



CITY OF SACRAMENTO

October 28th, 1980

REAL ESTATE AND STREET ASSESSMENTS DIVISION
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CITY HALL ROOM 207

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CITY MANAGER'S OFFICE
RECEIVED
OCT 23 1980

IRVIN E. MORAES
REAL ESTATE SUPERVISOR

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Abandonment of Unused Public Utility Easement

BACKGROUND INFORMATION

In 1925, the North Sacramento Land Company granted an easement for an outfall sewer to the Town of North Sacramento through it's property located west of Canterbury Road and between Route 160 and the American River. This sewer line was never constructed in the easement. In fact, a portion of the easement was abandoned by the City of North Sacramento in 1957. The North Sacramento Land Company now wishes to develop this property and the easement becomes an encumbrance on the property. Hence, the request to abandon it. There are no plans to ever need the easement.


FINANCIAL DATA

There is no cost or income to the City.

RECOMMENDATION


It is recommended that the attached Resolution abandoning said easement be adopted.

Respectfully submitted,



R. H. Parker
City Engineer

Recommendation Approved



Walter J. Slize
City Manager

RHP:CGP:bd
Attachment

APPROVED
BY THE CITY COUNCIL

OCT 28 1980

OFFICE OF THE
CITY CLERK

October 28th, 1980
DISTRICT NO. 1

RESOLUTION NO. 80-706

Adopted by The Sacramento City Council on date of

OCTOBER 28, 1980

VACATING PUBLIC UTILITY EASEMENT PURSUANT TO SECTIONS 50430 TO 50445, INCLUSIVE, OF THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA

WHEREAS, a petition in accordance with Sections 50430 to 50445, inclusive, of the Government Code of the State of California has heretofore been filed with the City Council of the City of Sacramento, requesting the vacation of the public utility easement hereinafter described; and

WHEREAS, said public utility easement is described as

All that portion of that certain ten (10.00) foot easement described in the Deed executed by North Sacramento Land Co. to the Town of North Sacramento, recorded December 24, 1925 in Book 43 of Official Records, Page 396, described as follows:

A strip of land ten (10.00) feet in width, measured at right angles, the centerline of which is described as follows:

Beginning at a point located 2720.00 feet due South of a point five (5.00) feet West of the intersection of the Northern line of Southgate Road with the Eastern line of Edgewater Road as said roads are shown and delineated on that certain Map or Plat entitled "Woodlake"; thence East 1548.30 feet; thence South 1150.00 feet; thence South 13° 04' 00" East to the centerline or thread of the stream of the American River.

WHEREAS, said public utility easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years next preceding the proposed vacation, and that said public utility easement is not now used or occupied for the purpose for which said public utility easement was dedicated or acquired.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That the City Council does hereby find and declare that all

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OFFICE OF THE
CITY CLERK

of the facts, as set forth in this Resolution are true and correct; that by reason of the findings and premises aforesaid, said public utility easement, as above set forth and described has not been used since its dedication, or at all, and is unnecessary for present or prospective public use, and therefore, is hereby declared abandoned and vacated.

IT IS FURTHER ORDERED that a copy of this order attested by the City Clerk be recorded in the office of the Recorder of Sacramento County.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO
THIS 28TH DAY OF OCTOBER, 1980.

MAYOR

CITY CLERK