

RESOLUTION NO. 2008-803

Adopted by the Sacramento City Council

December 9, 2008

THE SUMMARY VACATION OF THE IRREVOCABLE OFFER OF DEDICATION AND A PORTION OF THE RIGHT OF WAY ADJACENT TO FREEPORT BOULEVARD, WITHIN COUNCIL DISTRICT 7 VACATION PROCEEDING NO. VAC 08-018

BACKGROUND

- A. Verizon Data Services has requested the vacation of the 200 foot Irrevocable Offer of Dedication (IOD) and the vacation of a 90 foot public right-of-way (ROW) adjacent to Freeport Boulevard.
- B. The City of Sacramento 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 City's General Plan.

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

- Section 1. The 200 foot Irrevocable Offer of Dedication located east of Freeport Boulevard specifically described in the attached Exhibit A and Exhibit B and the 90 foot public right-of-way located east of Freeport Boulevard specifically described in the attached Exhibit A-1 and Exhibit B-1 located within Council District 7 are hereby ordered vacated.
- Section 2. This vacation is pursuant to the following conditions:
 - The owner must grant the City of Sacramento a 20 foot bike trail easement over the parcel with assessor's parcel number 119-0010-066 to the satisfaction of the City's Department of Transportation.
 - The owner must grant a Temporary Construction Easement to the City of Sacramento to the satisfaction of the City's Department of Transportation.
- Section 3. The vacation of the subject I.O.D. and ROW just east of Freeport Boulevard within Council District 7, is made pursuant to California Government Code Section 66477.2(c) and 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 IOD and ROW within Council District 7, more specifically described in Exhibit A and Exhibit A-1 are an excess right-of-way not required for street purposes.

Section 4. The City Council finds that the said vacation has been submitted to and reported on by the City's Planning Division and finds that the said vacation is consistent with the City's 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/IOD

Exhibit B: Exhibit Plat/Map/IOD

Exhibit A1: Legal Description/ROW

Exhibit B1: Exhibit Plat/Map/ROW

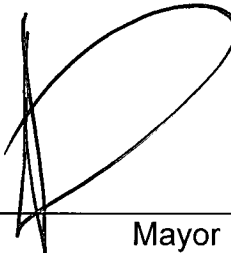
Adopted by the City of Sacramento City Council on December 9, 2008 by the following vote:

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

Noes: None.

Abstain: None.

Absent: Councilmember McCarty.



Mayor Kevin Johnson

Attest:


Shirley Concolino, City Clerk

Exhibit A

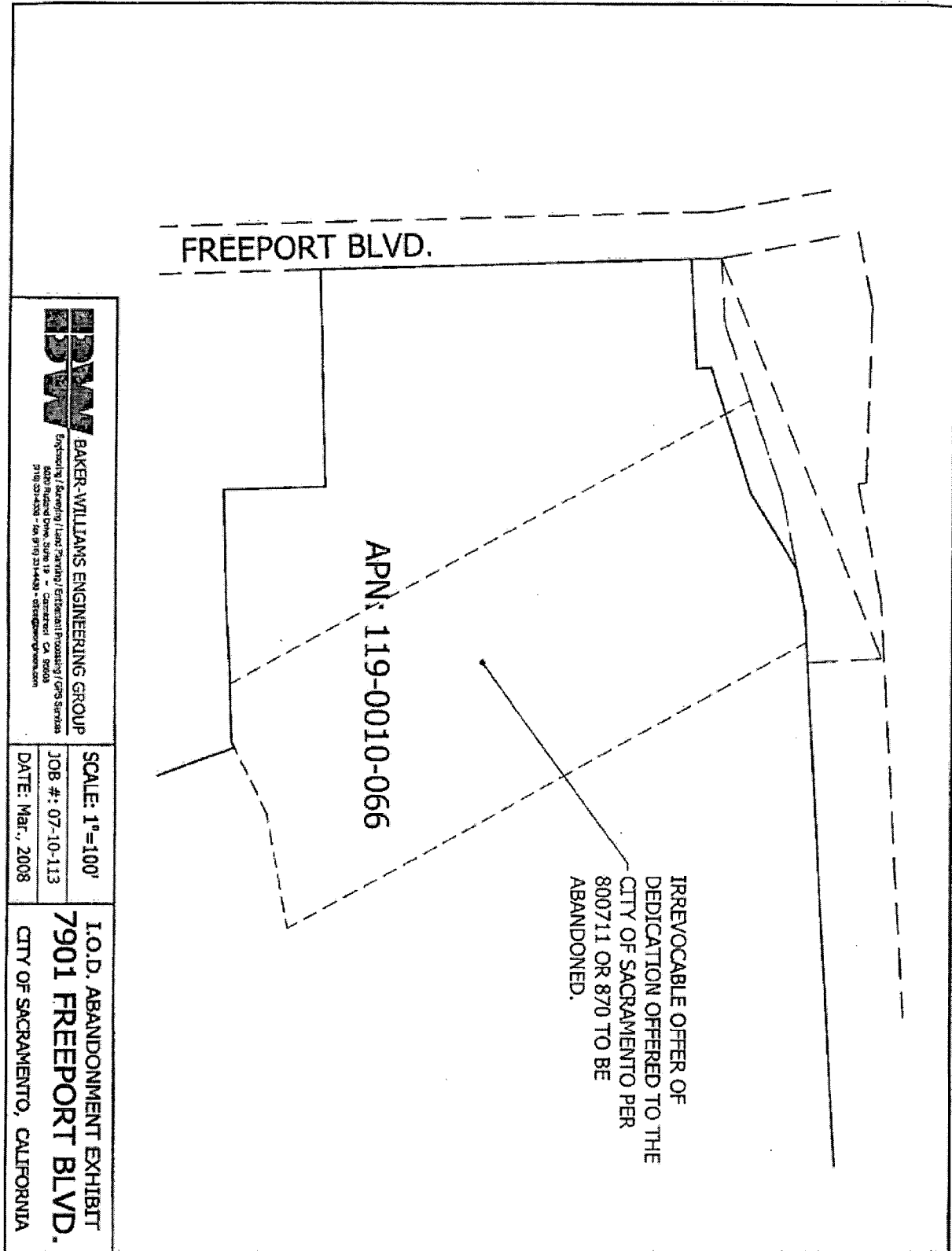
Portion of

Freeport Boulevard I.O.D. Abandonment

Legal Description

All that real property situate in the City of Sacramento, County of Sacramento, State of California described in that Offer of dedication filed for record in the office of the Recorder of said County in Book 800711, at Page 870, Official Records of said County.

Exhibit B



BW
BAKER-WILLIAMS ENGINEERING GROUP
Engineering / Surveying / Land / Planning / Environmental / GIS / Systems
4800 Riverside Drive, Suite 19 - Sacramento, CA 95824
916-221-4200 - fax 916-221-4400 - info@bakerwilliams.com

SCALE: 1"=100'
JOB #: 07-10-113
DATE: Mar., 2008

I.O.D. ABANDONMENT EXHIBIT
7901 FREEPORT BLVD.
CITY OF SACRAMENTO, CALIFORNIA

Exhibit A1

Portion of

Freeport Boulevard R/W Abandonment

Legal Description

All that real property situate in the City of Sacramento, County of Sacramento, State of California accepted as Right-of-Way, described in Resolution No. 84-486, filed for record in the office of the Recorder of said County in Book 840619, at Page 1129, Official Records of said County.

Exhibit B1

