Ridge Family Apartments are listed below:

- December 22, 2021: The City received Pacific West Communities' application for a Parcel Map located at 1989 Spenceville Road (APN 015-360-001).
- February 10, 2022, the City of Wheatland determined the project application was complete.
- March 22, 2022 the Wheatland City council adopted Resolution No. 10-22, authorizing and directing the execution of a Joint Exercise of Powers Agreement relating to the California Municipal Finance Authority and approving the issuance of revenue bonds by the authority for the purpose of financing or refinancing the acquisition, construction, and improvement of certain facilities (Bear Ridge Family Apartments Affordable Housing Project) for the benefit of Wheatland Pacific Associates, a California Limited Partnership."

 March 29, 2022, the Wheatland Planning Commission approved a Tentative Parcel Map splitting the site into separate parcels.

The approved parcel map split the existing property site into two separate parcels. Parcel 1 located west of Parcel 2. The project is proposed to be developed across two phases.

The 2022 Bear Ridge Family Apartments Tentative Map includes the following land uses:

- Parcel 1 3.90 Acres Residential
- Parcel 2 4.31 Acres Residential
- Spenceville Road 0.93 Acres

### Bear Ridge Family Apartments Final Map

The subject final map of the Bear Ridge Family Apartments ("Final Map") is for the area located within Parcel 1 (Attachment 2). The Final Map creates 48 affordable housing units in four (4) multi-family apartment building ranging from two to three stories and one (1) single story community center building.

The conditions of approval for the project include certain conditions that must be satisfied prior to or in conjunction with the approval and recording of the final map. All applicable Tentative Map conditions of approval have been completed and approved by the City Engineer. In addition, the City Engineer has reviewed the Final Map and determined that it is in substantial conformance with the approved 2022 Tentative Parcel Map.

Pursuant to the Subdivision Map Act, City Council action on a final map requires approval if the final map meets all required conditions of approval and conforms to the Wheatland Municipal Code and the Subdivision Map Act. Consideration of a final map is not an opportunity for discretionary changes. By law, if the map meets the required conditions, it must be approved by the City Council. The City Engineer has reviewed the Final Map and associated conditions and determined that the Final Map conforms to the Wheatland Municipal Code and Subdivision Map Act and all applicable conditions of approval.

### **Dedications**

The Final Map includes the following offers of dedication for public purposes:

- A sixteen-foot width easement for water purposes shown within the drive aisle. (Attachment 2)
- In fee simple the portion of Spenceville Road as shown on the parcel map for street right of way and public utility purposes.

The attached resolution includes acceptance of the deeds making these dedications, subject to satisfactory completion of the improvements.

### **Alternatives**

Pursuant to the Subdivision Map Act, City Council action on a final map requires approval if the final map meets all required conditions of approval and conforms to the Wheatland Municipal Code and the Subdivision Map Act. Based on the City Engineer's finding that the map is complete, Council is required by law to approve the final map.

### **Fiscal Impact**

No direct fiscal impact to the City is anticipated.

### **Attachments**

- 1. Resolution No. 14-22
- 2. Bear Ridge Family Apartments Final Map
- 3. Waterline Easement Legal Description

### **RESOLUTION NO.14-22**

### RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WHEATLAND AUTHORIZING THE CITY MANAGER TO ACCEPT DEDICATIONS AND APPROVING THE FINAL MAP FOR THE BEAR RIDGE FAMILY APARTMENTS PROJECT (AMG & ASSOCIATES, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY) FOR ASSESSOR PARCEL NUMBER 015-036-001

