

RESOLUTION NO. 2009-574

Adopted by the Sacramento City Council

September 8, 2009

THE SUMMARY VACATION OF A PORTION OF THE PUBLIC RIGHT OF WAY LOCATED AT 1017 SILVANO STREET, WITHIN COUNCIL DISTRICT 2 VACATION PROCEEDING NO. VAC 09-0005

BACKGROUND

- A. Varney Land Surveys has requested the vacation of a Portion of the Public Right of Way located at 1017 Silvano Street.
- B. The City of Sacramento's 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 2030 General Plan.

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

- Section 1. The Public Right of Way (ROW) located at 1017 Silvano Street within Council District 2, more specifically described in Exhibits A, A-1 and B of this Resolution is hereby ordered vacated.
- Section 2. Pursuant to Streets and Highways Code Section 8306 and 8340, the City of Sacramento reserves a Public Service Easement along the vacated portions of the subject alleys which are 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 property to be vacated.
- Section 3. The vacation of the portion of the ROW within Council District 2, more specifically described in Exhibits A, A-1 and 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(a), the City Council finds that the portion of the ROW, more specifically described in Exhibits A, A-1 and B is an excess ROW not needed for Street or Highway purposes.
- Section 4. The City Council finds that the said vacation has been submitted to and reported on by the City of Sacramento's Planning Director and finds that the said vacation is consistent with the 2030 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 Right of Way on Lot 15
- Exhibit A-1: Legal Description of Right of Way on Lot 16
- Exhibit B: Exhibit Plat/Map Public Right of Way

Adopted by the City of Sacramento City Council on September 8, 2009 by the following vote:

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

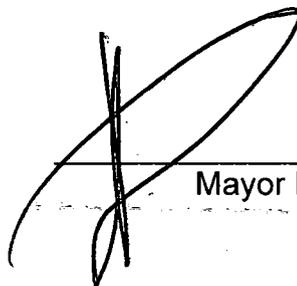
Noes: None.

Abstain: None.

Absent: None.

Attest:


Shirley Concolino, City Clerk



Mayor Kevin Johnson

EXHIBIT "A"
Abandonment of right of way
Lot 15

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

Beginning at a point on the westerly line of Lot 15 Block 24, as shown on that certain "Plat of North Sacramento Heights" According to the Official Plat thereof, filed in the office of the county recorder of Sacramento county, California on June 9, 1911, in book 12 of maps, map no. 22, that bears from the southwest corner of Lot 15 North 20.00 feet; thence from the true point of beginning along the right of way of Silvano Street South 89°59'00" East 40.00 feet; thence South 13.80 feet; thence along a curve to the left having a radius of 120.00 feet, an arc length of 30.27 feet, an a central angle of 14°27'17", subtended by a chord bearing and distance of North 82°45'21" West 30.19 feet; thence North 89°59'00" West 10.05 feet to the point of beginning.

End of Description

APN= 251-0155-007-0000



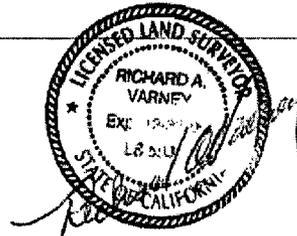
Abandonment of right of way
Lot 16

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

Beginning at a point on the westerly line of Lot 16 Block 24, as shown on that certain "Plat of North Sacramento Heights " According to the Official Plat thereof, filed in the office of the county recorder of sacramento county, california on june 9, 1911, in book 12 of maps, map no. 22, that bears from the southwest corner of Lot 16 North 20.00 feet; thence from the true point of beginning along the right of way of Silvano Street South 89°59'00" East 60.00 feet to a point on the easterly line of Lot 16; thence along the easterly line of Lot 16 South 10.00 feet; thence North 89°59'00" West 60.00 feet to the point of beginning.

