



CITY OF SACRAMENTO

January 2nd, 1980

REAL ESTATE AND STREET ASSESSMENTS DIVISION

915 I STREET
CITY HALL ROOM 207

SACRAMENTO, CALIFORNIA 95814
TELEPHONE (916) 449-5626

IRVIN E. MORAES
REAL ESTATE SUPERVISOR

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Hearing on Abandonment, Alley in the Block Bounded
By Broadway, 1st Avenue, Highway 99 and Alhambra
Boulevard, Improvement Proceeding No. 5052

BACKGROUND INFORMATION

On December 11th, 1979, the City Council adopted its Resolution of Intention to abandon the Alley in the Block bounded by Broadway, 1st Avenue, Highway 99 and Alhambra Boulevard, subject to reservation of an easement for public utilities.

The abandoned Alley is to be utilized to better develop and secure the property. Attached is the Engineer's Report in the matter of said abandonment.

The City Clerk advises that no protests have been received.

RECOMMENDATION

It is recommended that the Hearing be closed and the Resolution Vacating this Public Easement be adopted.

Respectfully submitted,

R. H. Parker
City Engineer

Recommendation Approved

R. H. Parke
City Engineer

RHP:CGP:bd
Attachment
File # 5052

APPROVED
BY THE CITY COUNCIL

JAN 2 1979

OFFICE OF THE
CITY CLERK

January 2nd, 1980
DISTRICT NO. 5

RESOLUTION NO. 5052

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

JANUARY 2ND, 1980

VACATING PUBLIC EASEMENT PURSUANT TO THE
STREET VACATION ACT OF 1941 OF STREETS AND
HIGHWAYS CODE OF THE STATE OF CALIFORNIA

WHEREAS, a petition has been filed with the City Council of the City of Sacramento requesting vacation of the public street hereinafter described by vacating the Alley in the Block bounded by Broadway, 1st Avenue, Highway 99 and Alhambra Boulevard.

WHEREAS, this Council did fix the 2nd day of January, 1980, at the hour of 7:30 o'clock P. M. of said day, in the Council Chambers of the City Council of the City of Sacramento in the City Hall on I Street between 9th and 10th Streets of said City, as the time and place for hearing said petition and did give due notice thereof as required pursuant to the Street Vacation Act of 1941 of the Streets and Highways Code of the State of California; and

WHEREAS, the said City Council has adopted a Resolution of Intention to vacate the Alley hereinafter described pursuant to Resolution of Intention No. 5052, adopted by the City Council on December 11th, 1979; and

WHEREAS, said City Council did hear the evidence offered by any and all parties interested in said petition; and

WHEREAS, said vacation is declared after due proceedings had therefor according to law and the finding by the City Council which is hereby made, that said Alley is unnecessary for present or prospective use.

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

APPROVED
BY THE CITY COUNCIL

JAN 2 1980

OFFICE OF THE
CITY CLERK

That this Council has heretofore adopted it's Engineer's Report and the same is attached hereto and marked Exhibit "A" and incorporated by reference herein.

That the hereinafter described public easement in the City of Sacramento, County of Sacramento, State of California, be, and the same is hereby ordered vacated:

All that portion of the Alley in the Block bounded by Broadway, 1st Avenue, Highway 99 and Alhambra Boulevard, described as follows: From the Westerly right of way line of Alhambra Boulevard to the Easterly right of way line of Highway 99. RESERVING HOWEVER, the right of entry to repair, maintain and construct sewer, water and gas pipes, and aerial or underground power, telephone and other communication facilities now in place in said Alley, or which from time to time may be placed therein. All proceedings in connection with the aforesaid abandonment are to be taken subject to such reservations and exceptions.

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

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO
THIS 2ND DAY OF JANUARY, 1980.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT "A"
January 2nd, 1980
CITY COUNCIL OF THE CITY OF SACRAMENTO

In the Matter of Improvement)
Proceeding No. 5052, Abandon-)
ment of the Alley in the Block)
Bounded by Broadway, 1st Avenue,)
Highway 99 and Alhambra Boule-)
vard)

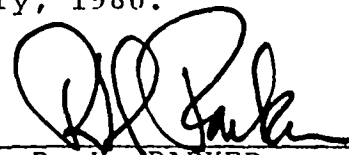
ENGINEER'S REPORT

A Public Hearing is scheduled for this date pertaining to the proposed abandonment of the Alley in the Block bounded by Broadway, 1st Avenue, Highway 99 and Alhambra Boulevard.