- WHEREAS, on December 22, 2021, Pacific West Communities ("Developer"), submitted an application for a Tentative Parcel Map located at 1989 Spenceville Road (APN 015-360-001) for the Bear Ridge Family Apartments ("Project"); and
- **WHEREAS**, on February 10, 2022, the City of Wheatland determined the Project application was complete; and
- WHEREAS, a Tentative Parcel Map for the Project was prepared by the Developer in accordance with Title 17, Chapter 17.07 of the Wheatland Municipal Code; and
- WHEREAS, on March 22, 2022 the Wheatland City Council adopted Resolution No. 10-22, authorizing and directing the execution of a Joint Exercise of Powers Agreement relating to the California Municipal Finance Authority and approving the issuance of revenue bonds by the authority for the purpose of financing or refinancing the acquisition, construction, and improvement of Bear Ridge Family Apartments Affordable Housing Project for the benefit of Wheatland Pacific Associates, a California Limited Partnership."; and
- WHEREAS, on March 29, 2022, the Wheatland Planning Commission adopted Resolution No. 2022-02 approving the requested Tentative Parcel Map and conditions of approval for the Project; and
- **WHEREAS**, in order to provide public streets, and public utilities to serve the Project and future improvements, the Developer will grant property in fee title and grant easements as shown on the Final Map; and
- WHEREAS, AMG & Associates, LLC, a California limited liability company has filed a Final Map entitled "Bear Ridge Family Apartments" with the City Engineer and has requested approval of said Final Map; and
- **WHEREAS**, the City Engineer has reviewed said Final Map for its conformity with the approved Tentative Parcel Map and has determined that the Final Map substantially conforms with all requirements of said Tentative Map, associated conditions of approval and the Subdivision Map Act; and,
- WHEREAS, the City Council has specifically found that the Final Map is in complete compliance with the provisions of the Wheatland General Plan and the Subdivision Map Act; and,

**WHEREAS**, this City Council has specifically found that the site of the Final Map is specifically suitable for the type of development proposed; and,

**WHEREAS**, this City Council has specifically found that the design of the Project will not likely cause substantial environmental damage and is not likely to substantially and avoidably injure fish or wildlife or their habitats; and,

**WHEREAS**, this City Council has specifically found that the design of the Project will not likely cause serious public health problems, and,

**WHEREAS**, this City Council has specifically found that the design of the Project will not conflict with easements acquired by the public at large for access through or use of property within this proposed project; and,

**NOW, THEREFORE IT IS HEREBY RESOLVED, ORDERED AND FOUND** by the City Council of City of Wheatland, State of California, that:

- 1. The proposed dedications or grants of real property and utility easements indicated on the final map for the Bear Ridge Family Apartments have been reviewed by the City Engineer, and the City Manager is hereby authorized to sign certificates of acceptance on behalf of the City of Wheatland for any easements necessary for the ownership, operation and maintenance of public infrastructure to be constructed with the Bear Ridge Family Apartments.
- 2. The final map for Bear Ridge Family Apartments and proposed improvements relating thereto, are hereby approved, and the City Clerk is hereby authorized to sign said final map on behalf of the City of Wheatland.

**PASSED AND ADOPTED** by the City Council of City of Wheatland, State of California this 26<sup>th</sup> day of April 2022, by the following vote:

AYES:	
NOES:	
ABSTAIN:	
ABSENT:	
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Rick West, Mayor	
ATTEST	

Lisa Thomason, City Clerk

### STATEMENT OWNER'S

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BY. AMÉ 1 ASSOCIATES, LLC, A CALIFORNIA LIMITED LIABILITY CAMPANY

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### BENEFICIARY STATEMENT

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STATE OF CALLEOWNIA

COUNTY OF LOS AMPERS

ON APPIL 21, 2022. DEFORE MIND LOPEZ de SANTE POUR.

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COUNTY OF NOTARY'S PRINCIPLE PLACE OF BUSINESS LOS ANGLES

MY COMMISSION NO 23/61072

## NOTARY'S ACKNOWLEDGMENT

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STATE OF CALIFORNIA

COUNTY OF LOS Angeles

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COUNTY OF NOTARY'S PRINCIPLE PLACE OF BUSINESS LOS ANGELOS

## CITY CLERK'S STATEMENT

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LISA J. THOMASON, CITY CLERK CITY OF WHEATLAND, CALIFORNIA

DATE

# STATEMENT OF TAX STATUS

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DATE

DAN M. MERZINA TREASURER AND TAX COLLECTOR COUNTY OF YUBA

### SURVEYOR'S STATEMENT

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DATE, 418 1874

MALCOLM J. MACDONALD PLS 628 EXPRES 3-31-2023



## CITY ENGINEER'S STATEMENT

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DANE H SCHILLING CITY ENGINEER CITY OF INFATLAND R.C.E. 56908

CITY SURVYOR'S STATEMENT

HEREBY STATE THAT HAVE EXAMMED THE MAP OF THIS SUBDIVISION ON BEHALF OF THE CITY OF BRECATLAND AND AM SATISFED THAT THE SURVEY DATA SHOUN ON THIS MAP IS TECHNICALLY CORRECT.

