

STAFF REPORT

Report To:Board of SupervisorsMeeting Date:December 1, 2022

Staff Contact: Darren Schulz, Public Works Director

Agenda Title: For Possible Action: Discussion and possible action regarding a proposed resolution accepting the dedication of right-of-way designated as Assessor's Parcel Number ("APN") 010-757-01 and also known as portions of Wheeler Peak Drive, Eagle Peak Drive, Eagle Peak Circle, Lookout Peak Drive, Copper Mountain Drive, Mammoth Mountain Drive and Bismark Peak Drive, as offered for dedication in the final map for Phase 4 of the Schulz Ranch Subdivision, which was recorded in the office of the Carson City Clerk-Recorder as Map No. 2976 ("Final Map") on October 7, 2019. (Robert Nellis, rnellis@carson.org and Randall Rice, rrice@carson.org)

Staff Summary: Staff is recommending acceptance of APN 010-757-01 containing right-of-way which is located in Phase 4 of the Schulz Ranch Subdivision. This right-of-way was offered for dedication in the Final Map. Now that the street improvements have been constructed and City staff has determined that the right-of-way is built to City standards, acceptance of the dedication is recommended.

Agenda Action: Resolution

Time Requested: Consent

Proposed Motion

I move to adopt Resolution No. 2022-R-____.

Board's Strategic Goal

Efficient Government

Previous Action

October 3, 2019 (Item 14A): The Board of Supervisors ("Board") approved the Final Map (also designated as final subdivision map FSM 18-121).

September 5, 2019 (Item 22C): The Board continued approval of the Final Map to the Board's September 19, 2019, meeting to provide the developer time to perfect the necessary easements for off-site drainage improvements. The matter was then continued again to the Board's October 3, 2019, meeting at the request of the developer, due to scheduling conflicts with the September 19, 2019, meeting.

October 20, 2005 (Item 10B): The Board approved tentative subdivision map TSM 18-121.

Background/Issues & Analysis

Phase 4 of the Schulz Ranch Subdivision is located north of Race Track Road on land formerly designated as APN 009-311-64 (FSM 18-121). It is a residential development zoned Single Family 6,000-Specific Plan Area ("SF6-SPA") consisting of 100 single-family residential lots, common areas and right-of-way. The right-of-way

now offered by dedication has its own APN, which is APN 010-757-01. This right-of-way was offered for dedication on the Final Map; however, the City did not accept the right-of-way at that time. Now that the street improvements have been constructed and City staff has determined that the improvements are built to City standards, staff recommends acceptance of the dedication.

Applicable Statute, Code, Policy, Rule or Regulation

NRS 278.390; and CCMC 17.06.025

Financial Information Is there a fiscal impact? No

If yes, account name/number: N/A

Is it currently budgeted? No

Explanation of Fiscal Impact: N/A

<u>Alternatives</u>

Do not adopt the resolution and/or provide alternative direction.

Attachments:

1. Resolution - ROW Acceptance - Schulz Ranch Phase 4_FINAL.pdf

2. Final Map_2976.pdf

3. APN 01075701 ROW.pdf

Board Action Taken:

Motion:	1)	Aye/Nay
	2)	

(Vote Recorded By)

RESOLUTION NO. 2022-R-____

A RESOLUTION ACCEPTING REAL PROPERTY FOR USE AS A PUBLIC RIGHT-OF-WAY AT SCHULZ RANCH SUBDIVISION – PHASE 4 DESIGNATED AS APN 010-757-01 (PORTIONS OF WHEELER PEAK DRIVE, EAGLE PEAK DRIVE, EAGLE PEAK CIRCLE, LOOKOUT PEAK DRIVE, COPPER MOUNTAIN DRIVE, MAMMOTH MOUNTAIN DRIVE AND BISMARK PEAK DRIVE)