This proposed abandonment has been undertaken due to the following facts:

1. A request from the owners of the abutting property was presented to Council on December 11th, 1979.
2. That on December 11th, 1979, the City Engineer presented to the Council the Resolution of Intention for said abandonment, for approval. On that date, the Council did approve said Resolution of Intention, which set a Hearing date on the abandonment for this date.
3. That on December 13th and 14th, 1979, the Notice of Abandonment was published in the Sacramento Union and that on December 20, '79 they were posted along the proposed Alley to be abandoned.
4. The purpose of this abandonment is to enable the Salvation Army to better secure and develop their property.
5. It is my opinion that said abandonment will not affect the traffic circulation or aesthetics of the neighborhood.

Executed this 2nd day of January, 1980.



R. H. PARKER
CITY ENGINEER



CITY OF SACRAMENTO

December 11th, 1979

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REAL ESTATE AND STREET ASSESSMENTS DIVISION
918 I STREET
CITY HALL ROOM 207

SACRAMENTO, CALIFORNIA 95811
TELEPHONE (916) 449-5626

CITY MANAGER'S OFFICE
RECEIVED
DEC 5 1979

IRVIN E. MORAES
REAL ESTATE SUPERVISOR

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Abandonment of the Alley in the Block Bounded by
Broadway, 1st Avenue, Highway 99 and Alhambra Boule-
vard, Improvement Proceeding No. 5052

BACKGROUND INFORMATION

A request has been received from the Salvation Army to abandon the above named Alley. The Salvation Army owns the property on both sides of the Alley and is requesting the abandonment in order to better develop and secure their property. The various utility companies have no objection to the abandonment providing an easement is retained for their facilities now in place. The Planning Commission has reviewed the proposed abandonment and has found it consistent with the 1974 General Plan and the 1963 Oak Park Community Plan, thereby approving the abandonment.

FINANCIAL DATA

There is no expense or income to the City.

RECOMMENDATION

It is recommended that the attached Resolution of Intention to abandon said Alley be adopted, which sets a Hearing for January 2, 1980.

Respectfully submitted,

R. H. Parker
City Engineer

Recommendation Approved

Walter J. Slupe
City Manager

RHP:CGP:bd
Attachment
File # 5052

APPROVED
BY THE CITY COUNCIL

DEC 11 1979

OFFICE OF THE
CITY CLERK

HR9
1-2-80

December 11th, 1979
DISTRICT NO. 5

RESOLUTION OF INTENTION

NO. 5052

WHEREAS, in the opinion of the City Council of the City of Sacramento, the public interest and convenience require the abandonment of the following described public right of way as provided under the Street Vacation Act of 1941, Streets and Highways Code of the State of California;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Sacramento hereby declares its intention to abandon and vacate the following described public right of way in the City of Sacramento described as follows:

All that portion of the Alley in the Block bounded by Broadway, 1st Avenue, Highway 99 and Alhambra Boulevard, described as follows: From the Westerly right of way line of Alhambra Boulevard to the Easterly right of way line of Highway 99. RESERVING HOWEVER, the right of entry to repair, maintain and construct sewer, water and gas pipes, and aerial or underground power, telephone and other communication facilities now in place in said Alley, or which from time to time may be placed therein. All proceedings in connection with the aforesaid abandonment are to be taken subject to such reservations and exceptions.

BE IT FURTHER RESOLVED AND ORDERED That on the 2nd day of January, 1980, at the hour of 7:30 o'clock P. M. in the Council Chambers of the City Council of the City of Sacramento, on I Street between 9th and 10th Streets in said City, be, and the same is hereby fixed as the time and place for the hearing on the proposed abandonment of said public right of way.

BE IT FURTHER RESOLVED that the City Clerk be directed to publish notice of hearing of the proposed abandonment of said public right of way in the Sacramento Union, a daily newspaper, as required by law, and that said notice be posted along the right of way to be abandoned in accordance with the provisions of the Street Vacation Act of 1941, Sections 8300 to 8324, Streets and Highways Code of the State of California.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO THIS 11TH DAY OF DECEMBER, 1979.

MAYOR

CITY CLERK

Run Twice: December 13th and 14th

APPROVED
BY THE CITY COUNCIL

DEC 11 1979

OFFICE OF THE
CITY CLERK