DATE

ROBERT J. LAWLESS. P.L.S. 8928 EXPIRES 9/30/22

CERTIFICATE

COUNTY RECORDER'S

FILED THIS DAY OF 2022, AT \_\_\_\_\_\_
IN BOOK \_\_\_\_\_ OF PARCEL MAPS, AT PAGES \_\_\_\_\_\_
AT THE REGNEST OF AMG 4 ASSOCIATES, LLC.

COUNTY RECORDER

FE PO DEPUTY SERIAL NO.

RIGHT TO FARM STATEMENT

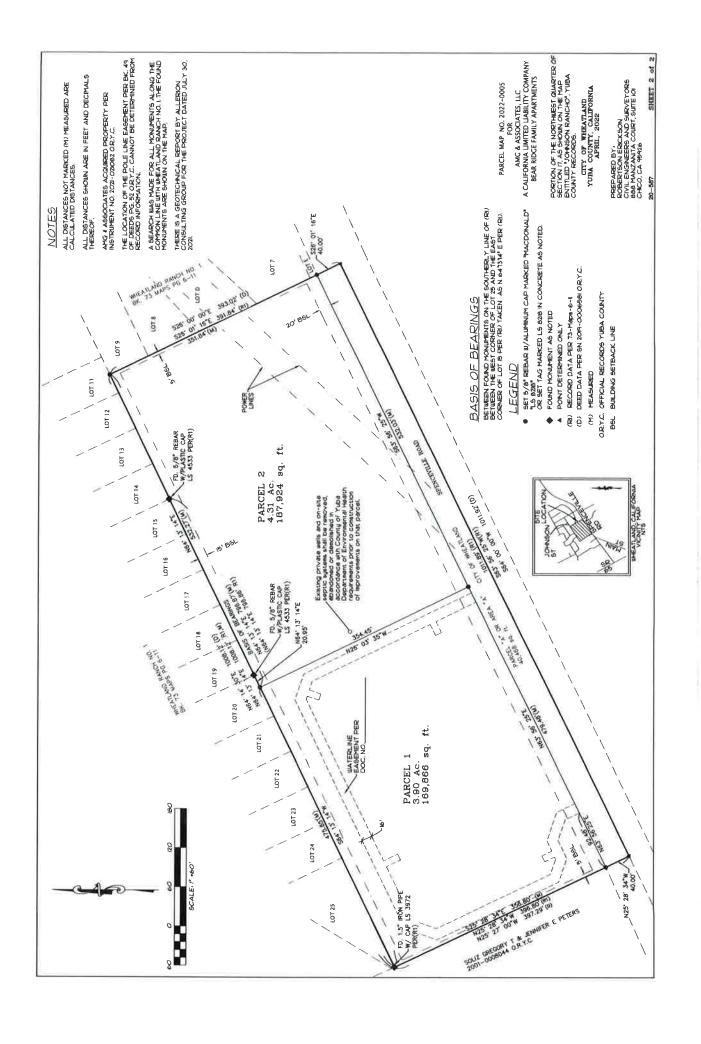
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AMG & ASSOCIATES, LLC A CALIFORNIA LIMITED LIABILITY COMPANY BEAR RIDGE FAMILY APARTMENTS PARCEL MAP NO. 2022-0005

PORTION OF THE NORTHREST QUARTER OF SECTION 1, AS SHOUN ON THE MAP SECTION 1, AS SHOUN ON THE MAP COUNTY RECORDS.

