

Chapter 16.36

DEDICATIONS

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Sec. 16.36.010 Required Dedications

Pursuant to Article 3, Section 66475 of the State Subdivision Map Act, the Subdivision Review Committee or Planning Commission may require the dedication or irrevocable offer of dedication of real property within the subdivision or parcel map boundaries for streets, alleys, (including access rights and abutter's rights), drainage, public utility easements and other public easements. Such irrevocable offers may be terminated and abandoned in the same manner as prescribed for the abandonment or vacation of streets by Part 3 (commencing with Section 8300) of Division 9, or by Chapter 2 (commencing with Section 940) of Division 2 of the California Streets and Highways Code, whichever is applicable.

Such requirements for dedication or irrevocable offer shall be of a size and shape consistent with present and future requirements for roads and public utilities taking into consideration special topography, soil types, maintainability, and other pertinent factors.

Sec. 16.36.020 Action by Board of Supervisors

At the same time it approves a final map, and upon submission of a parcel map to it by the County Surveyor, the Board of Supervisors shall accept, subject to improvement, or reject any offer of dedication made on the map. The Clerk of the Board of Supervisors shall certify on the map the action of the Board and shall transmit the map to the County Recorder for filing. (Ord. 352-3 (2) (part) and 4 (part), 1979; Ord, 352 (11)(B), 1975.

Sec. 16.36.030 When Effective

Acceptance of offers of dedication on a final or parcel map shall not be effective until the map is filed with the County Recorder or until a resolution of acceptance by the Board of Supervisors is filed with the County Recorder. (Ord. 352-3 (2) (part) and (4) (part), 1979; Ord. 352 (11)(C), 1975)

Sec. 16.36.040 Acceptance of Initially Rejected Dedications

If, at the time after the final or parcel map is approved, any streets, paths, alleys or storm drainage easements are rejected, the offer of dedication shall remain open and the Board of Supervisors may by resolution at a later date, and without further action by the subdivider, rescind its action and accept and open the streets, paths, alleys or storm drainage easements for public use. Such acceptance shall be recorded in the office of the County Recorder. (Ord. 352-3 (2) (part) and (4) (part), 1979; Ord. 352 (11)(D), 1975)

Sec. 16.36.050 Abandonment

Offers of dedication of streets, paths, alleys, or storm drainage easements may be terminated and abandoned in the same manner as prescribed for the abandonment or vacation of streets by Part 3 (commencing with Section 8300) of Division 9, or by Chapter 2 (commencing with Section 940) of Division 2, whichever is applicable, of the California Streets and Highways Code. (Ord. 352-3 (2) (part), 1979; Ord. 352 (11)(E), 1975)

Sec. 16.36.060 Acceptance - Time Limitations

In the case where a subdivision fronts on a public waterway, the offer of dedication of an easement for public access from a public highway to or along the bank of the public waterway must be accepted within three years after the approval of the final or parcel map. In the case where a subdivision fronts on a lake or reservoir owned in part or entirely by a public agency, the offer of dedication of a public easement for access from a public highway to the water of any such lake or reservoir must be accepted within five (5) years after the approval of the final or parcel map. All other offers of dedication may be accepted at any time. Offers of dedication not accepted within the time limits specified shall be deemed abandoned. (Ord. 352-3 (2) (part) and (4) (part), 1979; Ord. 352 (11)(F), 1975)