

## **EXHIBIT B**

### **DRAFT RESOLUTION NO. 18-XXX**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CUPERTINO  
SETTING DATE FOR CONSIDERATION OF ANNEXATION OF AREA  
DESIGNATED “CRESTON DR. 18-01”, PROPERTY LOCATED ON THE  
NORTH SIDE OF CRESTON DRIVE BETWEEN GROVELAND DRIVE AND  
ALDERNEY COURT; APPROXIMATELY 0.31 ACRE, SANEINEJAD AND  
MAHZOON (APN 326-12-089)**

WHEREAS, the City Council of the City of Cupertino has received a petition for annexation of territory designated “Creston Dr. 18-01” from property owners, Saneinejad and Mahzoon; and

WHEREAS, the subject property, 0.31 acre on the north side of Creston Drive between Groveland Drive and Alderney Court (APN 326-12-089) is contiguous to the City of Cupertino and is within its urban service area; and

WHEREAS, annexation would provide for use of City services; and

WHEREAS, this territory is uninhabited and all owners of land included in this proposal have consented to this annexation; and

WHEREAS, this territory was rezoned on June 2, 1980, to City of Cupertino Pre R1-10 zone; and

WHEREAS, the City of Cupertino, as Lead Agency for environmental review determined that the annexation is categorically exempt from CEQA pursuant to Title 14 California Code of Regulations, Section 15319; and

WHEREAS, the County Surveyor of Santa Clara County has found the real property description and the map of the subject property (Exhibits "A" and "B", respectively) to be in accordance with Government Code Section 56757 (c) (2), the boundaries to be definite and certain, and the proposal to be in compliance with the Local Agency Formation Commission's (LAFCO) road annexation policies; and

WHEREAS, the fee set by the County of Santa Clara to cover staff cost for above certification has been paid; and

WHEREAS, as provided in Government Code Section 56757, the City Council of the City of Cupertino shall be conducting authority for a reorganization including an annexation to the City; and

WHEREAS, Government Code Section 56662(a) provides that if a petition for annexation is signed by all owners of land within the affected territory, the City Council may approve or disapprove the annexation without public hearing;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Cupertino hereby initiates annexation proceedings and will consider annexation of the territory designated "Creston Dr. 18-01" at their regular meeting of October 2, 2018.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Cupertino this 18th day of September 2018, by the following vote:

Vote                    Members of the City Council

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor, City of Cupertino

**EXHIBIT "A"  
10598 CRESTON DRIVE  
APN 326-12-089**

All that real property situated in Santa Clara County, California, being all of Lot 15 as shown upon that certain subdivision map entitled "Tract No. 1180 Creston", which map was filed for record in the Office of the Recorder of the County of Santa Clara, State of California, on August 18, 1953 in Book 44 of Maps at Page 53, and more particularly described as follows:

**BEGINNING** at Southwesterly corner of said Lot as said point also lies on Northerly Right of Way line of Creston Drive 60.00 feet in width;

Thence leaving said Point of Beginning with the following courses:

North 49°27'00" East, 183.95 feet; Thence

South 35°54'00" East, 74.51 feet; Thence

South 42°49'00" East, 0.74 feet; Thence

South 49°27'00" West, 177.94 feet to Northerly Right of Way of said Creston Drive; Thence

Along said Northerly Right of Way line North 40°33'00" West, 75.00 feet to the Point of **BEGINNING**.

Containing as area of 13,568 SF, more or less 0.311 Acre.

