

Meeting Date: 2/16/2016

Report Type: Consent

Report ID: 2016-00163

Title: The Summary Vacation of a Portion the 5' Wide Waterline Easement at 5900 88th Street

Location: District 6

Recommendation: Pass a Resolution vacating a portion of the 5' wide waterline easement located at 5900 88th Street.

Contact: Thomas Adams, Engineering Technician, (916) 808-7929; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

Presenter: None

Department: Public Works Department

Division: Engineering Services Admin

Dept ID: 15001111

Attachments:

1-Description/Analysis

2-Resolution

3-Exhibit A (Legal Description and Map)

4-Exhibit B (Location Map)

City Attorney Review

Approved as to Form

Paul Gale

2/8/2016 4:23:33 PM

Approvals/Acknowledgements

Department Director or Designee: Jerry Way - 1/28/2016 11:15:38 AM

Description/Analysis

Issue Detail: Mitsubishi Rayon Carbon Fiber & Composites Inc., the applicant, is requesting the vacation (abandonment) of a portion of a 5' wide water line easement located within its parcel which is in conflict with private utility crossings. The Department of Utilities (DOU) has determined that a portion of the public easement for the water line is not needed, and the portion which is in conflict with the private utilities can be abandoned. The remainder of the 5' waterline easement which is needed to serve this and an adjacent parcel will remain in place.

Policy Considerations: The Council action recommended in this report is consistent with the 2035 General Plan, and is in compliance with California Streets and Highways Code for Vacation Section 8333(c).

Environmental Considerations:

California Environmental Quality Act and National Environmental Policy Act (CEQA/NEPA): The Community Development Department, Environmental Planning Services Division has reviewed this project and determined that the vacation of the 5' wide waterline easement is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines. 15061(b)(3) of the CEQA Guidelines consists of an activity covered by the general rule that CEQA applies only to projects, which have the potential for causing a significant effect on the environment.

Sustainability Considerations: Not applicable

Commission/Committee Action: None

Rational for Recommendation: The request to abandon a portion of the 5' wide public waterline easement will satisfy the DOU condition of approval for the proposed expansion of the existing warehouse structure.

Financial Considerations: The applicant is responsible for all fees required to process this vacation application request and there is no cost to the City.

RESOLUTION NO.

Adopted by the Sacramento City Council

SUMMARY VACATION OF A PORTION OF THE 5 FOOT WIDE WATERLINE EASEMENT AT 5900 88TH STREET, WITHIN COUNCIL DISTRICT 6 VACATION PROCEEDING NO. VAC 15-0004

BACKGROUND

- A. Mitsubishi Rayon Carbon Fiber & Composites Inc., has requested the vacation of a portion of the 5-foot wide water line easement to resolve a conflict with private utility services crossing over the public utilities.
- B. The City of Sacramento Department of Utilities has reviewed the request and recommends approval of the request.
- C. The City of Sacramento's Planning Director reviewed this vacation proceeding pursuant to Sacramento City Code 17.912.030 and State of California Government Code Section 65402 and concluded that this vacation is consistent with the City of Sacramento's General Plan.

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

- Section 1. The portions of the 5-foot wide water line easement granted to the City of Sacramento of Official Record in Book 83029 at Page 1190 in the Office of the Sacramento County Recorder within Council District 6, more specifically described in Exhibits A and B of this Resolution are vacated.
- Section 2. The vacation of the portions of the 5 foot wide public water line easement, 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, Sections 8330-8334.
- Section 3. The City Council finds that the vacation (abandonment) has been submitted to and reported on by the City of Sacramento's Planning Director and finds that the vacation is consistent with the City of Sacramento's General Plan.

Section 4. Once this Resolution has been approved, the City Clerk shall cause a certified copy of this Resolution, attested by the City Clerk under seal; to be recorded after all 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 of Area to be Vacated

EXHIBIT "A"
WATERLINE EASEMENT ABANDONMENT
SHEET 1 OF 2

ALL THAT REAL PROPERTY SITUATE IN THE CITY OF SACRAMENTO, STATE OF CALIFORNIA, BEING A PORTION OF THAT REAL PROPERTY DESCRIBED AS PARCEL 1, AS SHOWN ON THAT CERTAIN PLAT OF FRUITRIDGE INDUSTRIAL PARK UNIT NO. 3, FILED IN BOOK 77 OF PARCEL MAPS, AT PAGE 28, OFFICIAL RECORDS OF SACRAMENTO COUNTY, AND DESCRIBED IN WATER LINE EASEMENT TO THE CITY OF SACRAMENTO, DATED SEPTEMBER 21, 1983, AND RECORDED AS BOOK 83 09 28, PAGE 1190 & BOOK 85 02 04, PAGE 497 OFFICIAL RECORDS OF SACRAMENTO COUNTY.

