

RESOLUTION NO. 2005-762

Adopted by the Sacramento City Council

October 25, 2005

APPROVING THE SUMMARY VACATION OF SAM AVENUE BETWEEN WOODBINE AVENUE AND 27TH STREET WITHIN COUNCIL DISTRICT 5 VACATION PROCEEDING NO. VP05-11

BACKGROUND

- A. "Paratransit Incorporated" requested the City to vacate the subject Sam Avenue, a public road located within the City of Sacramento.
- B. The Sacramento City Council will consider this vacation proceeding in accordance to State of California Streets and Highways Code Section 8330-8334.5.
- C. The City of Sacramento Planning Agency reviewed this vacation proceeding pursuant to State of California Government Code Section 65402 and concluded that this vacation is consistent with the City's General Plan and applicable Community Plan.

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

- Section 1. Sam Avenue between Woodbine Avenue and 27th Street, specifically described in Exhibit A and Exhibit B of this resolution, is hereby ordered vacated subject to the conditions specified on this resolution.
- Section 2. The City Council has considered this vacation in accordance to State of California Streets and Highways Code Section 8330-8334.5. The City council finds that the subject public road is an excess right-of-way not necessary for street or highway purposes.
- Section 3. The City Council finds that the said vacation have been submitted to and reported on by the City's Planning Agency and finds that the said vacation is consistent with the City's General Plan and applicable Community Plan.
- Section 4. This vacation is subject to the following condition:
 - a. The applicant shall apply for and obtain a Certificate of Compliance for Lot Line Adjustment to eliminate all landlocked parcels that is created by this vacation.
- Section 5. The condition specified in Section 4 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 a time extension.

Section 6. Once the conditions in Section 4 are met, 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 October 25, 2005 by the following vote.

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

Noes: None

Abstain: None

Absent: Councilmember Cohn and Mayor Fargo



Vice-Mayor Ray Tretheway

Attest:



Shirley Concolino, City Clerk

EXHIBIT "A"

SAM AVENUE ABANDONMENT

All that real property situated in the City of Sacramento, County of Sacramento, State of California, being more particularly described as follows:

All of Sam Avenue lying between the east right-of-way of Woodbine Avenue and the west right-of-way of 27th Street as depicted on the plat of "Camellia Acres" filed at the Office of the Recorder of Sacramento County in Book 15 of maps, Map No. 21 located in the block bounded by Sam Avenue, Woodbine Avenue, 27th Street, and Florin Road, described as follows:

BEGINNING at the intersection of the east right-of-way of Woodbine Avenue and south right-of-way of Sam Avenue as shown on said plat; thence along the said south right-of-way of Sam Avenue, North $89^{\circ}56'24''$ East, 470.44 feet more or less, to the west right-of-way of 27th Street; thence along the west right-of-way of 27th Street, North $00^{\circ}00'30''$ West, 46.00 feet more or less to the north boundary of Sam Avenue right-of-way; thence along the north boundary of Sam Avenue right-of-way, South $89^{\circ}56'24''$ West, 450.43 feet more or less; thence along the arc of a 20.00 foot curve to the right with a central angle of $90^{\circ}02'35''$, a distance of 31.43 feet; thence along the east right-of-way of Woodbine Avenue, South $00^{\circ}01'01''$ East 66.02 feet more or less to the true point of beginning, containing 0.5 acres, more or less.

Prepared by: Cunningham Engineering Corp.

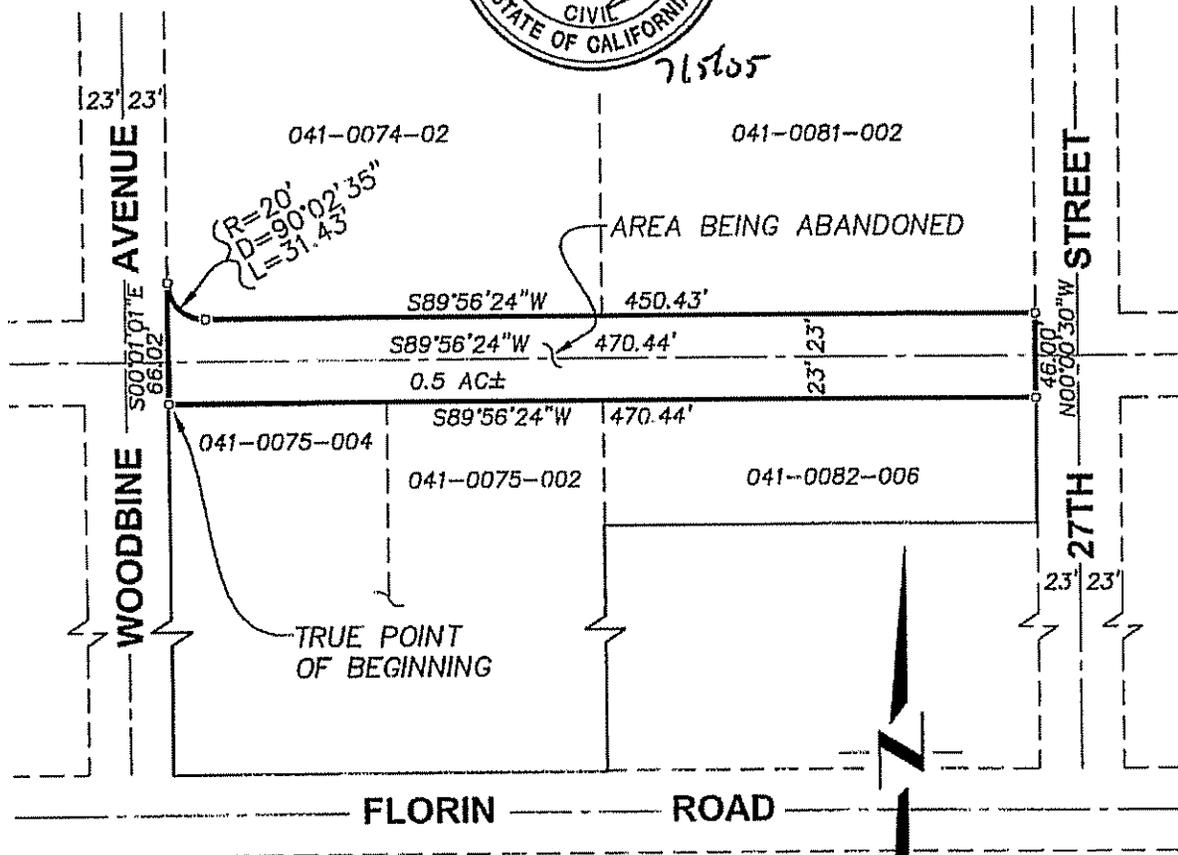


7/5/05

EXHIBIT "B"

ABANDONMENT EXHIBIT

Sam Avenue between Woodbine Avenue to 27th Street
 CITY OF SACRAMENTO COUNTY OF SACRAMENTO STATE OF CALIFORNIA
 CUNNINGHAM ENGINEERING
 JUNE 17, 2005 SCALE: 1" = 100'
 SHEET 1 OF 1 SHEETS



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