PREPARED BY:
ROBERTSON ERCKSON
GIVIL ENGINEERS AND SURVEYORS
BBBB MANZANITA COURT; SUITE KO
CHICO, CA 95926 CITY OF WHEATLAND YUBA COUNTY, CALIFORNIA APRIL, 2022

SHEET 1 of 2



### EXHIBIT "A" WATERLINE EASEMENT LEGAL DESCRIPTION

### Area 'A'

BEING A PORTION OF THE NORTHWEST QUARTER OF SECTION 17, AS SHOWN ON THE MAP ENTITLED, "JOHNSON RANCHO", FILED IN THE OFFICE OF THE COUNTY RECORDER OF YUBA COUNTY, CALIFORNIA, DESCRIBED AS FOLLOWS;

A VARIABLE WIDTH STRIP OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT A POINT ON THE CENTERLINE OF SPENCEVILLE ROAD AS SHOWN ON THAT CERTAIN PARCEL MAP ENTITLED "WHEATLAND RANCH NO. 1", AS RECORDED IN BOOK 73 OF MAPS AT PAGE 7 IN THE OFFICE OF THE COUNTY RECORDER, COUNTY OF YUBA, STATE OF CALIFORNIA;

THENCE TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SPENCEVILLE ROAD, NORTH 25° 28' 34" WEST 40.00 FEET;

THENCE ON AND ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF SPENCEVILLE ROAD, NORTH 63° 56' 25" EAST 92.48 FEET, TO THE **TRUE POINT OF BEGINNING**;

THENCE LEAVING THE TRUE POINT OF BEGINNING AND SAID NORTHERLY RIGHT-OF-WAY LINE OF SPENCEVILLE ROAD, NORTH 26° 03' 35" WEST 23.99 FEET:

THENCE NORTH 70° 46' 05" WEST 33.12 FEET:

THENCE SOUTH 64° 31' 26" WEST 31.32 FEET;

THENCE NORTH 70° 28' 34" WEST 38.20 FEET:

THENCE NORTH 25° 28' 34" WEST 200.64 FEET:

THENCE NORTH 19° 48' 56" EAST 59.25 FEET;

THENCE NORTH 64° 13' 14" EAST 383.08 FEET;

THENCE SOUTH 71° 22' 28" EAST 42.48 FEET;

THENCE TO A POINT ON SAID NORTHERLY RIGHT-OF-WAY LINE OF SPENCEVILLE ROAD, SOUTH 26° 03' 35" EAST 285.27 FEET;

THENCE ON AND ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF SPENCEVILLE ROAD, SOUTH 63° 56' 25" WEST 16.00 FEET;

THENCE LEAVING SAID NORTHERLY RIGHT-OF-WAY LINE OF SPENCEVILLE ROAD, NORTH 26° 03' 35" WEST 65.29 FEET;

THENCE SOUTH 63° 56' 25" WEST 10.75 FEET;

THENCE NORTH 26° 03' 35" WEST 16.00 FEET;

THENCE NORTH 63° 56' 25" EAST 10.75 FEET: THENCE NORTH 26° 03' 35" WEST 197.30 FEET; THENCE NORTH 71° 22' 28" WEST 11.43 FEET; THENCE SOUTH 18° 37' 32" WEST 10.90 FEET: THENCE NORTH 71° 22' 28" WEST 16.00 FEET: THENCE NORTH 18° 37' 32" EAST 10.90 FEET: THENCE NORTH 71° 22' 28" WEST 1.85 FEET: THENCE SOUTH 64° 13' 14" WEST 271.44 FEET: THENCE SOUTH 25° 46' 46" EAST 15.75 FEET; THENCE SOUTH 64° 13' 14" WEST 16.00 FEET: THENCE NORTH 25° 46' 46" WEST 15.75 FEET; THENCE SOUTH 64° 13' 14" WEST 82.58 FEET; THENCE SOUTH 19° 48' 56" WEST 46.05 FEET: THENCE SOUTH 25° 28' 34" EAST 187,33 FEET: THENCE SOUTH 70° 28' 34" EAST 24.95 FEET; THENCE NORTH 64° 31' 26" EAST 1.09 FEET; THENCE NORTH 25° 28' 34" WEST 8.88 FEET; THENCE NORTH 64° 31' 26" EAST 16.00 FEET: THENCE SOUTH 25° 28' 34" EAST 8.88 FEET; THENCE NORTH 64° 31' 26" EAST 14.19 FEET;

