

## **RESOLUTION NO. 2007-132**

Adopted by the Sacramento City Council

March 6, 2007

### **VACATION OF CALVADOS AVENUE BETWEEN DEL PASO BOULEVARD AND OXFORD STREET LOCATED IN COUNCIL DISTRICT 2 VACATION PROCEEDING NO. VP06-06**

#### **BACKGROUND**

- A. Daniel A. Friedlander and George Halaway the adjacent property owners ("property owners") of Calvados Avenue have requested that the City vacate the portion of Calvados Avenue between Del Paso Boulevard and Oxford Street located within the City of Sacramento.
- 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 and applicable Community Plan.

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

- Section 1. The portion of Calvados Avenue bounded by Del Paso Boulevard and Oxford Street specifically described in Exhibit "A" and Exhibit "B", is unnecessary for present or prospective public use, is not useful as a nonmotorized transportation facility and is hereby ordered vacated subject to the conditions specified in Section 3 of this Resolution.
- Section 2. Pursuant to Streets and Highways Code Sections 8306 and 8340 the City reserves a public service easement of Calvados Avenue bounded between Del Paso Boulevard and Oxford Street within Council District 2, specifically described in Exhibit A and Exhibit B for all the purposes and reasons described in Streets and Highways Code Sections 8306 and 8340 including but not limited to the right at any time, or from time to time to construct, maintain, operate, replace, remove, or renew any public service facilities in, upon, or over and across the public road/alley right-of-way to be vacated.
- Section 3. The City Council hereby finds that said vacation has been submitted to and reported on by the City Planning Division and finds that said vacation is consistent with the City's General Plan and applicable Community Plan.
- Section 4. This vacation is pursuant to the following conditions:

- a. New curb and gutter that complies with all City requirements along the vacated portion of Calvados Avenue must be provided.
- b. A City approved enclosure for garbage receptacles must be provided for the real property of assessor's parcel number 275-0092-001-0000.

Section 5. The conditions specified in Section 3 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 one or more time extensions.

Section 6. Once the conditions in Section 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.

**Table of Contents:**

Exhibit A: Legal Description

Exhibit B: Exhibit Plat/Map

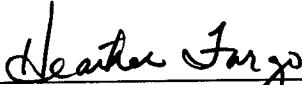
Adopted by the City of Sacramento City Council on March 6, 2007 by the following vote:

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

Noes: None.

Abstain: None.

Absent: None.

  
\_\_\_\_\_  
Mayor, Heather Fargo

Attest   
\_\_\_\_\_  
Shirley Concolino, City Clerk

**EXHIBIT "A"**  
**CALVADOS AVENUE ABANDONMENT**  
**PAGE 1 OF 1**

ALL THAT PORTION OF CALVADOS AVENUE AS SHOWN ON THE MAP ENTITLED "PLAT OF NORTH SACRAMENTO SUBDIVISION NO. 1" FILED ON DECEMBER 15, 1910, IN BOOK 11 OF MAPS, PAGE 26, SACRAMENTO COUNTY RECORDS, DESCRIBED AS FOLLOWS:

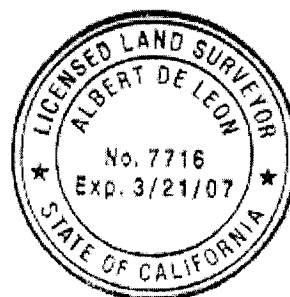
**BEGINNING** AT THE NORTHWESTERLY CORNER OF LOT 2 OF BLOCK 2 OF SAID MAP FILED ON DECEMBER 15, 1910, THENCE ALONG THE EXTENSION OF THE SOUTHEASTERLY LINE OF DEL PASO BOULEVARD (100 FEET WIDE) NORTH  $58^{\circ}10'55''$  EAST 113.94 FEET TO THE SOUTHWESTERLY CORNER OF BLOCK 3 OF SAID MAP FILED ON DECEMBER 15, 1910; THENCE LEAVING LAST SAID SOUTHEASTERLY LINE AND ALONG THE NORTHERLY LINE OF CALVADOS AVENUE (60 FEET WIDE) NORTH  $89^{\circ}57'22''$  EAST 63.54 FEET TO THE SOUTHEASTERLY CORNER OF SAID BLOCK 3; THENCE LEAVING LAST SAID NORTHERLY LINE AND ALONG THE EXTENSION OF THE WESTERLY LINE OF OXFORD STREET (FORMERLY 5<sup>TH</sup> STREET, 60 FEET WIDE) SOUTH  $00^{\circ}07'55''$  WEST 60.00 FEET TO THE NORTHEASTERLY CORNER OF LOT 1 OF SAID BLOCK 2; THENCE LEAVING LAST SAID WESTERLY LINE AND ALONG THE SOUTHERLY LINE OF SAID CALVADOS AVENUE SOUTH  $89^{\circ}57'22''$  WEST 160.22 FEET TO THE **POINT OF BEGINNING.**

CONTAINING 6,713 SQUARE FEET OR 0.1541 ACRES, MORE OR LESS.