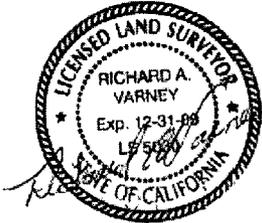
End of Description

APN= 251-0155-007-0000

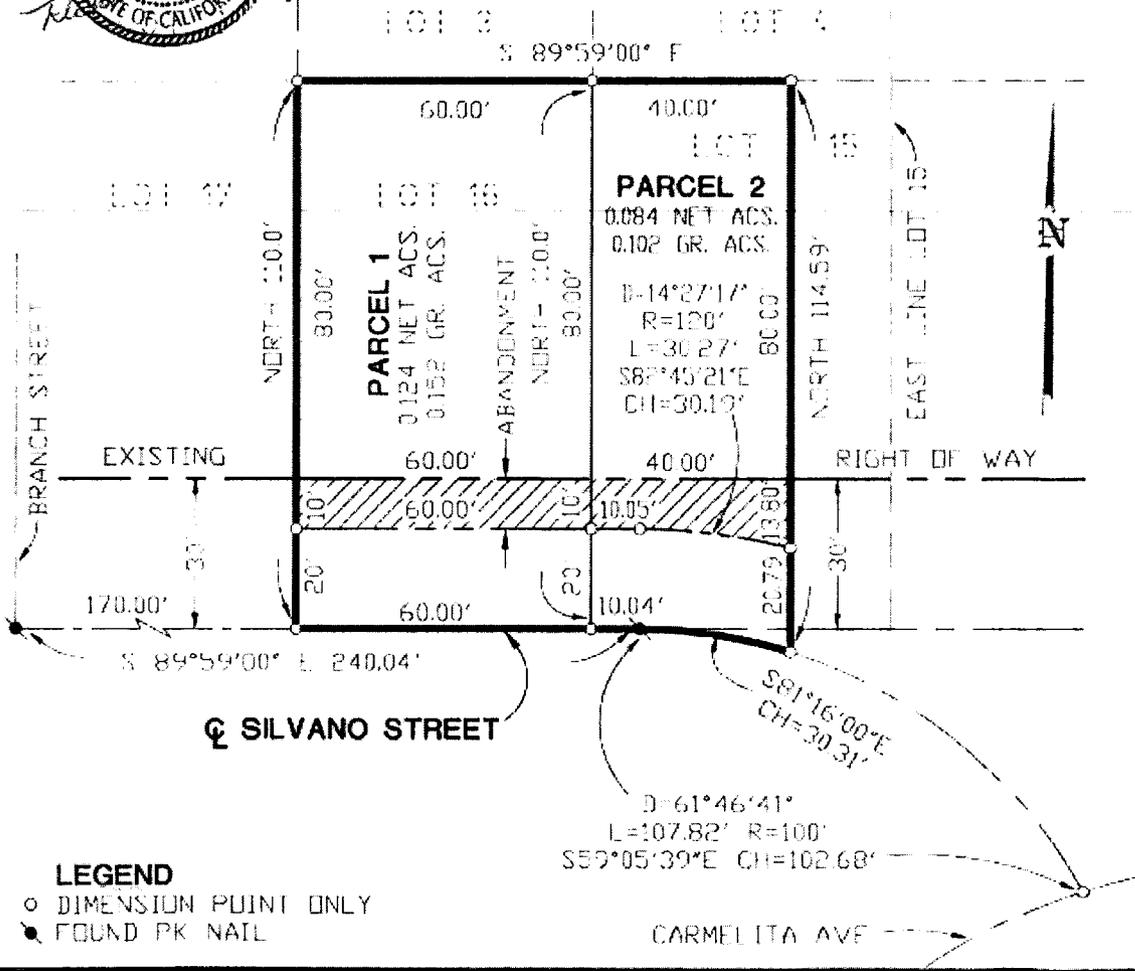


**PLAT OF
ABANDONMENT
BEING LOT 16 AND
THE WEST 40 FEET OF LOT 15, BLOCK 24
OF NORTH SACRAMENTO HEIGHTS
12 BM 22**

APRIL 2009 SCALE 1' = 30'
CITY OF SACRAMENTO CALIFORNIA
VARNEY LAND SURVEYS



NORTH SACRAMENTO HEIGHTS
12 BM 22
BLOCK 24



W.D. 081217