THENCE SOUTH 70° 46' 05" EAST 46.28 FEET:

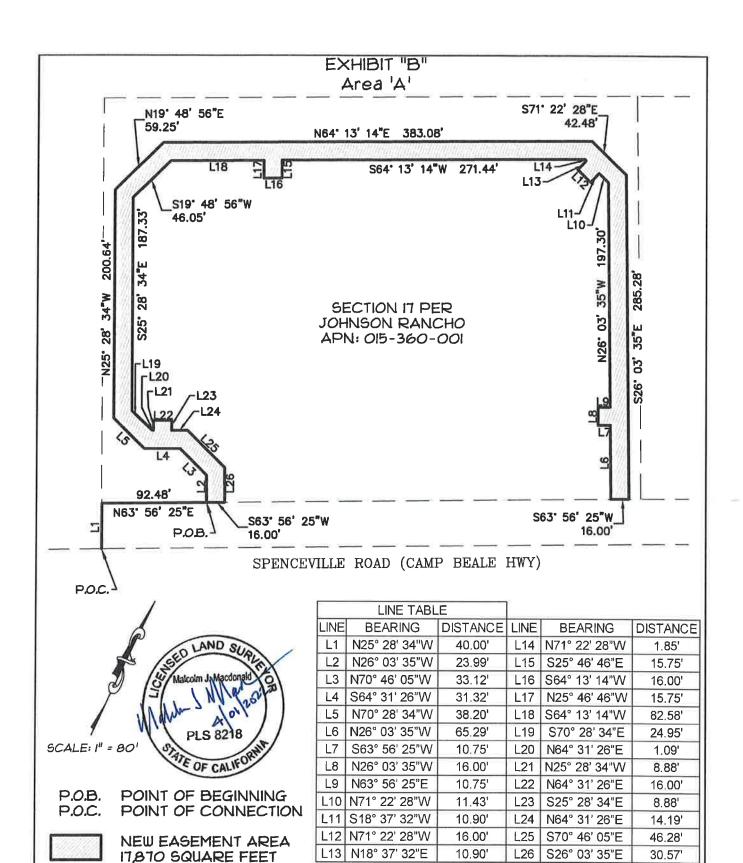
THENCE TO A POINT ON SAID NORTHERLY RIGHT-OF-WAY LINE OF SPENCEVILLE ROAD, SOUTH 26° 03' 35" EAST 30.57 FEET;

THENCE ON AND ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF SPENCEVILLE ROAD, SOUTH 63° 56' 25" WEST 16.00 FEET, TO THE **TRUE POINT OF BEGINNING.** 

CONTAINING 17,870 SQUARE FEET (0.41 ACRES) MORE OR LESS.

**END OF DESCRIPTION** 

Malcolm J. Macdonald, PLS 8218



PROJECT:

BEAR RIDGE APARTMENTS WATER LINE EASEMENT APN: 015-360-001

### Robertson Erickson

Civil Engineers and Surveyors 888 Manzanita Court, Suite 101 Chico, CA 95926 530–894–3500 894–8955 fax

### CERTIFICATE OF ACCEPTANCE (Government Code 27281)

This is to certify that the City Council of the City of Wheatland, State of California, on the
26th day of April 2022, by Resolution No 14-22, regularly passed and entered in the
minutes of said Council, did hereby accept, the interest in real property conveyed by the
grant of easement dated, granted by AMG& Associates, LLC,
a California limited liability company, to the City of Wheatland, a municipal corporation in
the County of Yuba, State of California and the grantee consents to recordation thereof by
its duly authorized officer.
Dated:
By:
Jim Goodwin Its: City Manager
its. Oity Manager

Reference: Exhibit "A" Waterline Easement Legal Description

Project: Bear Ridge Multi-Family Housing