

# 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 18<sup>TH</sup> DAY OF  
JULY, 2023.**

**CITY OF NORTH BEND:**

**APPROVED AS TO FORM:**

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**Rob McFarland, Mayor**

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**Lisa Marshall, City Attorney**

**ATTEST/AUTHENTICATED:**

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

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**Susie Oppedal, City Clerk**