WHEREAS, it is a function of Carson City to operate and maintain public streets; and WHEREAS, portions of Wheeler Peak Drive, Eagle Peak Drive, Eagle Peak Circle, Lookout Peak Drive, Copper Mountain Drive, Mammoth Mountain Drive and Bismark Peak Drive (collectively, APN 010-757-01), were offered for dedication by the Final Map for Schulz Ranch Subdivision – Phase 4, recorded in the office of the Carson City Clerk-Recorder on October 7, 2019, as Document No. 499222, Map No. 2976, and situated within the Northeast ¼, Section 5, Township 14 North and Range 20 East, M.D.M., as described and shown in that recorded final map; and

WHEREAS, in the Final Map for Schulz Ranch Subdivision – Phase 4, Carson City deferred acceptance of the offered the right-of-way dedication; and

WHEREAS, NRS 278.390 specifically provides that if at the time a final map is approved any streets are rejected, the offer of dedication shall be deemed to remain open and the governing body may by resolution at any later date, and without further action by the property owner, rescind its action and accept the street for public use; and

WHEREAS, Carson City Municipal Code ("CCMC") 17.06.025 further provides that if at the time of final map any highways are rejected, the offer of dedication shall be deemed to remain open and the governing body may, by resolution, at any later date and without further action by the subdivider, rescind its action and open highways for public use, which same shall be recorded in the official city records; and

WHEREAS, the Carson City Board of Supervisors finds that the right-of-way offered for dedication in the Final Map for Schulz Ranch Subdivision – Phase 4 is necessary for public access and it is in the best interest of the public to accept said right-of-way; and

NOW, THEREFORE, BE IT RESOLVED, that the Carson City Board of Supervisors pursuant to the authority granted NRS 278.390 and CCMC 17.06.025 hereby accepts the dedication of the right-of-way hereinabove described.

BE IT FURTHER RESOLVED, and hereby ordered that this resolution be recorded in the office of the Carson City Clerk-Recorder.

ADOPTED this 1st day of December, 2022.

VOTE: AYES:

AYES:	
NAYS:	
ABSENT:	
ABSTAIN:	

LORI BAGWELL Mayor

ATTEST

AUBREY ROWLATT Clerk-Recorder

Doc # 499222 Recorded 10/7/2019 10:51 AM Requested by SCHULZ RANCH Carson City - NV Aubrey Rowlatt Clerk - Recorder Pg 1 of 5 Fee: \$100.00 Recorded By: SY

()

