

RESOLUTION 1978

A RESOLUTION OF THE CITY OF NORTH BEND, WASHINGTON, ACCEPTING STORM DRAINAGE AND STREET IMPROVEMENTS FROM JOHN DAY HOMES, INC. RELATING TO THE TANNER VIEW SHORT PLAT, A 2-LOT SUBDIVISION

WHEREAS, on September 9, 2019, John Day Homes, Inc. (“Developer”) received preliminary plat approval to construct 2 single family residential lots on a 0.98-acre site known as the Tanner View Short Plat; and

WHEREAS, on May 5, 2020, the City and Developer executed a Developer Extension Agreement for the Tanner View Short Plat subdivision’s storm drainage and street improvements; and

WHEREAS, the Developer constructed certain storm drainage and street improvements for the Tanner View Short Plat subdivision (“Improvements”); and

WHEREAS, the City has inspected the Improvements, received mylar as-builts, and a GIS disk as required by North Bend Municipal Code (“NBMC”); and

WHEREAS, the NBMC requires certain improvements of the subdivision to be dedicated to the City for future ownership, operation and maintenance; and

WHEREAS, pursuant to the recorded Final Plat, certain other improvements of the subdivision, such as the frontage bioinfiltration swale, shall be owned, operated, and maintained by the adjacent landowner; and

WHEREAS, the Developer has provided the City with the market value for the Improvements and a related Bill of Sale; and

WHEREAS, the City Council of the City of North Bend finds that the Improvements meet the standards of the City, and that the value assigned by the Developer for said Improvements reflects a fair market value;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The City Council of the City of North Bend hereby accepts the storm drainage and street Improvements built for the Tanner View Short Plat subdivision as depicted in the attached **Exhibit A** to this Resolution, which is incorporated herein by reference.

Section 2. The Mayor is authorized to execute the Bill of Sale accepting the storm drainage and street Improvements on behalf of the City of North Bend, in the form attached hereto as **Exhibit B** or in a substantially similar form, in a final form acceptable to the City Attorney.

PASSED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 1ST DAY OF JUNE 2021.

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Rob McFarland, Mayor

Michael R. Kenyon, City Attorney

Effective: June 1, 2021
Posted: June 2, 2021

ATTEST/AUTHENTICATED:

Susie Oppedal, City Clerk