THE BEARINGS USED IN THE ABOVE DESCRIPTIONS ARE BASED UPON BOOK 63 OF SURVEY MAPS, PAGE 29, SACRAMENTO COUNTY RECORDS.

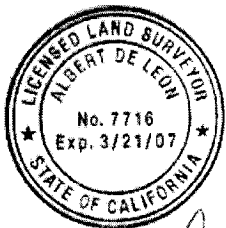
THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED AT MARK THOMAS AND COMPANY, INC., BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYOR'S ACT.

  
ALBERT DE LEON LS 7716

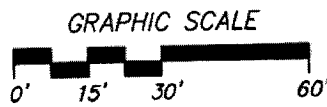
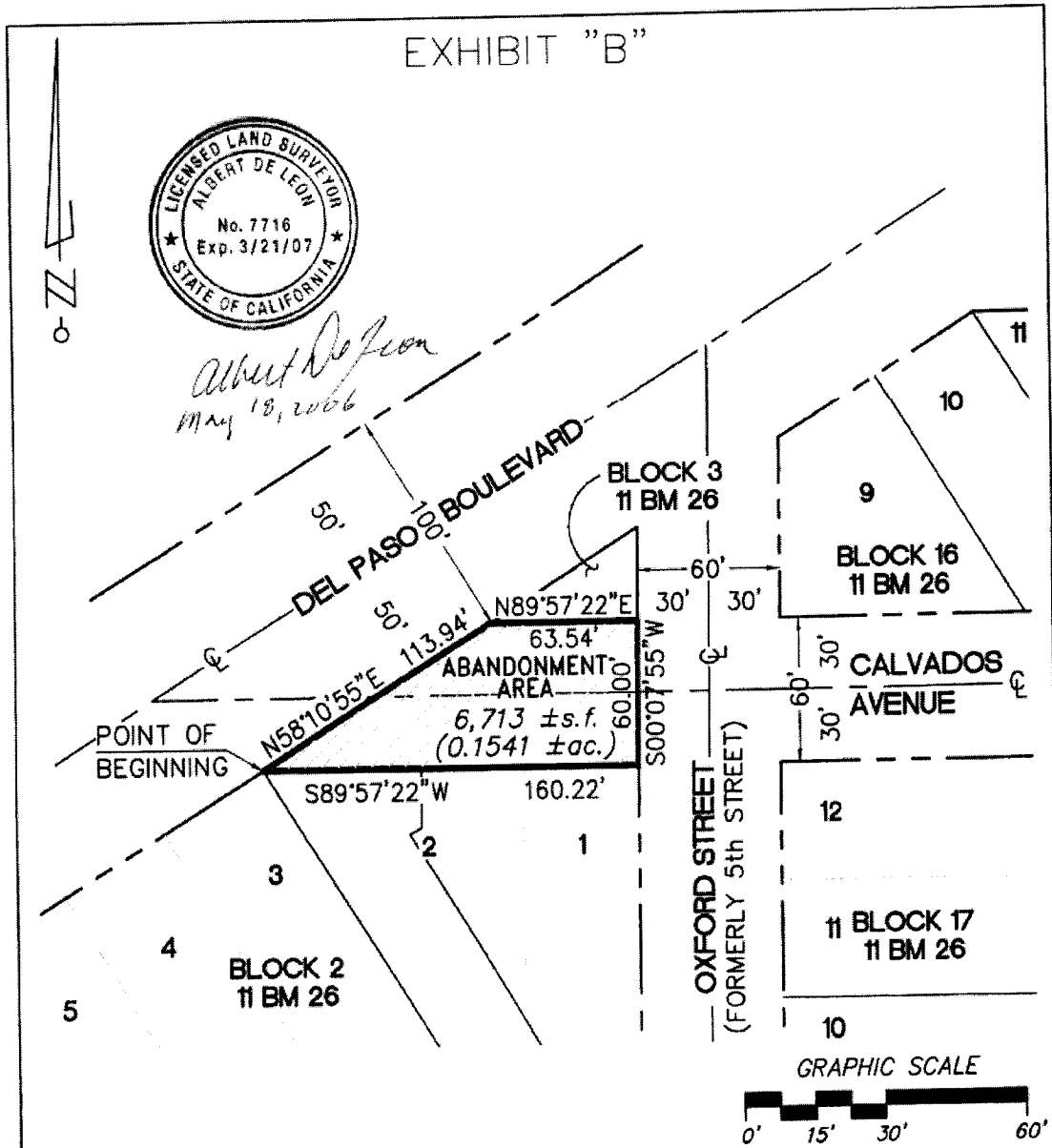


May 18, 2006  
DATE

EXHIBIT "B"



*Albert De Leon*  
 May 18, 2006




 Mark  
 Thomas &  
 Company  
 Inc.  
 SCALE: 1" = 60'

Exhibit "B" - Sheet 1 of 1  
**ABANDONMENT OF  
 A PORTION OF CALVADOS AVE**

CITY OF SACRAMENTO  
 DATE: 04/26/2006