



APPROVED
BY THE CITY COUNCIL

OCT 25 1994

OFFICE OF THE
CITY CLERK

1.7

DEPARTMENT OF
PUBLIC WORKS

TRANSPORTATION AND
ENGINEERING PLANNING DIVISION

CITY OF SACRAMENTO
CALIFORNIA

927 TENTH STREET
ROOM 200
SACRAMENTO, CA
95814-2700

October 12, 1994

PH 916-264-7120
FAX 916-264-7903

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: ABANDONMENT OF THE SOUTH HALF OF B STREET BETWEEN 29TH
STREET AND 30TH STREET - SUMMARY ABANDONMENT #94-11

LOCATION: South half of B Street between 29th Street and 30th Street

COUNCIL DISTRICT: 3

RECOMMENDATION:

This report recommends that the City Council:

- Adopt the attached resolution regarding findings of fact.
- Approve the proposed abandonment of the south half of B Street, between 29th Street and 30th Street.

CONTACT PERSON: Glenn Marshall, Associate Engineer, 264-5517

FOR COUNCIL MEETING OF: October 25, 1994

SUMMARY:

The City received a request from Jackson Properties to abandon an unimproved portion of B Street between 29th Street and 30th Street (see Exhibit A). City departments and utility companies have reviewed the proposed abandonment and no objections to the proposed abandonment were received. Approval of the proposed abandonment is recommended.

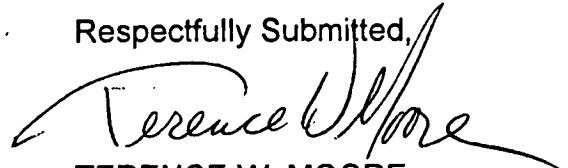
POLICY CONSIDERATIONS:

Section 8300 et seq. of the State of California Streets and Highways Code allows for abandonment of streets, alleys, and easements that are no longer needed for public use. The local governing body is the approving authority and may reserve such rights as may be needed (e.g., retaining the utility easement when approving a street abandonment). City policy, as stated in Resolution No. 82-509 which was approved by the City Council on July 20, 1982, provides for abandonment of local streets so long as there is a benefit to the community, it does not inhibit access to other properties and would be supported by the majority of property owners. This abandonment is consistent with these policies.

MBE/WBE:


None, since no goods or services are procured with this action.

Respectfully Submitted,




TERENCE W. MOORE
Transportation and Engineering
Planning Manager

RECOMMENDATION APPROVED:



WILLIAM H. EDGAR
City Manager

APPROVED:



MICHAEL KASHIWAGI
Deputy Director of Public Works

09-21-94.4
REF: 94-09-13
EXHIBIT A

1994 JUN 25

OFFICE OF THE
CITY CLERK

RESOLUTION NO. 94-623

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**RESOLUTION ADOPTING FINDINGS OF FACT AND APPROVING THE
SUMMARY ABANDONMENT OF THE SOUTH HALF OF B STREET
BETWEEN 29TH STREET AND 30TH STREET**

ABANDONMENT PROCEEDING NO.94-11

1. WHEREAS, the City received a petition to abandon from owners of property within the City of Sacramento, requesting the City Council to consider a summary abandonment of subject property;
2. WHEREAS, a notice that the City Council would consider the proposed abandonment at a Public Hearing was given in compliance with California Streets and Highways Code Section 8300 et seq.

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

1. The public street located in the City of Sacramento, specifically described below is hereby ordered abandoned;

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

All that portion of "B" Street situated in the City of Sacramento, more particularly described as follows:

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

boundary line of said block, said northerly boundary line also being the southerly right-of-way line of "B" Street, South 71°13'26" East 172.84 feet to a point on the southwesterly prolongation of the northwesterly boundary line of parcel 1 as said parcel is described in that certain Grand Deed to the State of California recorded in the office of the Recorder of said County and State in Book 2446 Official Records, Page 129; thence along said southwesterly prolongation of the northwesterly boundary line of Parcel 1, North 45°42'30" East 44.87 feet to a point on the centerline of "B" Street; thence along said centerline North 71°13'26" West 193.10 feet to a point on the easterly right-of-way line of 29th Street, thence along said right-of-way line South 18°51'54" west 40.00 feet to the point of beginning.

