

HAYWARD CITY COUNCIL

RESOLUTION NO. 18-

Introduced by Council Member \_\_\_\_\_

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAYWARD  
APPROVING AN ADDENDUM TO THE STONEBRAE SLOPE MANAGEMENT  
PROGRAM

WHEREAS, On January 27, 1998, the City Council adopted an ordinance authorizing execution of a development agreement between the City of Hayward and Hayward 1900, Inc. for development of the Blue Rock Country Club project, currently known as Stonebrae; and

WHEREAS, On September 10, 2002 the City Council approved the vesting tentative map and precise development plan for the project; and

WHEREAS, Project Condition of Approval no. 22 required a Certified Engineering Geologist or licensed Geotechnical Engineer to be responsible for the identification and remediation of unstable slopes within the Stonebrae development and to develop and implement a program to identify the types of onsite hazards, and include a plan for appropriate periodic monitoring for constructed slopes and their associated drainage system; and

WHEREAS, The Stonebrae Slope Management Program (SMP) was prepared by Engeo Incorporated in March 2005; and

WHEREAS, Engeo Incorporated conducted a review of the Plan in 2017 which identified ambiguous language in the SMP related to the repair of subdrain systems throughout the development; and

WHEREAS, The purpose of the subdrains is to collect subsurface waters which may cause slope instability; and

WHEREAS, The proposed addendum is intended to clarify that Stonebrae Homeowners Association has the responsibility to maintain and repair subdrains located throughout the development, except for the subdrains located solely upon the golf course, which remain the responsibility of the golf course owner/operator; and

WHEREAS, The Stonebrae CC&Rs dated February 17, 2006 state that the Stonebrae Homeowners Association shall enforce the provisions of the Slope Management Program and any modifications to the Program approved by the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the proposed addendum to the Stonebrae Slope Management Plan is hereby approved and the City Manager is hereby authorized and directed to execute, on behalf of the City of Hayward, all necessary documents with Stonebrae LP to effectuate the proposed addendum, in a form approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2018

ADOPTED BY THE FOLLOWING VOTE:

AYES:           COUNCIL MEMBERS:  
                  MAYOR:

NOES:           COUNCIL MEMBERS:

ABSTAIN:       COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS:

ATTEST: \_\_\_\_\_  
          City Clerk of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney of the City of Hayward