THE UNDERSIGNED HEREBY CERTIFIES THAT THIS PLAT HAS BEEN EXAMINED AND THAT THE OWNER SHOWN HEREON IS THE OWNER OF RECORD A SECURITY INTEREST IN THE LANDS AND THERE ARE NO LIENS OF RECORD AGAINST THE OWNERS FOR DELINQUENT STATE, COUNTY, MUNICIPAL, FEDERAL OR LOCAL TAXES COLLECTED AS TAXES OR SPECIAL ASSESSMENTS EXCEPT AS SHOWN BELOW. None Mone Mone Mone MINTED NAME: WILL AND AND THE INSURANCE COMPANY & 53/383-MR DATE FIRST AMERICAN THE INSURANCE COMPANY & 53/383-MR DATE PRINTED NAME: WILL AND THE INSURANCE COMPANY A 53/383-MR DATE	NOTARY PUBLIC NOTARY PUBLIC NO	NOTARY CERTIFICATE STATE OF LEVEL SS COUNTY OF LIDES ADDE SS ON THIS STILLES ADDE SS AS VIEW BALLINGEN OF LENNAR RENO, LLC, A NEVADA LIMITED LIABILITY COMPANY. AS VIEW BALLINGEN OF LENNAR RENO, LLC, A NEVADA LIMITED LIABILITY COMPANY. MINESS MY HAND AND OFFICIAL SEAL NOTARY PUBLIC	A NEVADA LIMITED LIABILITY COMPANY BY: USA SUL DATE: 2147 R PRINTED NAME: USA SUL TITE: 4 PRINTED NAME: USA SUL TITE: 4	OWNER'S CERTIFICATE THIS IS TO CERTIFY THAT LENNAR RENO, LLC., A NEVADA LIMITED LIABILITY COMPANY IS THE OWNER OF THE TRACT OF LAND REPRESENTED ON THIS PLAT, THAT THE UNDERSIGNED IS THE DULY APPROVED CORPORATE OFFICER, AND THAT THE SAME IS EXECUTED IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS OF N.R.S. CHAPTER 278, THAT THE COMMON AREAS, STREETS, AVENUES AND PUBLIC PLACES SHOWN ON THIS PLAT ARE HEREBY OFFERED FOR DEDICATION AND THAT THOSE ACCEPTED BY CARSON CITY ARE SET APART TO BE USED AS PUBLIC THOROUGHFARES FOREVER, AND THAT ALL EASEMENTS SHOWN HEREEON ARE DEDICATED AS PERMANENT EASEMENTS FOR THE STATED PURPOSE. ANY WATER RIGHTS PERTINENT TO THE LANDS OFFERED FOR DEDICATION BY THIS MAP ARE HEREBY RESERVED AND SHALL REMAIN WITH PROPERTY OF THE PRESENT OWNER. THE OWNER DECLARES THAT HE EXECUTED THIS CERTIFICATE FOR THE PURPOSE STATED HEREIN, IN WITNESS WHEREOF, THE UNDERSIGNED HAVE AFFIXED HIS NAME. I CONSENT TO THE PREPARATION AND RECORDATION OF THE FINAL MAP.
--	--	---	--	--

XITTICA COMPANIES

COMPANIES CERTIFICATE THE UNDERSIGNED UTILITY COMPANIES. 20 SIHL MAP HAVE BEEN CHECKED AND

POWER COMPAN 1/11/1 9 DATE

RRA PÁCIFIC B/A NV ENEF **JULE** PRINTED: Jake Johnson land Technician

-RONTIER COMMUNICATIONS COMPANY

NAME/TITLE PRINTED: COREY BOLTON OSP NETWORK ENGINEER 2/1./19 DATE

CHARTER COMMUNICATIONS 1-11-19

n'n Ihonpin Construction (portinter DA

212

CARSON CITY UTILITY DEPARIMENT 9/3/2019 DATE

PRINTED: STE PHEN M. Portey 1SR [Rolect MGR

20FS FOR SINGAS UTILITY CERTIFICATE DATE

NAME, **JULE**

NEVADA DIVISI BUREAU OF W

NON OF

- ENVIRONMENTAL PROTECTION, POLLUTION CONTROL

3/11/19 DATE

NAME/TITLE

PRINTED:

Ryan Fahey, SEIL, BWPC

PRINTED:

