

## RESOLUTION NO. 2010-179

Adopted by the Sacramento City Council

April 6, 2010

### THE SUMMARY VACATION: THE ALLEYWAY BOUNDED BY 27<sup>TH</sup> STREET, 53<sup>RD</sup>, TOY AVENUE AND CARNATION AVENUE, WITHIN COUNCIL DISTRICT 5 VACATION PROCEEDING NO. VAC 07-0012

#### BACKGROUND

- A. Slooten Consulting, Inc. on behalf of property owner Pete Rich has requested the vacation of the Alleyway bounded by 27<sup>th</sup> Street, 53<sup>rd</sup>, Toy Avenue and Carnation Avenue.
- 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 entire Alleyway is located behind 2730 53<sup>rd</sup> Avenue within Council District 5 bounded by 27<sup>th</sup> Street, 53<sup>rd</sup>, Toy Avenue and Carnation Avenue, more specifically described in Exhibits A and B of this Resolution is hereby ordered vacated.
- Section 2. The vacation of the alleyway within Council District 5, more specifically described in Exhibits A 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 alleyway more specifically described in Exhibits A and B is an excess right of way not needed for street or highway purposes.
- Section 3. 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 4. 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.
- Section 5. Exhibits A and B are incorporated into and made part of this resolution.

**Table of Contents:**

Exhibit A: Legal Description

Exhibit B: Exhibit Plat/Map

Adopted by the City of Sacramento City Council on April 6, 2010 by the following vote:

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

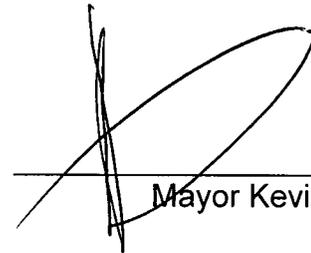
Noes: None.

Abstain: None.

Absent: None.

Attest:

  
Shirley Concolino, City Clerk

  
Mayor Kevin Johnson

## Exhibit A

ABANDONMENT OF ALLEY LEGAL DESCRIPTION:

ALL THAT CERTAIN REAL PROPERTY IN THE CITY OF SACRAMENTO,  
COUNTY OF SACRAMENTO, STATE OF CALIFORNIA DESCRIBED AS  
FOLLOWS:

THE ALLEY BOUNDED TO THE NORTH BY LOTS 7 & 8 AS DEPICTED IN THE  
PLAT OF CAMELLIA ACRES. FILED IN THE OFFICE OF THE RECORDER OF  
SACRAMENTO COUNTY, CALIFORNIA ON JUNE 02, 1915, IN BOOK 15 OF  
MAPS, MAP NO. 21 AND TO THE SOUTH BY LOTS 2-7 AND 9 AS DEPICTED IN  
THE PLAT OF CAMELLIA VILLA. FILED IN THE OFFICE OF THE RECORDER  
OF SACRAMENTO COUNTY, CALIFORNIA ON JANUARY 30, 1986, IN BOOK  
167 OF MAPS, MAP NO. 15 AND IS MORE PARTICULARLY DESCRIBED AS  
FOLLOWS:

BEGINNING AT THE MOST SOUTHEASTERLY CORNER OF SAID LOT 8, A  
POINT ON THE WESTERLY LINE OF CARNATION AVENUE, THENCE ALONG  
SAID WESTERLY LINE SOUTH, 16.00 FEET; THENCE LEAVING SAID  
WESTERLY LINE NORTH  $89^{\circ}59'49''$  WEST, 469.85 FEET TO THE EASTERLY  
LINE OF 27<sup>TH</sup> STREET; THENCE ALONG SAID EASTERLY LINE NORTH, 16.00  
FEET; THENCE LEAVING SAID EASTERLY LINE SOUTH  $89^{\circ}59'49''$  EAST,  
469.85 FEET TO THE POINT OF BEGINNING.

CONTAINS 7518 SQUARE FEET MORE OR LESS