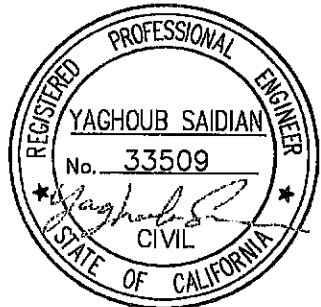
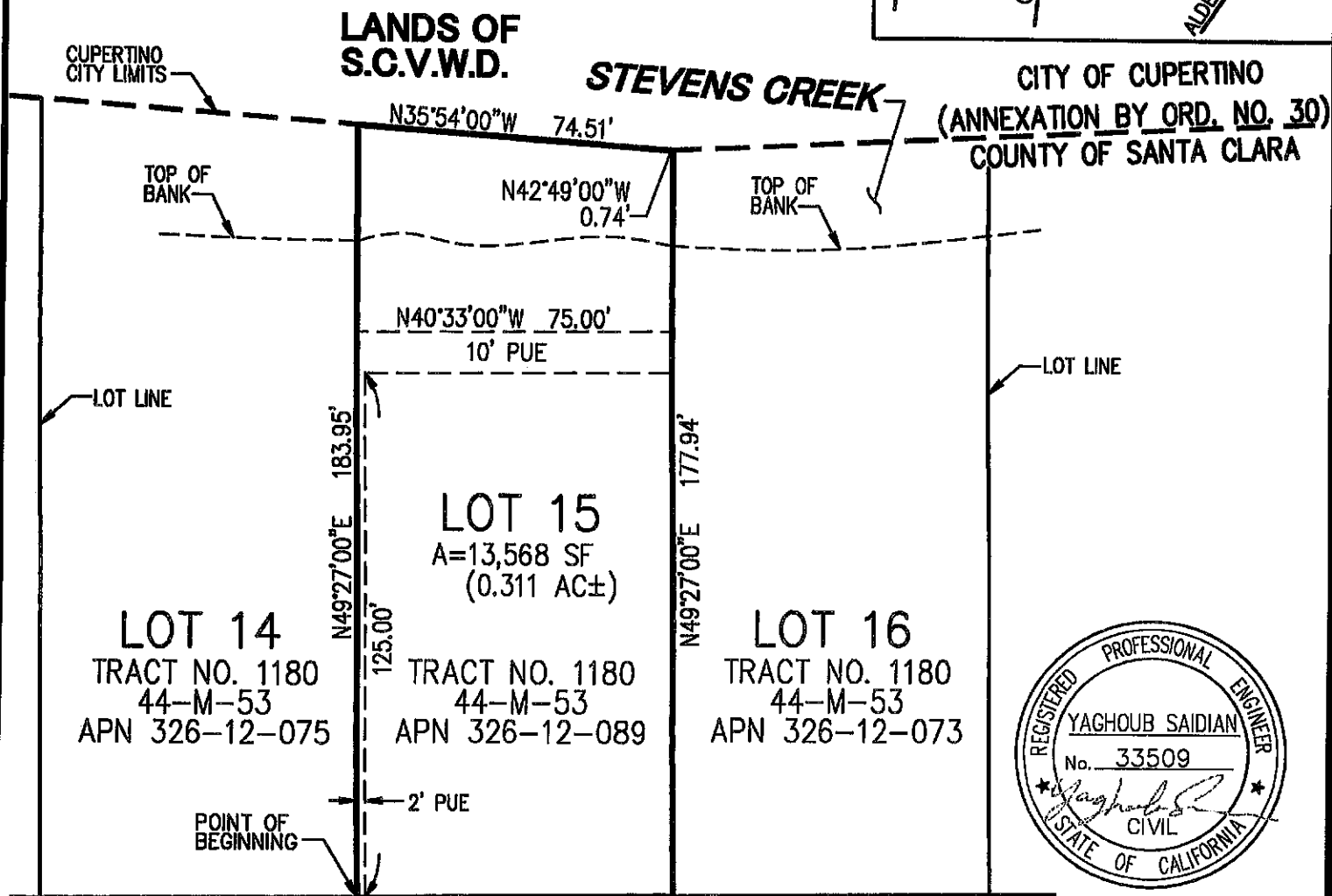
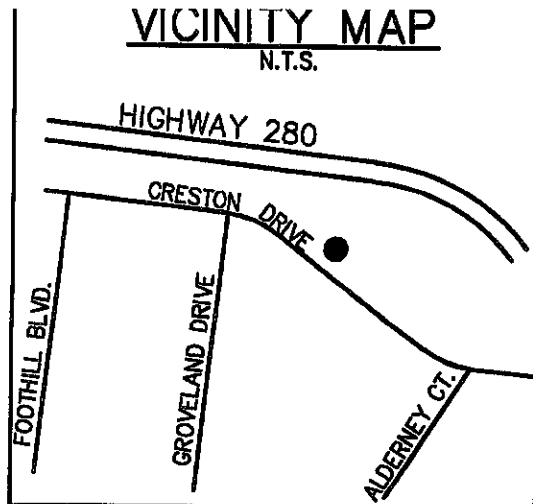
**As shown on Exhibit "B" attached hereto and made a part hereof.**

  
Yaghoubo Saidian, R.C.E. No. 33509



6-21-2018  
Date

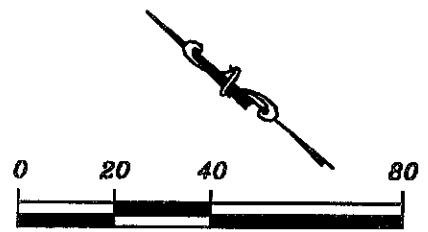
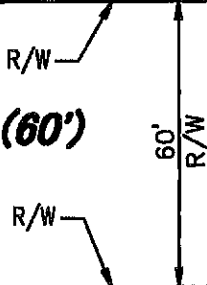
EXHIBIT B  
 PROPOSED ANNEXATION TO  
 CITY OF CUPERTINO  
 ANNEXATION NO. 18-01  
 FOR  
 APN 326-12-089  
 10598 CRESTON DRIVE  
 SANTA CLARA COUNTY, CA



**LEGEND**

- PROPOSED ANNEXATION LIMITS
- LOT LINE
- EASEMENT LINE
- CUPERTINO CITY LIMITS

**CRESTON DRIVE (60')**



( IN FEET )  
 1 INCH = 40 FT.

**ADVANCED DEVELOPMENT**

2933 BENJAMIN COURT  
 SAN JOSE, CALIFORNIA 95124  
 (408) 891-1689

APN 326-12-089	
SCALE: 1"=40'	JOB NO.: 408
DATE: JUNE 21, 2018	INDEX: CUPERTINO
DRAWN: AG	REVISION DATE: