

RESOLUTION NO. 2008-593

Adopted by the Sacramento City Council

August 26, 2008

THE SUMMARY VACATION OF THE ALLEYWAY BOUNDED BY ARDEN WAY AND CALVADOS AVENUE BETWEEN FORREST STREET AND OXFORD STREET, WITHIN COUNCIL DISTRICT 2 VACATION PROCEEDING NO. VAC 08-013

BACKGROUND

- A. Mr. Daniel Friedlander has requested the vacation of the public alleyway bounded by Arden way and Calvados Avenue between Forrest Street and Oxford Street.
- B. The City of Sacramento Planning Director reviewed this vacation proceeding pursuant to Sacramento City Code 2.112.080 and State of California Government Code Section 65402 and concluded that this vacation is consistent with the City's General Plan.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. Subject to the conditions below in Section 2 and reservation below in Section 3, the public alleyway bounded by Arden Way and Calvados Avenue between Forrest Street and Oxford Street within Council District 2, more specifically described in Exhibit A and Exhibit B of this resolution is hereby ordered vacated.
- Section 2. This vacation is subject to the following conditions:
 - a. The applicant must submit a Lot Line adjustment application for parcels (APN: 275-0141-007, 008) which are adjacent to subject alleyway and which the Department of Transportation, in its sole discretion, determines to be acceptable.
 - b. The applicant must grant an ingress and egress easement to the City of Sacramento for parcel (APN: 275-0141-007) which the General Services Real Estate Division, in its sole discretion, determines to be acceptable.
- Section 3. Pursuant to Streets and Highways Code Section 8306 an 8340, the City of Sacramento reserves a Public Service Easement along the vacated subject alley which is more specifically described in Exhibit A and B of this resolution for all the purposes and reasons described in Streets and Highways Code Sections 8306 and 8340 including, but not limited to, the right at any time, or from time to time, to construct, maintain, operate, replace, remove, or renew any public service facilities in, upon, or over and across the subject alleyway to be vacated.

- Section 4. The vacation of the public alleyway within Council District 2, more specifically described in Exhibit A and Exhibit B is made pursuant to State of California Streets and Highways Code, Division 9, Part 3, Chapter 4. Pursuant to California Streets and Highways Code Section 8334, the City Council finds that the public alleyways, more specifically described in Exhibit A and Exhibit B are an excess right-of-way not required for street purposes.
- Section 5. The City Council finds that the said vacation has been submitted to and reported on by the City's Planning Division and finds that the said vacation is consistent with the City's General Plan.
- Section 6. The conditions specified in Section 2 of this Resolution must be completed within two years of the date of this Resolution. If all conditions are not completed within the two years specified this Resolution approving the vacation shall become void, unless the City Council grants one or more time extensions.
- Section 7. The City Clerk shall cause a certified copy of this Resolution, attested by the City Clerk under seal, to be recorded. The vacation shall be effective when the City Clerk records this Resolution with the County Recorder.

Table of Contents:

- Exhibit A: Legal Description
Exhibit B: Exhibit Plat/Map

Adopted by the City of Sacramento City Council on August 26, 2008 by the following vote:

- Ayes: Councilmembers Cohn, Fong, Hammond, Pannell, Sheedy, Tretheway, Waters.
Noes: None.
Abstain: None.
Absent: Mayor Fargo and Councilmember McCarty.



Vice Mayor Steve Cohn

Attest:



Shirley Concolino, City Clerk

EXHIBIT A

ABANDONMENT OF ALLEY BLOCK 17, 11 MAPS 26

LEGAL DESCRIPTION:

All that certain real property situate in the City of Sacramento, County of Sacramento, State of California, described as follows:

Being the 20 foot wide Alleyway of Block 17, as shown on that certain Subdivision Map entitled "Plat of North Sacramento Subdivision No. 1", filed in Book 11 of Maps, at Page 26, Official Sacramento County Records, also being the 20 foot Alleyway shown on that certain Parcel Map, filed in Book 156 of Parcel Maps, at Page 13, Official Records of said County, and being more particularly described as follows:

