

RESOLUTION NO. 2005-235

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF: APR 14 2005

**THE VACATION (ABANDONMENT) OF THE PUBLIC UTILITY EASEMENT
LOCATED ALONG THE EAST SIDE OF BRUCEVILLE ROAD BETWEEN
JACINTO ROAD AND SHELBY STREET WITHIN COUNCIL DISTRICT 8**

VACATION PROCEEDING NO. VP05-02

WHEREAS, the City received a request from "Silverado Family Apartments, L.P." to vacate the subject public utility easement within the City of Sacramento; and

WHEREAS, the City Council would consider the vacation in compliance with the State of California, Streets and Highways Code, Section 8310-8317, and

WHEREAS, the City Planning Commission reviewed the proposed vacation pursuant to Government Code Section 65402 and concluded that said vacation would be consistent with the City General Plan and the applicable Community Plan; and

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

The public utility easement located along the east side of Bruceville Road between Jacinto Road and Shelby Street specifically described in Exhibit "A" and Exhibit "B", is hereby ordered vacated subject to the conditions specified in this resolution.

1. The City Council hereby finds that said vacation has been submitted to and reported on by the City Planning Commission as to conformity with the City General Plan. The Council, pursuant to the State of California, Streets and Highways Code, Section 8310-8317 has considered this vacation in connection with the General and Community Plans and finds the vacation is consistent.
2. This vacation is subject to the following conditions:
 - a. The applicant shall provide on-street bikeway and sidewalk along Bruceville Road according to City Standard to the satisfaction of Transportation Department – Alternate Modes Coordinator.
 - b. The applicant shall relocate existing Comcast facilities to the new public utility easement to the satisfaction of Comcast.

FOR CITY CLERK USE ONLY

2005-235

RESOLUTION NO.:

DATE ADOPTED: APR 14 2005

3. All conditions specified in paragraph 2 for 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.
4. Once the conditions in paragraph 3 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.

HEATHER FARGO

MAYOR

ATTEST:

SHIRLEY CONCOLINO

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2005-235
DATE ADOPTED: APR 14 2005

December 7, 2004
030049

EXHIBIT "A"
LEGAL DESCRIPTION
EASEMENT RELINQUISHMENT



All that certain real property situate in the City of Sacramento, County of Sacramento, State of California, described as follows:

That portion of that certain 12.50 feet wide easement for public utilities lying within Lot 19, as said easement and lot are shown on the plat of Laguna Meadows, filed in Book 184 of Maps, Map No. 6, Official Records of Sacramento County, more particularly described as follows:

Beginning at a point in the Westerly line of said Lot 19 from which point the Southwest corner of said Lot 19 bears along said Westerly line South 00°44'18" East 52.18 feet; thence from said point of beginning, along said Westerly line the following three (3) courses: (1) North 00°44'18" West 345.94 feet; (2) along the arc of a curve to the left, concave Westerly, having a radius of 3062.00 feet and being subtended by a chord bearing North 02°24'11" West 177.88 feet and (3) along the arc of a curve to the right, concave Southerly, having a radius of 25.00 feet and being subtended by a chord bearing North 42°30'20" East 36.31 feet; thence leaving said Westerly line South 00°55'32" East 6.00 feet; thence along the arc of a curve to the left, concave Southerly, having a radius of 19.00 feet and being subtended by a chord bearing South 42°30'20" West 27.60 feet; thence South 85°56'12" West 3.00 feet; thence along the arc of a curve to the right, concave Westerly, having a radius of 3065.00 feet and being subtended by a chord bearing South 02°41'45" East 146.74 feet; thence South 10°33'34" East 50.77 feet; thence South 00°44'18" East 283.00 feet; thence South 13°50'09" West 45.70 feet to the point of beginning.

