



## REPORT TO COUNCIL City of Sacramento

915 I Street, Sacramento, CA 95814-2671  
www.CityofSacramento.org

**PUBLIC HEARING**  
**March 6, 2007**

Honorable Mayor and  
Members of the City Council

**Title: The Vacation of Calvados Avenue Bounded by Del Paso Boulevard and Oxford Street**

**Location/Council District:** Calvados Avenue between Del Paso Boulevard and Oxford Street located in Council District 2 (Attachment 2, Page 5)

**Recommendation:** Conduct a public hearing and upon conclusion adopt the attached **Resolution** vacating Calvados Avenue between Del Paso Boulevard and Oxford Street subject to the conditions in the Resolution.

**Contact:** Jerry Lovato, Senior Engineering Technician, (916) 808-7918; Thomas Adams, Engineering Technician, (916) 808-7929

**Presenters:** Thomas Adams, Engineering Technician

**Department:** Development Services

**Division:** Development Engineering

**Organization No:** 4881

### **Description/Analysis**

**Issue:** Daniel A. Friedlander and George Halaway, the adjoining property owners of the subject street, have applied to vacate Calvados Avenue between Del Paso Boulevard and Oxford Street.

A summary of the project's history is included in Attachment 1, Page 4.

**Policy Considerations:** The Council action recommended in this report is consistent with the City's Strategic Plan to promote and support economic vitality and is in compliance with the State of California, Streets and Highways Code, Section 8310-8325 that provides the procedure for the vacation of streets, alleys, and easements.

**Committee/Commission Action:** The City's Planning Division has reviewed and determined that the vacation of the subject street is consistent with the City's General Plan and will create a safer environment for pedestrians by eliminating the need to cross a long angled intersection.



**Environmental Considerations:** The Environmental Planning Services section of the Development Services Department has reviewed under the California Environmental Quality Act (CEQA) the Vacation of Calvados Avenue between Del Paso Boulevard and Oxford Street as a project component of the Del Paso Boulevard Angled Parking Project (CIP TF81) Negative Declaration. City Council approved the Negative Declaration for the Del Paso Boulevard Angled Parking on April 25, 2006. The Environmental Services Manager has determined that the action of approval of the Vacation of Calvados Avenue at Del Paso Boulevard and Oxford Street does not require further environmental evaluation.

**Rationale for Recommendation:** The vacation of the subject street will contribute to a safer pedestrian access to the adjoining businesses and help facilitate the Del Paso Boulevard Angled Parking Project in helping the Beautification of Del Paso Boulevard

**Financial Considerations:** This project is being funded by the Del Paso Boulevard Angled Parking Project (CIP TF81). All fees required to process this vacation application will be paid for under CIP TF81 which is funded by the Sacramento Housing and Redevelopment Agency.

**Emerging Small Business Development (ESBD):** None

Respectfully Submitted by: Edward H. Williams  
Edward Williams  
Manager, Development Engineering

Respectfully Submitted by: William A. Thomas  
William A. Thomas  
Director of Development Services Department

Recommendation Approved:

Ray Kerridge  
RAY KERRIDGE  
City Manager

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## **Background**

### **The Vacation of the Calvados Avenue Bounded by Del Paso Boulevard and Oxford Street**

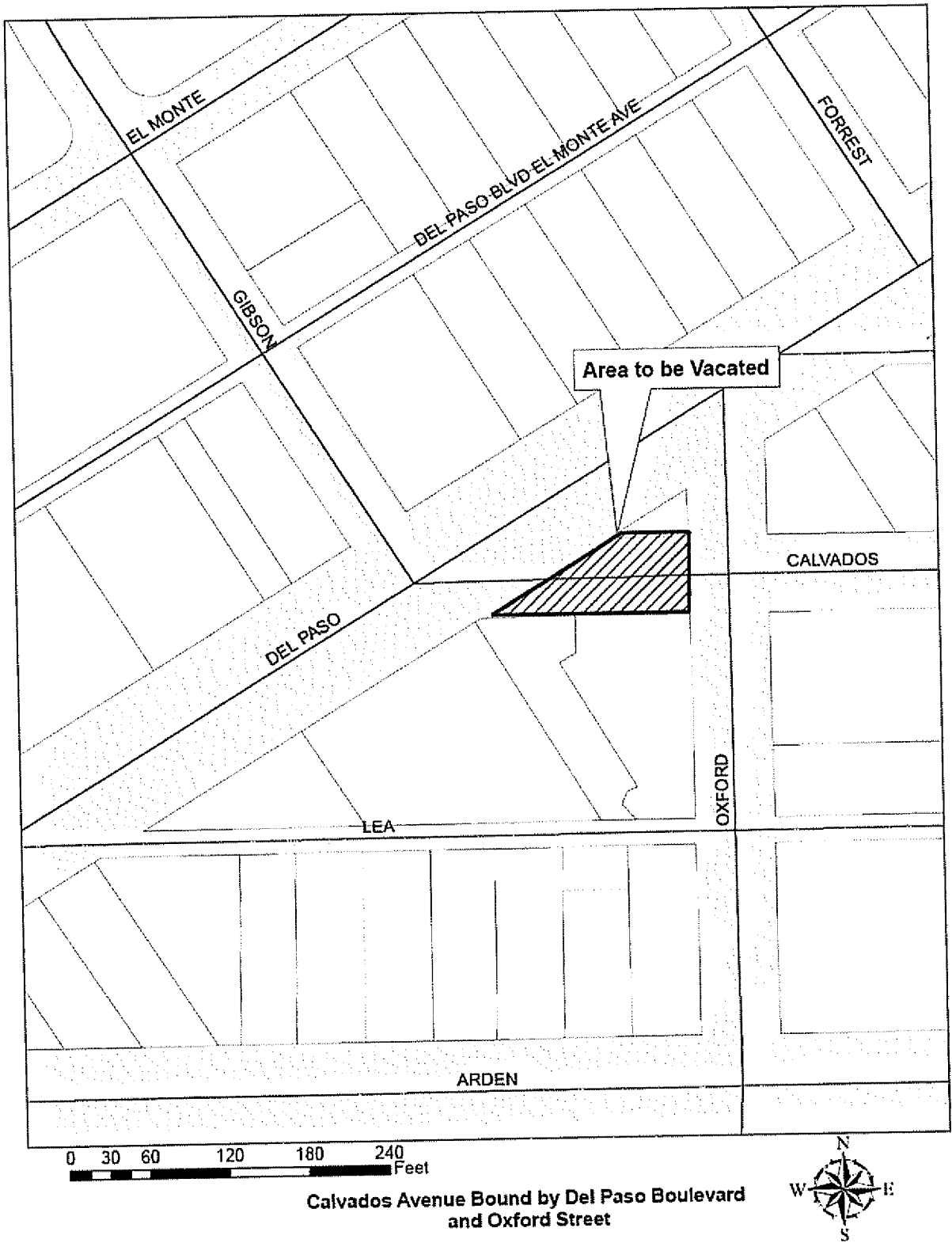
Mr. Daniel A. Friedlander and Mr. George Halaway, the adjacent owners to the subject street have requested the vacation of Calvados Avenue between Del Paso Boulevard and Oxford Street. This portion of Calvados Avenue is a short strip of roadway that offers very little public parking for the adjacent businesses and is a potential hazard for pedestrians who may encounter motor vehicles turning off Del Paso Boulevard on to Calvados Avenue.

The future development of the subject roadway when vacated is undetermined. The current owners have speculated that the vacated area will become an outside seating area for their patrons in which only pedestrian traffic will be allowed. The vacation of Calvados Avenue between Del Paso Boulevard and Oxford Street will help with Beautification of Del Paso Boulevard. This vacated area will also enhance the streetscape with the Del Paso Boulevard Angled Parking Project (CIP TF81).

Staff finds that this request for vacation is in conformance with the State of California Streets and Highways Code (S&HC) Sections 8310-8325. Staff recommends that the City Council approve this vacation request. Various City agencies and utility companies reviewed and support this vacation. Prior to Public Hearing at City Council the City Clerk's office has published the Notice of Hearing for this vacation and the Notice of Hearing has been posted at the subject street site as required by law pursuant to Streets and Highways Code Sections 8222 and 8223 respectively.

**ATTACHMENT 2**

**Public Right-of-Way Vacation**



**RESOLUTION NO.**

Adopted by the Sacramento City Council

**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.

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Exhibit A: Legal Description

Exhibit B: Exhibit Plat/Map



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

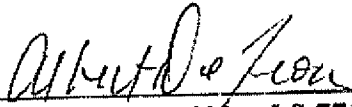
ALL THAT PORTION OF CALVADOS AVENUE AS SHOWN ON THE MAP ENTITLED "PLAT OF NORTH SACRAMENTO SUBDIVISION NO. 1" FILED ON DECEMBER 15, 1910, IN BOOK 11 OF MAPS, PAGE 26, SACRAMENTO COUNTY RECORDS, DESCRIBED AS FOLLOWS:

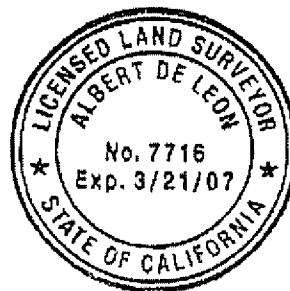
**BEGINNING** AT THE NORTHWESTERLY CORNER OF LOT 2 OF BLOCK 2 OF SAID MAP FILED ON DECEMBER 15, 1910, THENCE ALONG THE EXTENSION OF THE SOUTHEASTERLY LINE OF DEL PASO BOULEVARD (100 FEET WIDE) NORTH  $58^{\circ}10'55''$  EAST 113.94 FEET TO THE SOUTHWESTERLY CORNER OF BLOCK 3 OF SAID MAP FILED ON DECEMBER 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

