

# CITY OF PALM DESERT STAFF REPORT

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MEETING DATE: December 14, 2023

PREPARED BY: Christina Canales, Land Development Technician

REQUEST: RELEASE MAINTENANCE BOND FOR PORTA VIA PROJECT LOCATED AT 73100 EL PASEO.

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## **RECOMMENDATION:**

Release maintenance bond in the amount of \$8,026.18 for the Porta Via Restaurant located at 73100 El Paseo.

## **BACKGROUND/ANALYSIS:**

The Porta Via Restaurant (Project) is located at 73100 El Paseo, on the northeast corner of El Paseo and Ocotillo Drive (APN: 627-192-014). The Project included a façade modification for a tenant improvement to convert the existing retail space into a 3,600 square-foot restaurant and added a 1,100 square-foot dining terrace. Additionally, the Project modified the existing driveway on El Paseo, installed Americans with Disabilities Act (ADA) compliant curb returns, and tree wells within the public right-of-way. The applicant was required to post bonds for public improvements prior to issuance of a grading permit (PG21-0017).

On December 15, 2022, the City Council accepted offsite public improvements and authorized the release of faithful performance and labor and material bonds and accepted the Maintenance Bond in the amount of \$8,026.18 submitted by the applicant as a cash deposit. Pursuant to the Palm Desert Municipal Code Section 26.28.140, the City of Palm Desert requires the submittal of a Maintenance Bond (or cash deposit) to be held for a one-year period after completion of improvements.

The cash deposit in the amount of \$8,026.18 is eligible for release at the full amount posted, therefore, staff recommends that the City Council authorize the release of the maintenance obligation.

## **LEGAL REVIEW:**

This report has been reviewed by the City Attorney's Office.

## **STRATEGIC PLAN:**

This action has no impact on the Strategic Plan

## **FINANCIAL IMPACT:**

The public improvements for this project are incorporated in the Public Works maintenance schedule. There is no additional anticipated cost to the General Fund for these improvements.

## **ATTACHMENTS:**

1. Vicinity Map
2. Maintenance Bond (cash deposit)