



CITY OF SACRAMENTO

January 19, 1982

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

SACRAMENTO, CALIFORNIA 95814
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CITY MANAGER'S OFFICE
RECEIVED
IRVIN E. MORAES
REAL ESTATE SUPERVISOR
JAN 13 1982

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Hearing on Abandonment of Public Utility Easement, 5th & 6th,
I & J Streets

BACKGROUND INFORMATION

On December 29th, 1981, the City Council adopted its Resolution of Intention to abandon Public Utility Easement in 5th & 6th, I & J Streets, in the Alley.

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 the Public Utility Easement be adopted.

Respectfully submitted,

R. H. Parker
City Engineer

Recommendation Approved

Walter J. Slupe
City Manager

January 19th, 1982
DISTRICT NO. 1

RHP:CGP:yg
File No. 5242

APPROVED
BY THE CITY COUNCIL

JAN 20 1982

OFFICE OF THE
CITY CLERK

January 19, 1982

CITY COUNCIL OF THE CITY OF SACRAMENTO

In the Matter of Improvement)
Proceeding No. 5242, Abandonment)
of Public Utility Easement, 5th)
& 6th, I & J Streets)

ENGINEER'S REPORT

A Public Hearing is scheduled for this date pertaining to the proposed abandonment of Public Utility Easement in the Alley of 5th, 6th, I & J Streets.

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

1. A request from Lee Sammis Company was presented to Council on December 29th, 1981.
2. That on December 29th, 1981, the City Engineer presented to the Council the Resolution of Intention for the 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 31st, 1981 and January 4th, 1982, the Resolution of Intention was published in the Daily Recorder.
4. That on _____, Notices were posted along the proposed abandonment.
5. The abandonment would consist of abandoning Public Utility Easement in the Alley of 5th & 6th, I & J Streets.

The purpose of the abandonment is for future development.

6. It is my opinion that said abandonment will not affect the aesthetics of the neighborhood.

6. It is my opinion that said abandonment will not affect the aesthetics of the neighborhood.

Executed this 19th day of January, 1982.

A handwritten signature in black ink, appearing to read 'R. H. Parker', written over a horizontal line.

R. H. PARKER
CITY ENGINEER

RESOLUTION NO. 82-037

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

JANUARY 19TH, 1982

ABANDONMENT PROCEEDING NO. 5242

VACATING PUBLIC EASEMENT PURSUANT TO SECTIONS
50430 to 50445, INCLUSIVE, OF THE GOVERNMENT
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 Utility Easement laying within the Alley of 5th & 6th, I and J Streets.

WHEREAS, this Council did fix the 19th Day of January, 1982, 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 & 10th Streets of said City, as the time and place for hearing said petition and did give due notice thereof as required pursuant to Sections 50430 to 50445, inclusive, of the Government Code of the State of California, and

WHEREAS, the said City Council has adopted a resolution of intention to vacate the easements herinafter described pursuant to Resolution of Intention No. 5242, adopted by the City Council on December 29th, 1981.

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 easements are 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 20 1982

OFFICE OF THE
CITY CLERK

That this Council has heretfore adopted it's Finding Facts and the same is attached hereto and marked Exhibit "A" and incorporated by reference herein.

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

In the Block of 5th & 6th, I and J Streets, East line of 5th Street, West line of 6th Street.

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 County of Sacramento.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO
THIS 19TH DAY OF JANUARY, 1982.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT "A"

CITY COUNCIL OF THE CITY OF SACRAMENTO
January 19th, 1982

In the Matter of Abandonment)
Proceeding No. 5242, Abandon-)
ment of the Public Utility) FINDING OF FACTS
Easement in the Block bounded)
by 5th, 6th, I & J Streets)

The Council of the City of Sacramento having considered the testimony and documentary evidence provided at the public hearing held on January 19th, 1982, and taking notice of all documents, reports, plans and studies previously submitted to it relating to Abandonment Proceeding No. 5242, makes the following findings:

1. The abandonment of the existing public utility easements will not have an adverse effect on the neighborhood.
2. No protests have been received in the matter of said abandonments.
3. These abandonments will not affect any existing tract restriction.
4. That the purpose of the abandonment is to allow the developer to construct a new building over the existing easement.
5. It is the City Council opinion that said abandonment will not affect the aesthetics of the neighborhood.

Adopted: January 19th, 1982

ATTEST:

CITY CLERK

APPROVED
BY THE CITY COUNCIL

JAN 20 1982

OFFICE OF THE
CITY CLERK

MAYOR

OLD CITY

Tax Area Code

6-02