AREA 1

A STRIP OF LAND OF THE UNIFORM WIDTH OF 5.00 FEET, LYING 2.50 FEET LEFT AND RIGHT OF A CENTERLINE OF WHICH IS DESCRIBED AS BEGINNING AT A POINT ON THE WESTERLY BOUNDARY LINE OF SAID WATER LINE EASEMENT AS DESCRIBED IN BOOK 83 09 28, PAGE 1190, FROM WHICH POINT THE MOST EASTERLY CORNER OF SAID PARCEL NO. 1, BEARS SOUTH 77°50'26" EAST 231.42 FEET AND NORTH 00°05'15" EAST 30.68 FEET DISTANT, MORE OR LESS:

THENCE FROM SAID **POINT OF BEGINNING**, AND RUNNING ALONG THE CENTERLINE OF THE AFOREMENTIONED WATER LINE EASEMENT, THE FOLLOWING (8) EIGHT CONSECUTIVE COURSES AND DISTANCES:

- (1) NORTH 77° 50' 26" WEST, 222.50 FEET, TO "POINT A"
- (2) NORTH 77° 50' 26" WEST, 284.00 FEET, TO "POINT B"
- (3) NORTH 77° 50' 26" WEST, 130.00 FEET;
- (4) SOUTH 12° 09' 34" WEST, 233.00 FEET, TO "POINT C"
- (5) SOUTH 12° 09' 34" WEST, 55.00 FEET;
- (6) SOUTH 77° 50' 26" EAST, 279.00 FEET, TO "POINT D"
- (7) SOUTH 77° 50' 26" EAST, 285.00 FEET, TO "POINT E"
- (8) SOUTH 77° 50' 26" EAST, 67.50 FEET, MORE OR LESS, TO A POINT ON THE WESTERLY BOUNDARY LINE OF SAID WATER LINE EASEMENT AS DESCRIBED IN BOOK 85 02 04, PAGE 497, AND THE POINT OF TERMINATION.

AREA 2

A STRIP OF LAND OF THE UNIFORM WIDTH OF 5.00 FEET, LYING 2.50 FEET LEFT AND RIGHT OF A CENTERLINE OF WHICH IS DESCRIBED **BEGINNING** AT THE AFOREMENTIONED "POINT A"; THENCE, NORTH 12° 09' 34" EAST, 20.00 FEET AND THE TERMINUS OF SAID EASEMENT.

pg. 1

EXHIBIT "A"
WATERLINE EASEMENT ABANDONMENT
SHEET 2 OF 2

AREA 3

A STRIP OF LAND OF THE UNIFORM WIDTH OF 5.00 FEET, LYING 2.50 FEET LEFT AND RIGHT OF A CENTERLINE OF WHICH IS DESCRIBED **BEGINNING** AT THE AFOREMENTIONED "POINT B"; THENCE, NORTH 12° 09' 34" EAST, 20.00 FEET AND THE TERMINUS OF SAID EASEMENT.

AREA 4

A STRIP OF LAND OF THE UNIFORM WIDTH OF 5.00 FEET, LYING 2.50 FEET LEFT AND RIGHT OF A CENTERLINE OF WHICH IS DESCRIBED **BEGINNING** AT THE AFOREMENTIONED "POINT C"; THENCE, NORTH 77° 59' 46" WEST, 15.00 FEET AND THE TERMINUS OF SAID EASEMENT.

AREA 5

A STRIP OF LAND OF THE UNIFORM WIDTH OF 5.00 FEET, LYING 2.50 FEET LEFT AND RIGHT OF A CENTERLINE OF WHICH IS DESCRIBED **BEGINNING** AT THE AFOREMENTIONED "POINT D"; THENCE, SOUTH 12° 09' 34.00" WEST, 25.00 FEET AND THE TERMINUS OF SAID EASEMENT.

AREA 6

A STRIP OF LAND OF THE UNIFORM WIDTH OF 5.00 FEET, LYING 2.50 FEET LEFT AND RIGHT OF A CENTERLINE OF WHICH IS DESCRIBED **BEGINNING** AT THE AFOREMENTIONED "POINT E"; THENCE, SOUTH 12° 09' 34.00" WEST, 25.00 FEET AND THE TERMINUS OF SAID EASEMENT.

THE HEREIN DESCRIBED EASEMENT IS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

THE HEREIN DESCRIBED EASEMENT AFFECTS A PORTION OF APN 062-0060-078.