NEVADA DIVISION OF ENVIRONMENTAL

PROTECTION

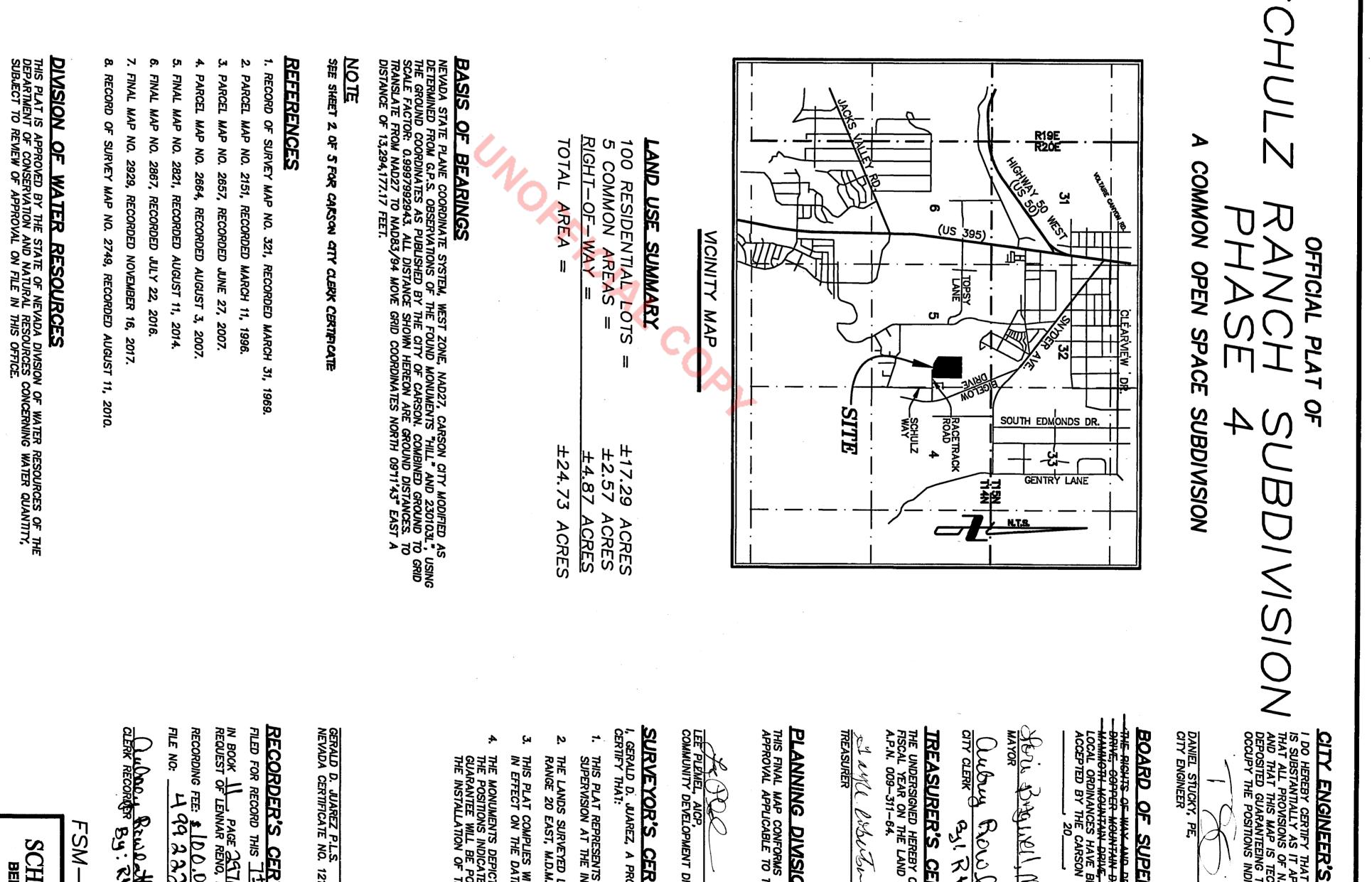
IIS FINAL MAP IS EPARTMENT OF CO SPOSAL, WATER I PON PLANS FOR . WAGE.

APPROVED BY THE NEVADA DIVISION OF ENVIRONMENTAL PROTECTION OF THE CONSERVATION AND NATURAL RESOURCES. THIS APPROVAL CONCERNS SEWAGE POLLUTION, WATER QUALITY AND WATER SUPPLY FACILITIES AND IS PREDICATED A PUBLIC WATER SUPPLY AND A COMMUNITY SYSTEM FOR DISPOSAL OF

507

SOUTHWEST GAS

NAME/TITLE



DIVISION OF NAME/TITLE PRINTED:

OURCES Malcolm J. Wilson, P.F. / chief Water Rights Section DATE

Colm Willow P.E. WATER RES $\beta/n/$ 2019

CLERK RECORDER By: R

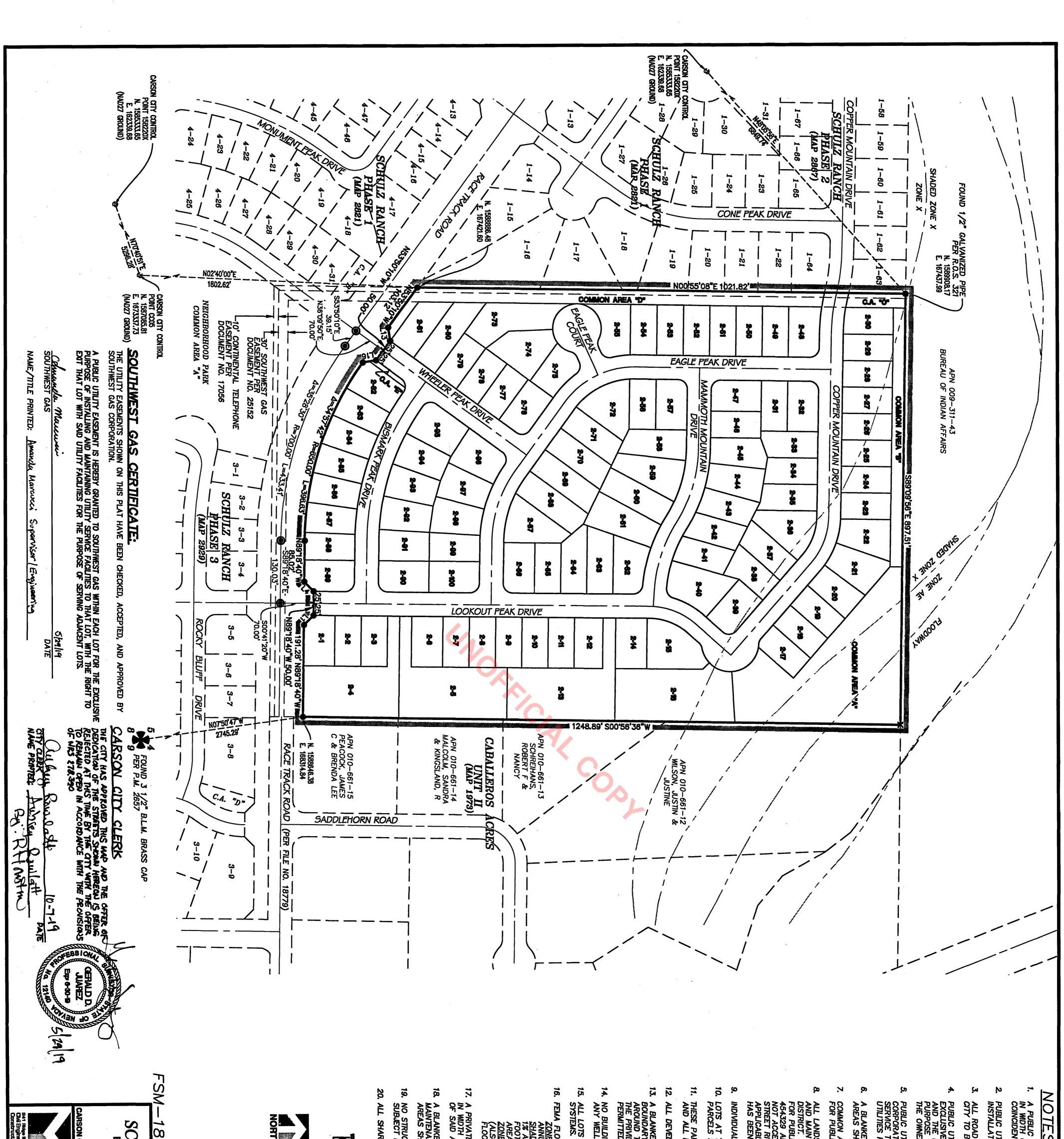
GERALD D. JUAREZ P.L.S. NEVADA CERTIFICATE NO.