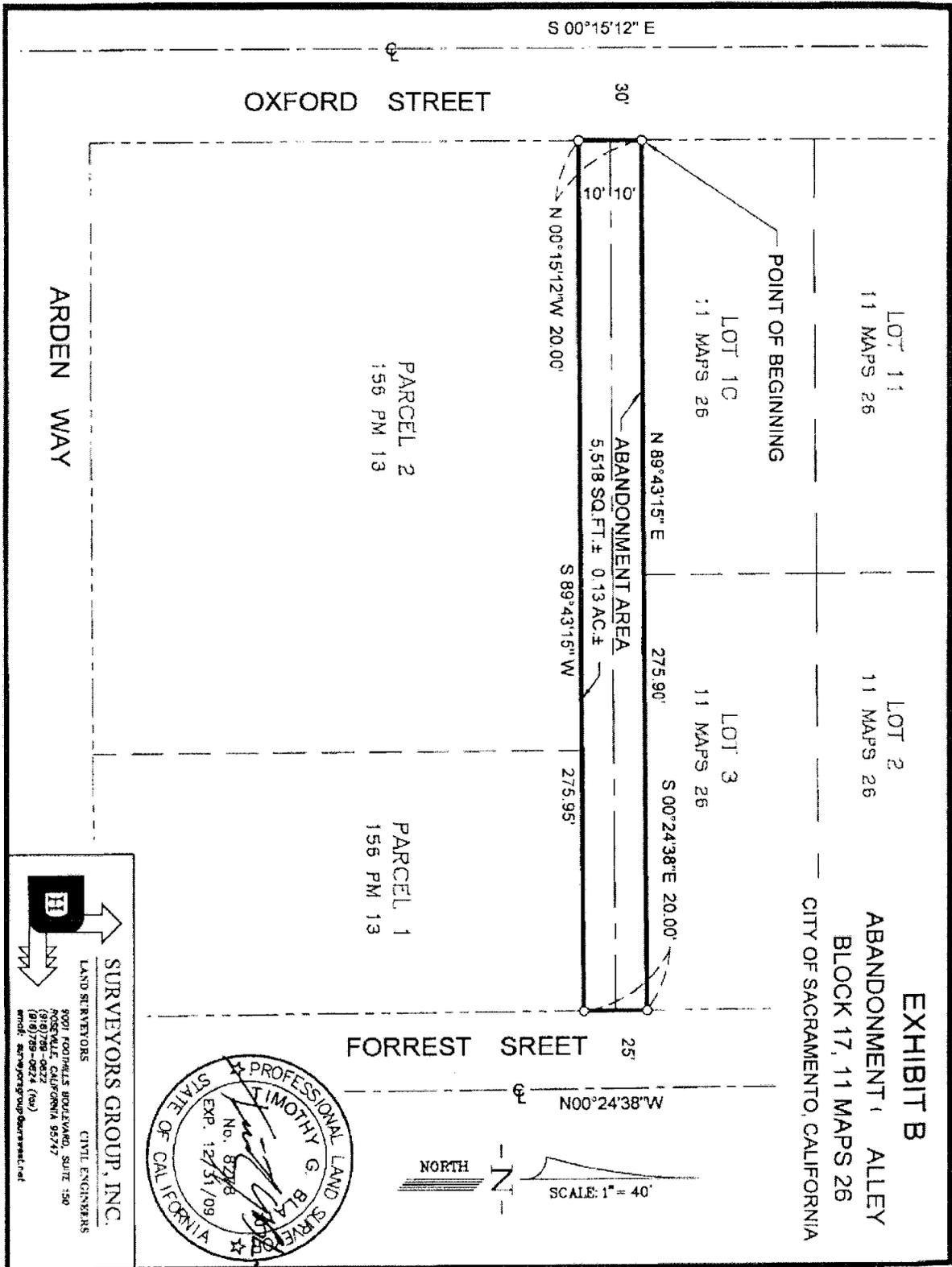
Beginning at the Southwest corner of Lot 10 of Block 17, as said lot and block are shown on said Subdivision Map, thence along the South line of said lot North $89^{\circ}43'15''$ East 275.90 feet to the Southeast corner of Lot 3, as said lot is shown on said Subdivision Map, said corner also being a point on the West right of way line of Forrest Street, as said street is shown on said maps; thence along said right of way and it's projection thereof, in a Southerly direction South $00^{\circ}24'38''$ East 20.00 feet to the Northeast corner of Parcel 1, as said parcel is shown on said Parcel Map; thence leaving said right of way line along the North line of said lot, South $89^{\circ}43'15''$ West 275.95 feet to the Northwest corner of Parcel 2, as said parcel is shown on said Parcel Map, said corner also being a point on the East right of way line of Oxford Street, as said street is shown on said maps; thence along said right of way line and it's projection thereof, in a Northerly direction North $00^{\circ}15'12''$ West 20.00 feet to the Point Of Beginning of this description, containing 0.13 acres more or less of land.


Timothy G. Blair, P.L.S. 8278



Surveyors Group, Inc.
FRI 05-16
02-01-08

EXHIBIT B



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