Ronald S. Dundas, P.L.S. 4415
Expires 9-30-17



EXHIBIT "B"

OVERALL KEY MAP

FRUITRIDGE INDUSTRIAL PARK UNIT NO. 3,
FILED IN BOOK 77 OF PARCEL MAPS, AT PAGE 28



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PROJECT: WATERLINE EASEMENT ABANDONMENT

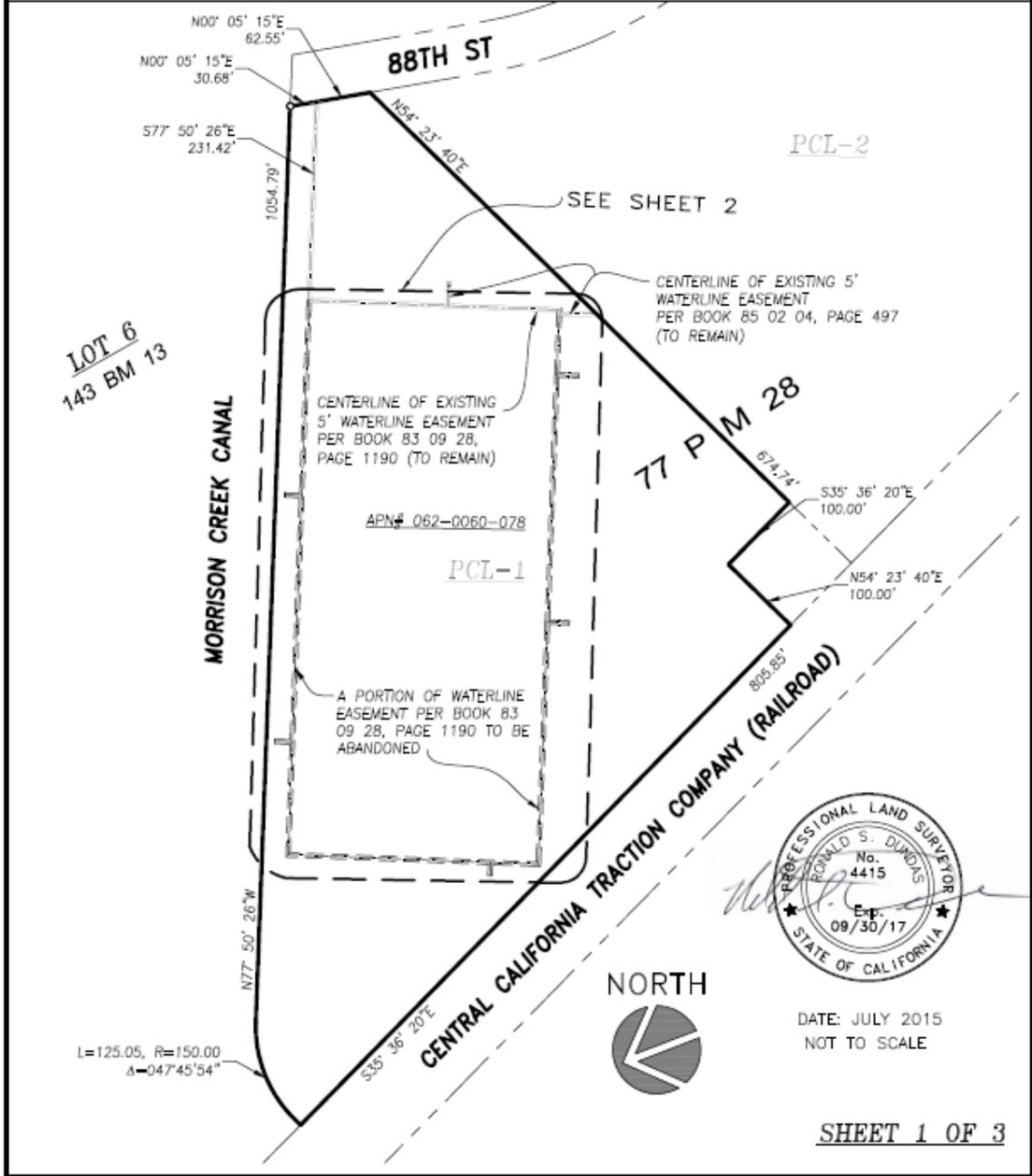


EXHIBIT "B"

