RESOLUTION NO. 2009-121

Adopted by the Sacramento City Council

March 3, 2009

THE SUMMARY VACATION OF THE PUBLIC UTILITY EASEMENT AND THE EMERGENCY VEHICLE ACCESS EASEMENT LOCATED AT 10 COUNTRY PLACE, WITHIN COUNCIL DISTRICT 7 VACATION PROCEEDING NO. VAC 08-023

BACKGROUND

A. Warren Land Surveying Inc., has requested the vacation of the Public Utility Easement and the Emergency Vehicle Access Easement located at 10 Country Place.

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. The Public Utility Easement (PUE) and the Emergency Vehicle Access Easement (EVAE) located at 10 Country Place within Council District 7, more specifically described in Exhibits A and B of this resolution is hereby ordered vacated.

Section 2. This Vacation is subject to the following condition:

The property owner must cap off and remove all existing facilities to the satisfaction of the Department of Transportation.

Section 3. The vacation of the PUE and EVAE within Council District 7, 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 8333, the City Council finds that the PUE and EVAE are public service easements, more specifically described in Exhibit A and Exhibit B are dedicated easements that have not been used for their intended purpose.

Section 4. 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 5. The City Clerk shall cause a certified copy of this Resolution, attested by the City Clerk under seal; to be recorded after all conditions and fees have been satisfied. The vacation shall be effective when the City Clerk records this Resolution with the County Recorder.

Table of Contents:

Exhibit A: Legal Description of Public Utility Easement
Exhibit A-1: Exhibit Plat/Map Public Utility Easement
Exhibit B: Legal Description Emergency Vehicle Access Easement
Exhibit B-1: Exhibit Plat/Map Emergency Vehicle Access Easement

Adopted by the City of Sacramento City Council on March 3, 2009 by the following vote:

Ayes: Councilmembers Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: Councilmember Cohn.

Mayor Kevin Johnson

Attest:

Shirley Concolino, City Clerk

Exhibit A
Vacation Abandonment of Public Utility Easement

Being portions of Lots 1 through 6 of Villa Bignasco Subdivision NO. P04-139 Recorded in Book 346 at page 6 in the Sacramento County Recorders Office, City of Sacramento, County of Sacramento, State of California.
Beginning at a point on the common lot line of Lot 1 and Lot 6 of aforesaid Map said point bearing South 47° 38'00" East 10.00 feet from most northerly corner of Lot 1 that is on the Easterly Right of Way of Country Place.

Thence from the point of beginning the following twenty-one (21) courses:

1. North 42°22'00" East 15.00 feet
2. South 47°38' 00" East 20.00 feet
3. South 42°22'00" West 1.77 feet
4. South 47°38'00" East 20.00 feet
5. South 44°32'56" West 0.32 feet
6. South 30°42'03" East 13.30 feet to a curve to the left
7. Along a curve to the left with a radius of 5.00 feet, having a central angle of 90°17'49" sustained by a chord of South 75° 50'58" East 7.09 feet
8. North 89°00'08" East 25. 07 feet
9. South 30°59'52" East 30.00 feet
10. South 59°00' 08" West 83.98 feet
11. North 30°59'52" West 2.22 feet
12. South 59°00' 08" West 5.00 feet
13. North 30°59'52" West 27.78 feet
14. North 59°00'08" East 23.98 feet to the curve to the left
15. Along a curve to the left with a radius of 5.00 feet, having a central angle of 90°00'00" sustained by a chord of North 14° 00'08 East 7.07 feet
16. North 30°59'52" West 0.87 feet
17. North 57°04'46" East 0.77 feet
18. North 32°55'39" West 20.00 feet
19. South 57°05'04" West 1.47 feet
20. North 47°38'00" West 23.81 feet
21. North 42°22'00" East 15.00 feet to the point of the beginning.

