

## **RESOLUTION NO. 23-13**

### **A RESOLUTION OF THE SAN MATEO COUNTY HARBOR DISTRICT BOARD OF HARBOR COMMISSIONERS ACCEPTING COMPLETION OF CONSTRUCTION OF ADA-COMPLIANT RESTROOMS AT THE PILLAR POINT HARBOR RETAIL CENTER AND DIRECTING THE FILING OF A NOTICE OF COMPLETION FOR THE PROJECT**

**WHEREAS**, The San Mateo County Harbor District (“District”) and co-defendant Ketch Joanne Restaurant and Harbor Bar entered into that certain Consent Decree and Order for Injunctive Relief, Damages, and Attorneys’ Fees, Litigation Expenses, and Costs (“Consent Decree”) in United States District Court Northern District of California Case No. 3:19-cv-00992-MMC, requiring the District to construct restrooms at the Pillar Point Harbor Retail Center that meet the requirements of the Americans with Disabilities Act (“ADA”).

**WHEREAS**, the District has caused the construction of the ADA-compliant restrooms at the Pillar Point Harbor Retail Center (“Project”) as required by the Consent Decree.

**WHEREAS**, the District desires to accept the Project as complete pursuant to California Civil Code Section 9200.

**NOW, THEREFORE, the Board of Commissioners of the San Mateo County Harbor District hereby resolves as follows:**

1. The District accepts the Project as Complete.
2. The Deputy Secretary is hereby directed to file a “Notice of Completion” for the Project with the San Mateo County Clerk-Recorder within fifteen (15) days of the date of this resolution, as required by California Civil Code Section 9204, and to release retention 35 days after the recordation of the Notice of Completion contingent upon no claims being filed on the Project.

**PASSED AND ADOPTED** on this 20 day of September 2023.

I, the undersigned, hereby certify that the foregoing Resolution No.23-13 was duly adopted by the Board of Commissioners of the San Mateo County Harbor District following Roll Call Vote:

FOR: Zemke, Mattusch, Domurat, Chang Kiraly, Slater-Carter  
AGAINST: None  
ABSENT: None  
ABSTENTION: None

**BOARD OF HARBOR COMMISSIONERS**

  
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William Zemke, President

**ATTEST:**

  
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Melanie Hadden, Deputy Secretary