IN BOOK A PAGE 29-REQUEST OF LENNAR RENO, RECORDER'S CE RECORDING FEE: \$ 100 FILE NO: 4922

Substraining of Netson Services

2976-A

5



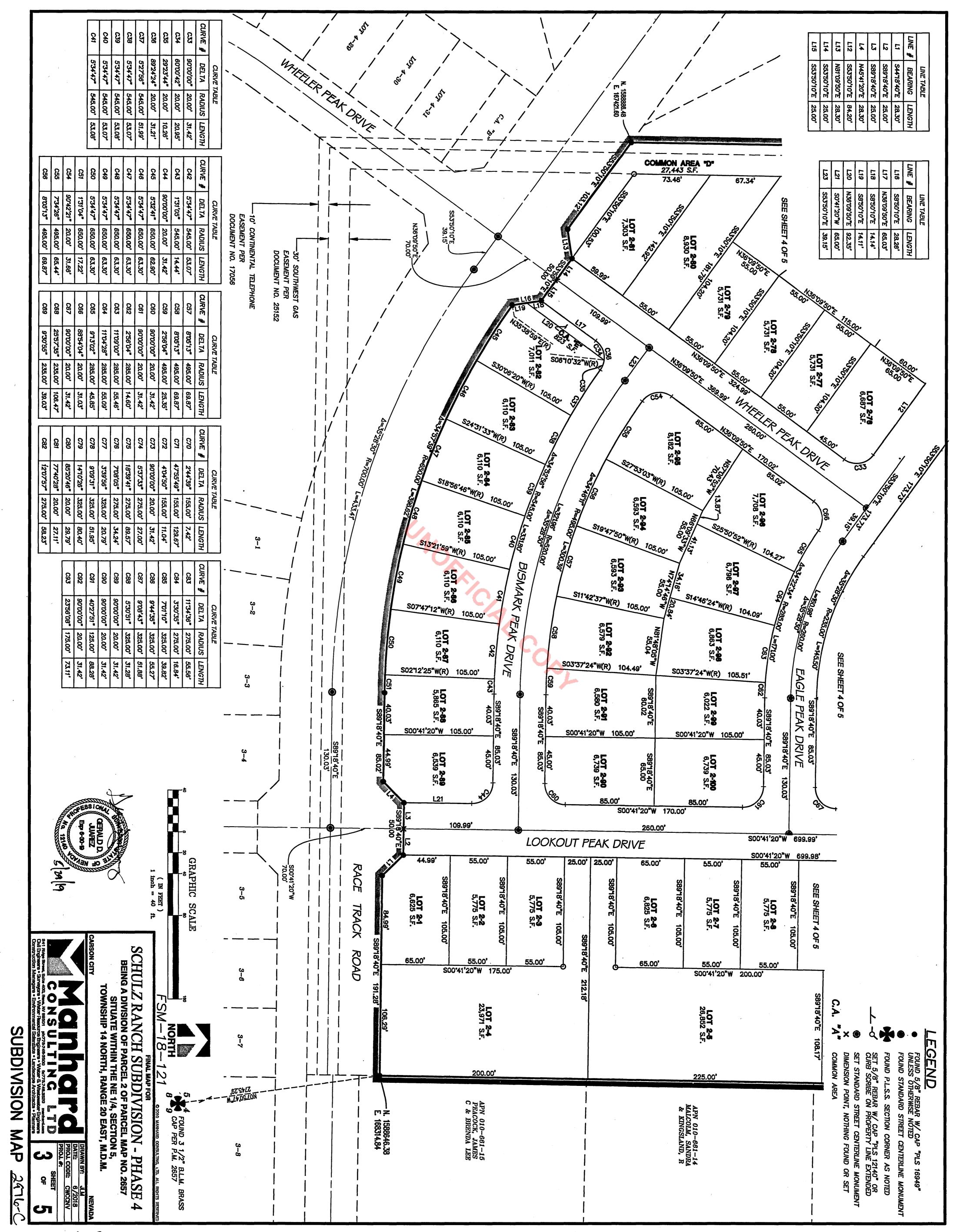
N.

