

RESOLUTION NO. 28730

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA RELEASING THE HOUSING ALLOCATION PLAN FOR MARKET-RATE UNITS AT THE ORCHARD AT OAKMONT LOCATED AT PYTHIAN ROAD AND HIGHWAY 12

WHEREAS, on September 29, 2005, the City of Santa Rosa, the Housing Authority of the City of Santa Rosa and the Walnut Orchard LLC, entered into a Housing Allocation Plan Contract for the Orchard at Oakmont located at Pythian Road and Highway 12; and

WHEREAS, the Housing Allocation Plan Contract required the Walnut Orchard LLC, to set aside 25 of the 165 Orchard at Oakmont homes for sale to and occupancy by low-income senior households making 80% of Area Median Income or less; and

WHEREAS, the Housing Allocation Plan Contract was recorded on all 165 home parcels in the Orchard at Oakmont; and

WHEREAS, the 25 affordable units have all been sold to low-income senior owner-occupants; and

WHEREAS, it is now appropriate to release the 140 market-rate units from the Housing Allocation Plan Contract; and

WHEREAS, a Partial Release of Housing Allocation Plan Contract will be recorded in the official records of the County of Sonoma upon full execution of same.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa hereby authorizes the Mayor to execute the Partial Release of Housing Allocation Plan Contract, in substantially the same form as Exhibit A hereto, subject to approval as to form by the City Attorney, to release the market-rate units from the Housing Allocation Plan Contract recorded in the official records of Sonoma County on September 29, 2005, as Instrument No. 2005145356 for the Orchard at Oakmont.

IN COUNCIL DULY PASSED this 19th day of January, 2016.

AYES: (7) Mayor Sawyer, Vice Mayor Schwedhelm, Council Members Carlstrom, Combs, Coursey, Olivares, Wysocky

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____
City Clerk

APPROVED: _____
Vice Mayor

APPROVED AS TO FORM:

City Attorney

Exhibit A – Draft Partial Release of Housing Allocation Plan Contract