Containing sq. ft. 4,255.00 acres 0.10

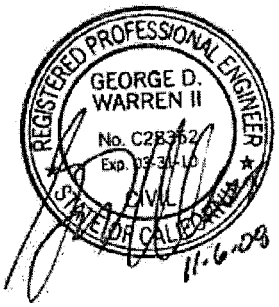
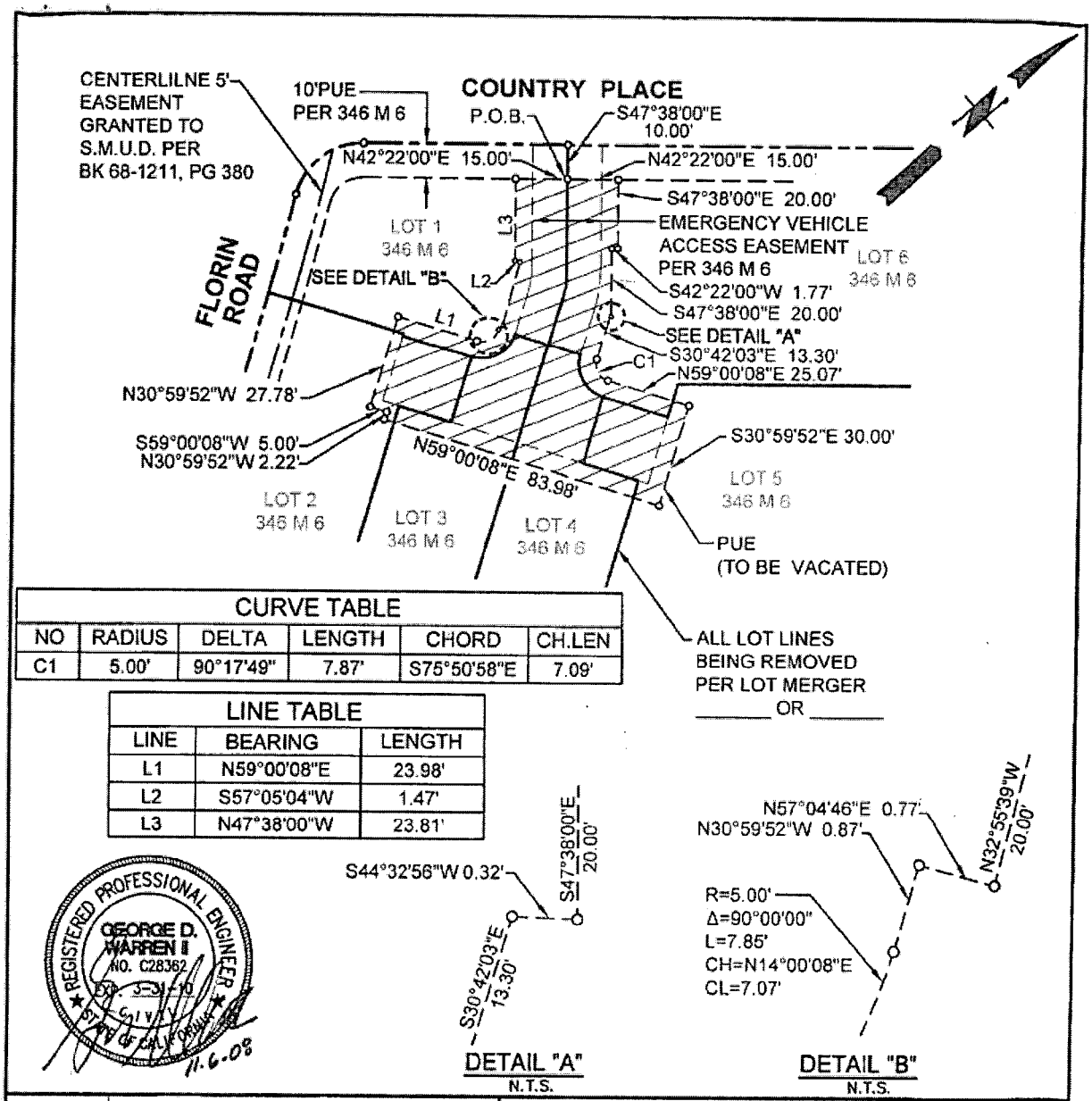


EXHIBIT A-1



CURVE TABLE					
NO	RADIUS	DELTA	LENGTH	CHORD	CH.LEN
C1	5.00'	90°17'49"	7.87'	S75°50'58"E	7.09'

LINE TABLE		
LINE	BEARING	LENGTH
L1	N59°00'08"E	23.98'
L2	S57°05'04"W	1.47'
L3	N47°38'00"W	23.81'

DETAIL "A"
N.T.S.

DETAIL "B"
N.T.S.

WARREN LAND SURVEYING, INC. 160 Blue Ravine Road, Ste. C Folsom, CA. 95630 916-985-1870	EXHIBIT B VACATION (ABANDONMENT) PUBLIC UTILITY EASEMENT PER 346 M 6 CITY OF SACRAMENTO, CALIFORNIA	SCALE: 1"=40'	
		DATE 9-26-08	
		SHEET: 1 OF 1	