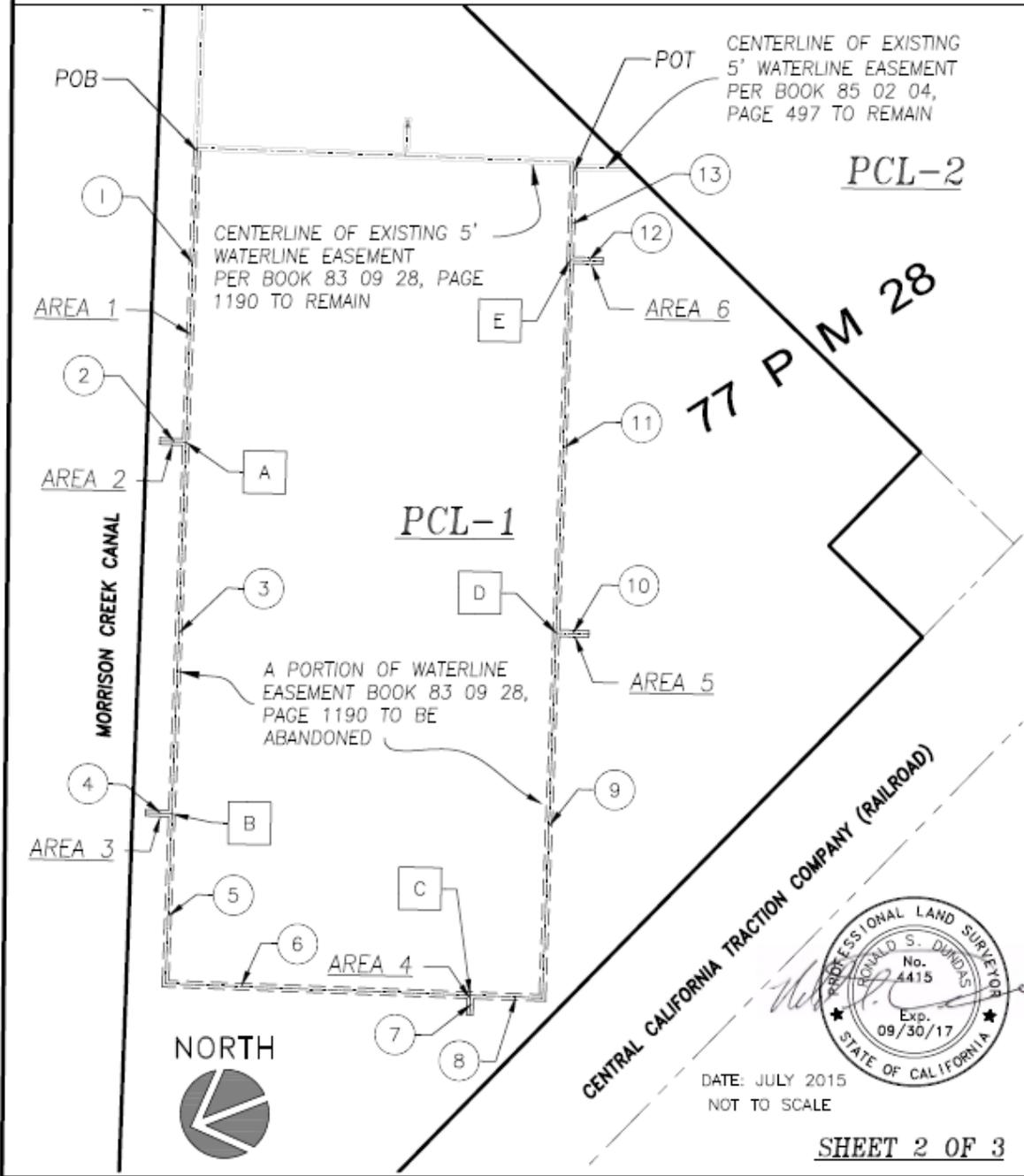
OVERALL KEY MAP

FRUITRIDGE INDUSTRIAL PARK UNIT NO. 3, FILED
IN BOOK 77 OF PARCEL MAPS, AT PAGE 28

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PROJECT: WATERLINE EASEMENT ABANDONMENT



SHEET 2 OF 3

EXHIBIT "B"
MULTI-PURPOSE EASEMENT
FRUITRIDGE INDUSTRIAL PARK UNIT NO. 3,
FILED IN BOOK 77 OF PARCEL MAPS, AT PAGE 28

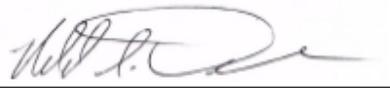
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PROJECT: WATERLINE EASEMENT ABANDONMENT

EASEMENT DATA TABLE

① N77° 50' 26.00"W 222.50'	⑦ N77° 50' 26.00"W 15.00'
② N12° 09' 34.00"E 20.00"	⑧ S12° 09' 34.00"W 55.00'
③ N77° 50' 26.00"W 284.00'	⑨ S77° 50' 26.00"E 279.00'
④ N12° 09' 34.00"E 20.00"	⑩ S12° 09' 34.00"W 25.00'
⑤ N77° 50' 26.00"W 130.00'	⑪ S77° 50' 26.00"E 285.00'
⑥ S12° 09' 34.00"W 233.00'	⑫ S12° 09' 34.00"W 25.00'
	⑬ S77° 50' 26.00"E 67.50'



RONALD S. DUNDAS, LS 4415

DATED JULY, 2015



SHEET 3 OF 3