

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA APPROVING A GRANT OF EASEMENTS,
LICENSE AND MAINTENANCE AGREEMENT FOR CHULA
VISTA TRACT NO. 09-03 OTAY RANCH MILLENIA PHASE
2 (EASTERN URBAN CENTER) BETWEEN THE CITY AND
SLF IV–MILLENIA, LLC

WHEREAS, the Millenia Project, also known as the Eastern Urban Center (EUC), consists of approximately 207 acres of land located south of Birch Road and the Otay Ranch Town Center, just east of State Route 125 (the “Project”); and

WHEREAS, on May 12, 2009, the owner of the Millenia Project, now SLF–Millenia, LLC (Developer), filed a duly verified application for the subdivision of the Project. As part of the Conditions of Approval set by Resolution No. 2009-225 for the Otay Ranch Eastern Urban Center Tentative Subdivision Map (CVT 09-03), the Developer was required to enter into a Grant of Easements, License and Maintenance Agreement with the City; and

WHEREAS, on September 23, 2013, the owner of the Project recorded Final Map No. 15942 that subdivided the Project into 12 numbered and 13 lettered lots. Subsequently, on December 23, 2013, City Council passed and adopted Resolution No. 2013-247 approving a Grant of Easements, License and Maintenance Agreement between the City and the Developer for Millenia Phase 1. Millenia Phase 1 consists of Lots 1 through 9 and Lots “A” through “M” of Final Map No. 15942; and

WHEREAS, Developer will subdivide portions of Lots 10 through 11 of Final Map No. 15942, also known as Millenia Phase 2, and is required to enter into a Grant of Easements, License and Maintenance Agreement that will allow and obligate Developer to perpetually maintain the landscaping, hardscape, and other facilities within the right-of-way for Millenia Phase 2; and

WHEREAS, the Development Services Director has reviewed the proposed Project for compliance with the California Environmental Quality Act and has determined that the proposed Project is adequately covered in previous certified Final Second Tier Environmental Impact Report (EIR 07-01) for Otay Ranch Eastern Urban Center (EUC) Sectional Planning Area (SPA) Plan and Tentative Map. Thus, pursuant to the California Environmental Quality Act, no additional environmental review is required.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it hereby approves the Grant of Easements, License and Maintenance Agreement for Chula Vista Tract No. 09-03 Otay Ranch Millenia Phase 2 (Eastern Urban Center), between the City and SLF IV–Millenia, LLC, in the form presented, with such minor modifications as may be required or approved by the City Attorney, a copy of which shall be kept on file in the Office of the City Clerk, and authorizes and directs the Mayor to execute the same.

Presented by:

Kelly G. Broughton, FASLA
Director of Development Services

Approved as to form by:

Glen R. Googins
City Attorney