08-059

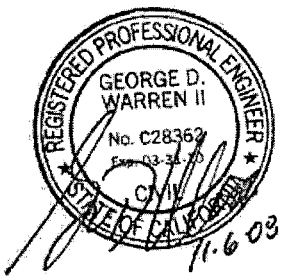
Attachment B

Vacation Abandonment of Emergency Vehicle Access Easement

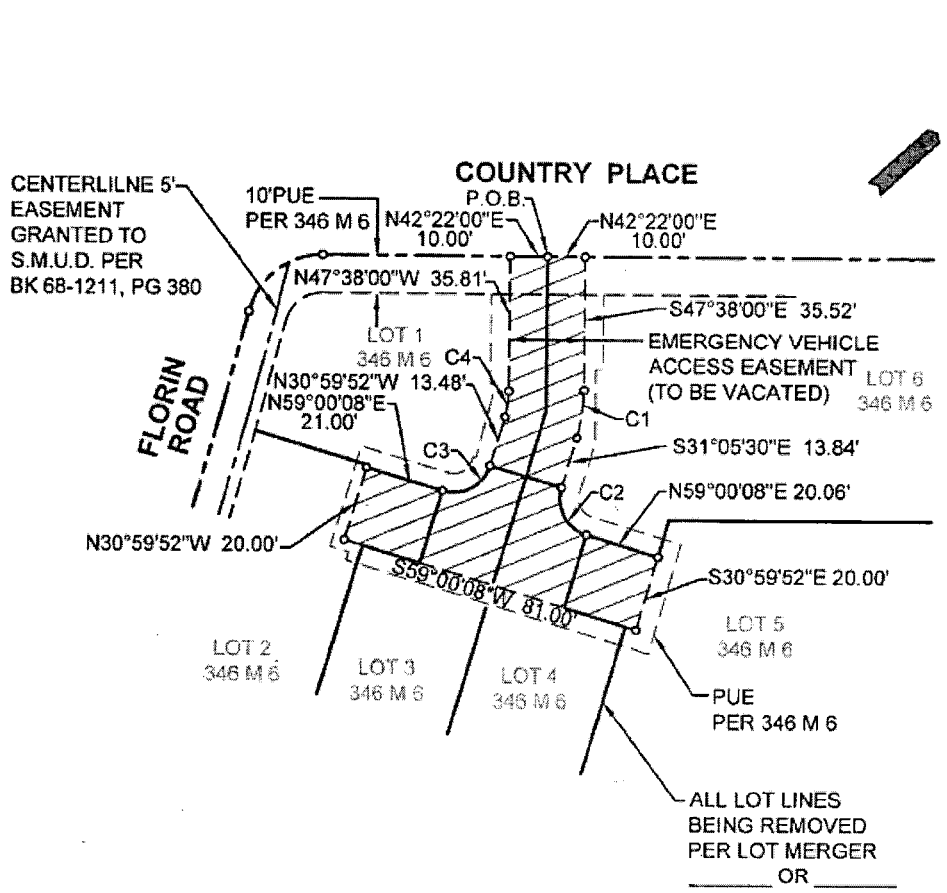
Being portions of Lots 1 through 6 of Villa Bignasco Subdivision NO. P04-139 Recorded in Book 346 at page 6 in the Sacramento County Recorders Office, City of Sacramento, County of Sacramento, State of California.
Beginning at a point on the common corner of Lots 1 and Lot 6 of aforesaid Map said point being on the Easterly Right of Way of Country Place.
Thence from the point of beginning the following fifteen (15) courses:

1. Along the Easterly Right of Way of Country Place North 42°22'00" east 10.00 feet
2. Leaving said Right of Way South 47°38' 00" East 35.52 feet to a curve to the right
3. Along a curve t the right with a radius of 44.00 feet having a central angle of 16°32'30" and being sustained by a chord of South 39°21'45" East 12.66 feet
4. South 31°05'30" East 13.84 feet to a curve to the left
5. Along a curve to the left with a radius of 10.00 feet having a central angle of 89°54'22" and being sustained by a chord of South 76°02'41" East 14.13 feet
6. North 59°00'08" East 20.06 feet
7. South 30° 59'52" East 20.00 feet
8. South 59°00'08" West 81. 00 feet
9. North 30° 59'52" West 20.00 feet
10. North 59°00' 08" East 21.00 feet to a curve to the left
11. Along a curve to the left with a radius of 10.00 feet having a central angle of 90°00'00" sustained by a chord of North 14'00'08" East 14.14 feet
12. North 30°59'52" West 13.48 feet to curve to the left
13. Along a curve to the left with a radius of 24.00 feet, having a central angle of 16°38'08" sustained by a chord of North 39° 18'56" West 6.94 feet
14. North 47°38'00" West 35.81 feet to the easterly Right of Way of Country Place
15. Along the easterly Right of Way of Country Place North 42°22'00" East 10.00 feet to the point of the beginning

Containing sq. ft. 3,044.00 acres 0.67



Attachment B-1



REGISTERED PROFESSIONAL ENGINEER
GEORGE D. WARREN II
NO. C28362
EXP. 3-31-10
STATE OF CALIFORNIA
11-6-08

CURVE TABLE					
NO	RADIUS	DELTA	LENGTH	CHORD	CH.LEN
C1	44.00'	16°32'30"	12.70'	S39°21'45"E	12.66'
C2	10.00'	89°54'22"	15.69'	S76°02'41"E	14.13'
C3	10.00'	90°00'00"	15.71'	N14°00'08"E	14.14'
C4	24.00'	16°38'08"	6.97'	N39°18'56"W	6.94'

WARREN LAND SURVEYING, INC.
160 Blue Ravine Road, Ste. C
Folsom, CA 95630
916-985-1870

EXHIBIT B
VACATION (ABANDONMENT)
EMERGENCY VEHICLE ACCESS EASEMENT PER 346 M 6
CITY OF SACRAMENTO, CALIFORNIA

SCALE: 1"=40'
DATE 9-26-08
SHEET: 1 OF 1

08-059