A map or plan of the proposed abandonment is attached as Exhibit A and is on file with the Department of Public Works, Transportation Planning and Entitlements Section, located at 1231 I Street, Room 300.

2. The City Council finds that the public Street may be summarily abandoned in accordance with section 8331 of the Streets and Highways Code which states "The Legislative body of a local agency may summarily vacate a street or highway if both of the following conditions exist:
 - a. For a period of five consecutive years, the street or highway has been impassible for vehicular travel.
 - b. No public money was expended for maintenance on the street or highway during such period."

The street proposed to be abandoned is impassible and of no foreseeable use to the City.

3. The City Council finds that the public Street is not necessary for present or prospective public use in that:
 - a. It is not necessary for through traffic circulation; and
 - b. The City Engineer has reviewed said abandonment and found that it will not interfere with the traffic flow in the area or affect the aesthetics of the neighborhood; and
 - c. The parcels adjacent to the abandoned street described above have other access and said abandonment will not create any land-locked parcels; and

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DATE ADOPTED: _____

- d. The Street to be vacated is not necessary or useful as a non-motorized transportation facility as defined in Section 156 of the Streets and Highways code.
- 4. The City Council hereby finds that the closure of the street identified in paragraph 1 above, does satisfy the City Council's "Review Guideline For Street Closures", adopted July 20, 1982, by Resolution No. 82-509.
- 5. The City Clerk shall cause a certified copy of this resolution, attested by the City Clerk under seal, to be recorded. The abandonment shall be effective when the City Clerk records this resolution with the County Recorder.

MAYOR

ATTEST:

CITY CLERK

9-21-94.4
REF:94-09-13
EXHBIT A

FOR CITY CLERK USE ONLY

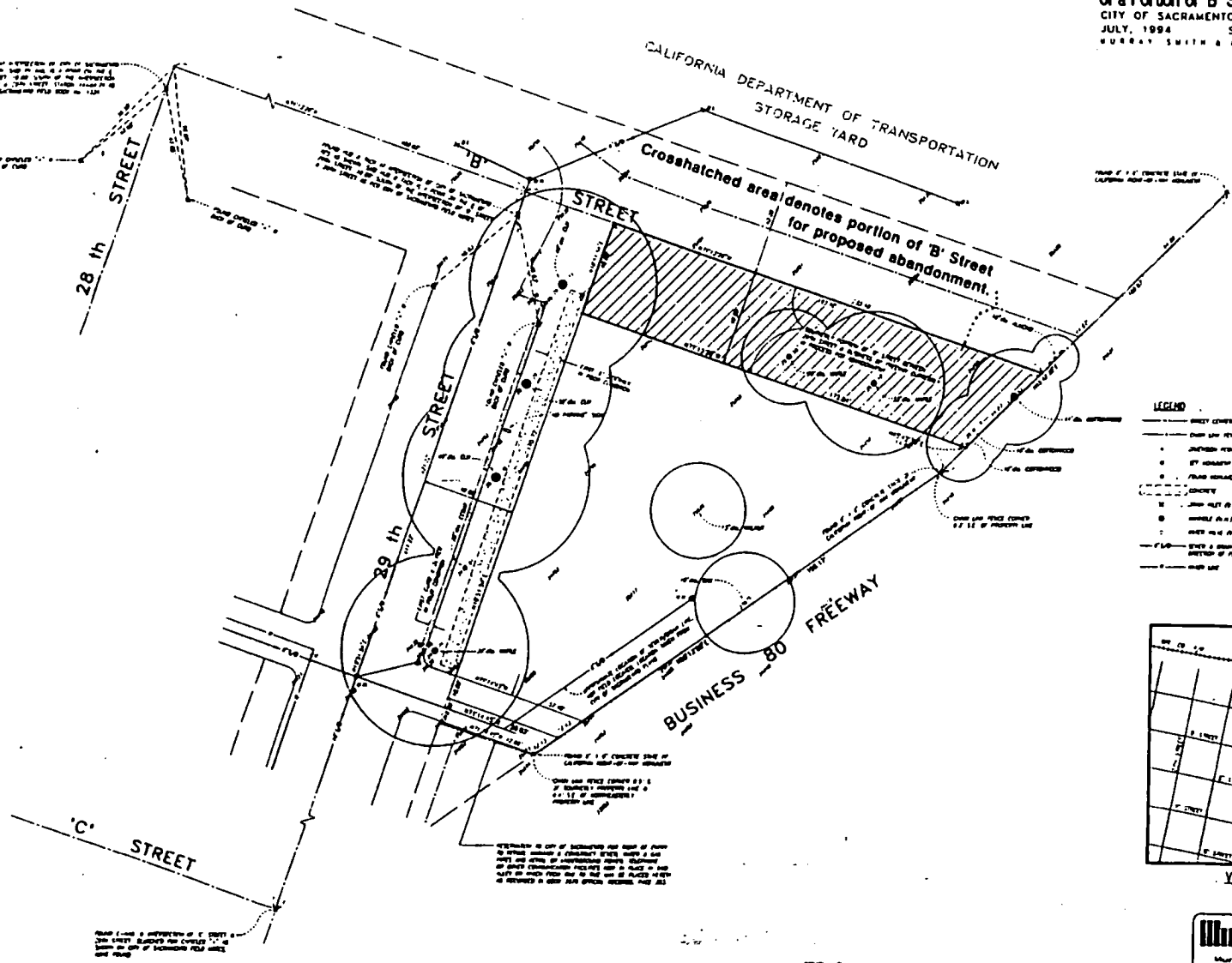
RESOLUTION NO.: _____

DATE ADOPTED: _____

EXHIBIT "B"
Exhibit Map For Summary Abandonment
of a Portion of "B" Street
 CITY OF SACRAMENTO, CALIFORNIA
 JULY, 1994 SCALE: 1"=20'
 MURRAY SMITH & ASSOCIATES



THIS PLAN IS A SUMMARY OF THE PLAN FOR THE ABANDONMENT OF A PORTION OF "B" STREET AS SHOWN ON THE PLAN OF THE CITY OF SACRAMENTO, CALIFORNIA, DATED JULY 1994.



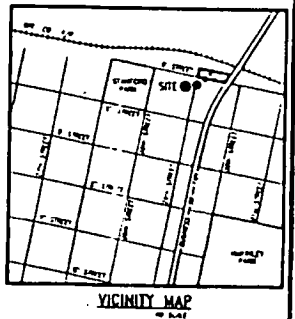
TOP OF 1" X 1" CENTER LINE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION STORAGE YARD

CALIFORNIA DEPARTMENT OF TRANSPORTATION
 STORAGE YARD

Crosshatched area denotes portion of "B" Street for proposed abandonment.

LEGEND

- STREET CENTERLINE (AS SHOWN)
- CURB LINE (AS SHOWN)
- JUNCTION POINT
- ST. INTERSECTION AS SHOWN
- PLUMB WALL/FOUNDATION AS SHOWN
- CONCRETE
- JOINT (AS SHOWN)
- MANHOLE (AS SHOWN)
- WATER METER (AS SHOWN)
- STREET & SIDEWALK (AS SHOWN)
- EASEMENT



Murray Smith & Associates
 Surveyors & Association
 Civil Engineers
 1115 14th Street, Sacramento, CA 95811
 (916) 442-1111

DATE: 7/19/94, 10:00 AM, TOP OF CURB
 @ @ @ CORNER 28th & D' STREET, ELEVATION 22.711

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