

THE BOARD OF DIRECTORS OF HAYWARD GEOLOGIC HAZARD ABATEMENT DISTRICT

RESOLUTION NO. 20-04

APPROVING A RIGHT-OF-ENTRY AGREEMENT BETWEEN THE CITY OF HAYWARD AND THE HAYWARD GEOLOGIC HAZARD ABATEMENT DISTRICT (GHAD) AUTHORIZING THE CITY TO ACCESS GHAD-OWNED PROPERTY TO MAINTAIN LIGHTING AND LANDSCAPE DISTRICT NO. 96-1 IMPROVEMENTS

WHEREAS, on March 1, 2016, the City Council adopted Resolution 16-030, approving and ordering formation of the Hayward Geologic Abatement District (GHAD) as described in the GHAD Plan of Control for the La Vista subdivision (Tract 7620) and appointed itself to act as the GHAD Board of Directors (the "Board"); and

WHEREAS, on October 25, 2016 the Hayward GHAD adopted Resolution No. 16-03 that approved the Plan of Control for the La Vista (The Reserve) development; and

WHEREAS, on February 25, 2020, the Hayward GHAD approved the transfer of ownership, monitoring, and maintenance responsibilities for GHAD activities from the developer of the La Vista (The Reserve) development to the GHAD; and

WHEREAS, a condition of approval of the La Vista development required the developer to form a Lighting and Landscape Assessment District ("LLD") which is required to enter GHAD property in order to undertake the maintenance and repair work of LLD No. 96-1. The GHAD Board, therefore, is granting a Right of Entry to the City of Hayward to allow the LLD work to be undertaken on GHAD property.

NOW, THEREFORE, BE IT RESOLVED that the Hayward GHAD Board of Directors hereby orders that:

1. A Right-of-Entry Agreement between the City of Hayward and the Hayward Geologic Hazard Abatement District (GHAD) Authorizing the City to Access GHAD-Owned Property to Maintain Lighting and Landscape District No. 96-1 Improvements be approved.
2. This Resolution shall become effective immediately upon its passage and adoption.

IN COUNCIL, HAYWARD, CALIFORNIA May 26, 2020

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____

Clerk of Hayward Geologic Hazard
Abatement District
Board of Directors of the City of Hayward

APPROVED AS TO FORM:

General Counsel of the Hayward Geologic Hazard Abatement District

Attachment 1- Right of Entry Agreement