

RESOLUTION 2073

A RESOLUTION OF THE CITY OF NORTH BEND, WASHINGTON, ACCEPTING OWNERSHIP OF INFRASTRUCTURE IMPROVEMENTS FROM TOLL BROTHERS, INC. FOR THE CASCADE CANYON PHASES 1 AND 2, 132-LOT SUBDIVISION

WHEREAS, in December 2015, Mark Segale was granted preliminary plat approval for a proposed 152-lot subdivision and later sold the property to Toll Brothers, Inc. (“Developer”), who split the project known as Cascade Canyon Subdivision (“Project”) into three separate phases. The Developer sold Phase 3 to Murray Franklyn Homes, and retained Phases 1 and 2 consisting of 132 lots; and

WHEREAS, the Developer has completed all infrastructure and utility punch-list items, and as-builts, and provided a GIS disk to the City as required by the North Bend Municipal Code. The Developer has provided a Bill of Sale for wastewater collection, and storm drainage system improvements, and for curb and street paving improvements (collectively “Infrastructure Improvements”); and

WHEREAS, the Developer desires to transfer to the City, and the City desires to accept, ownership of the Infrastructure Improvements for Cascade Canyon Phases 1 and 2 Subdivisions by means of a Bill of Sale;

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

Section 1. The City accepts ownership from Toll Brothers, Inc. of the Infrastructure Improvements identified in the construction cost schedule attached hereto as Exhibit A for the Cascade Canyon Phases 1 and 2 Subdivision Project.

Section 2. The Mayor is authorized to execute the Bill of Sale accepting the Infrastructure Improvements on behalf of the City of North Bend, in the form attached hereto as Exhibit

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B or in a substantially similar form, and 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 18TH DAY OF
JULY, 2023.**

CITY OF NORTH BEND:

Rob McFarland, Mayor

APPROVED AS TO FORM:

Lisa Marshall, City Attorney

ATTEST/AUTHENTICATED:

Effective: July 18, 2023
Posted: July 19, 2023

Susie Oppedal, City Clerk