6

THESE PARCELS ARE SUBJECT TO CARSON CITY'S GROWTH MANAGEMENT ORDINANCE. AND ALL PROPERTY OWNERS SHALL COMPLY WITH PROVISIONS OF SAID ORDINANCE. PUBLIC UTILITY EASEMENTS SHOWN OR NOTED HEREON INCLUDE USE FOR INSTALLATION AND MAINTENANCE OF CABLE TELEVISION FACILITIES. A PUBLIC UTILITY EASEMENT AND DRAINAGE EASEMENT IS HEREBY GRANTED, 5 FEET IN WIDTH COINCIDENT WITH ALL REAR AND SIDE LOT LINES AND 10 FEET IN WIDTH COINCIDENT WITH ALL PUBLIC ROADWAY RIGHT-OF-WAYS DEDICATED HEREON. FEMA FLOOD ZONE NOTES: FIRM MAP 3200010207E REVISED JANUARY 16, 2009. ZONE X - AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN. SHADED ZONE X - AREAS OF 0.2% ANNUAL CHANCE FLOOD; AREAS OF 1% ANNUAL CHANCE FLOOD WITH AVERAGE DEPTHS OF LESS THAN 1 FOOT OR WITH DRAINAGE AREAS LESS THAN 1 SQUARE MILE; AND AREAS PROTECTED BY LEVEES FROM 1% ANNUAL CHANCE FLOOD. ZONE AE - AREAS THAT HAVE A 1% PROBABILITY OF FLOODING EVERY YEAR (ALSO KNOWN AS THE "100-YEAR FLOODPLAIN"), AND WHERE PREDICTED FLOOD WATER ELEVATIONS ABOVE MEAN SEA LEVEL HAVE BEEN ESTABLISHED. PUBLIC UTILITY EASEMENTS ARE HEREBY GRANTED WITHIN EACH LOT FOR THE EXCLUSIVE PURPOSE OF INSTALLING AND MAINTAINING UTILITY SERVICES TO THAT LOT AND THE EXCLUSIVE RIGHT TO EXIT THAT LOT WITH SAID UTILITY SERVICES FOR THE PURPOSE OF SERVING ADJACENT LOTS AT LOCATIONS MUTUALLY AGREED UPON BY THE OWNER OF RECORD AT THE TIME OF INSTALLATION AND THE UTILITY COMPANY. ALL ROADWAYS SHOWN HEREON ARE HEREBY OFFERED FOR DEDICATION TO CARSON CITY TO BE USED AS PUBLIC THOROUGHFARES FOREVER. NO BUILDING PERMIT SHALL BE ISSUED PRIOR TO THE PROPER ABANDONMENT OF ANY WELL OR SEPTIC SYSTEM LOCATED ON THE PROPERTY SHOWN HEREON. NO STRUCTURES, WELLS, SEPTIC TANKS, OR LEACH FIELDS WERE OBSERVED ON THE SUBJECT PROPERTY. A BLANKET DRAINAGE, SANITARY SEWER, STORM DRAIN AND LANDSCAPE MAINTENANCE EASEMENT IS HEREBY GRANTED TO CARSON CITY OVER ALL COMMON AREAS SHOWN HEREON. ALL LOTS SHOWN HEREON SHALL BE SERVED BY CARSON CITY WATER AND SEWER SYSTEMS. A BLANKET NOISE AND ODOR EASEMENT IS HEREBY GRANTED WITHIN THE EXTERIOR BOUNDARY OF THIS MAP FOR THE BENEFIT OF THE ONE ACRE PARCEL OWNERS AROUND THE PROJECT. THE ONE ACRE PARCELS ADJACENT TO THE PROJECT HAVE THE PRIVILEGE TO HAVE ANIMALS, FOWL ETC. ASSOCIATED WITH THE PRIMARY PERMITTED USES ON