FOR CITY CLERK USE ONLY

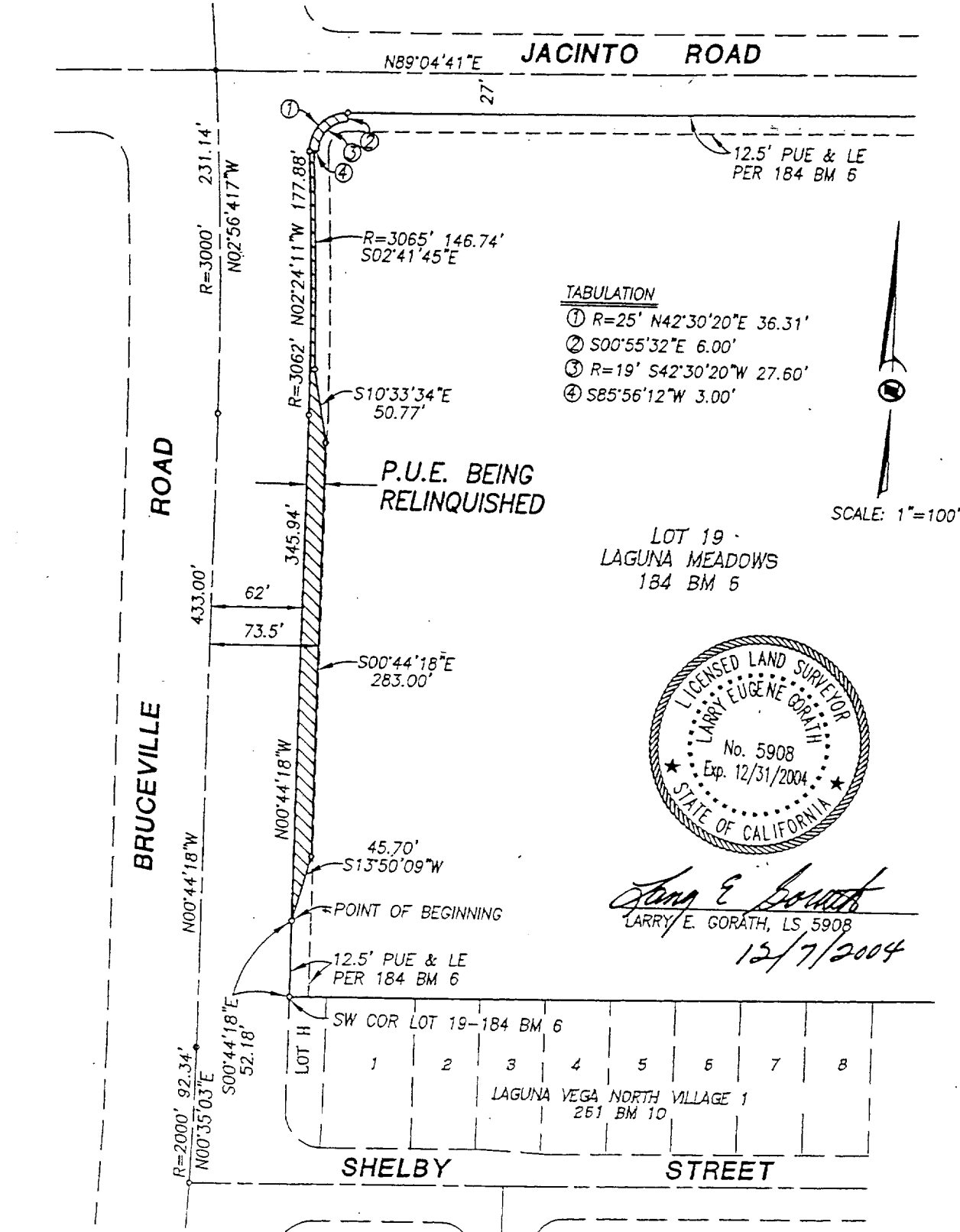
RESOLUTION NO: _____

2005-235

DATE ADOPTED: _____

APR 14 2005

EXHIBIT "B"



FOR CITY CLERK USE ONLY

2005-235

RESOLUTION NO: _____

DATE ADOPTED: _____

APR 14 2005