SITE. ALL DEVELOPMENT SHALL BE IN ACCORDANCE WITH TENTATIVE MAP (TSM-05-144). LOTS AT THE PERIMETER OF THE SR-SPA AREA ADJACENT TO EXISTING RESIDENTIAL PARCELS SHALL BE LIMITED TO THE DEVELOPMENT OF ONE-STORY HOMES. COMMON AREAS A, B, C, D, AND E ARE OFFERED FOR DEDICATION TO CARSON CITY FOR PUBLIC USE. PUBLIC UTILITY EASEMENTS ARE SPECIFICALLY GRANTED TO SOUTHWEST GAS CORPORATION WITHIN EACH LOT FOR THE EXCLUSIVE PURPOSE OF INSTALLING UTILITY SERVICE TO THAT LOT AND THE EXCLUSIVE RIGHT TO EXIT THAT LOT WITH SAID UTILITIES FOR THE PURPOSE OF SERVING ADJACENT LOTS. ALL LANDSCAPED AREAS WITHIN THE STREET RIGHTS-OF-WAY, ARE TO BE OWNED AND MAINTAINED BY CARSON CITY AND FUNDED BY A LANDSCAPE MAINTENANCE DISTRICT: ALL OF THESE PROPERTIES ARE OFFERED FOR DEDICATION TO THE CITY FOR PUBLIC PARKS AND RECREATION PURPOSES (REFERENCE RECORDED DOCUMENTS 454329 AND 473951). THE PARKS, RECREATION AND OPEN SPACE DEPARTMENT MILL NOT ACCEPT ANY PARKS, COMMON AREAS, TRAIL CONNECTIVITY IMPROVEMENTS OR STREET RIGHT-OF-WAY LANDSCAPING UNTIL ALL PROJECT IMPROVEMENTS ON THE APPLICABLE PARCEL(S) ARE COMPLETE, INSPECTED, AND A NOTICE OF COMPLETION HAS BEEN ISSUED A BLANKET PUBLIC UTILITY EASEMENT IS HEREBY GRANTED OVER THE COMMON AREAS SHOWN HEREON. NDIVIDUAL DRIVEWAY ACCESS ONTO RACETRACK ROAD IS PROHIBITED. CARSON CITY 8-121 HT. **CHULZ RANCH SUBDIVISION - PHASE 4** ARED ACCESS DRIVEWAYS ARE PRIVATELY MAINTAINED ATE LANDSCAPE WALL MAINTENANCE EASEMENT IS HEREBY GRANTED 5 FEET H COINCIDENT WITH ALL SIDE LOT LINES FOR THE BENEFIT OF THE OWNERS ADJACENT LOTS. BEING A DIVISION OF PARCEL 2 OF PARCEL MAP NO. 2657 SITUATE WITHIN THE NE 1/4 OF SECTION 5, TOWNSHIP 14 NORTH, RANGE 20 EAST, M.D.M. C.A. _____× * 0 LE ۲ Ø G (IN MAR?) GEND SET STANDARD STREET CENTERLINE MONUN DIMENSION POINT, NOTHING FOUND OR SET Found 5/8" Rebar W/ Cap "Pls 12140" or scribe on property line extended found 5/8" rebar W/ Cap "Pls 16949" unless otherwise noted found standard street centerline monument COMMON AREA CARSON CITY CONTROL POINT SET 5/8" REBAR W/ CAP "PLS 12140" OR CURB SCRIBE ON PROPERTY LINE EXTENDED FOUND P.L.S.S. SECTION CORNER AS NOTED SUBDIVISION Innara GRAPHIC SCALE FINAL MAP FOR MAP DRAWN BY: DATE: PROJ. CODE PROJ. #: MONUMENT N 2976-SHEET OF J.M 6/2018 NEVADA S

6

-B



7

2976-C

