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DEPARTMENT OF
PUBLIC WORKS
DEVELOPMENT SERVICES

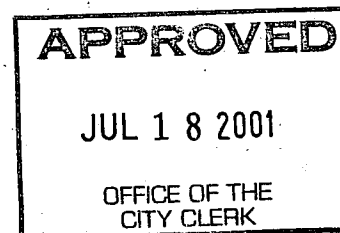
CITY OF SACRAMENTO
CALIFORNIA

SPECIAL DISTRICTS
1231 I Street, Room 300
SACRAMENTO, CA 95814
PH 916-264-7474
FAX 916-264-7480

June 28, 2001

City Council
Sacramento, California

Honorable Members in Session:



SUBJECT: HEARING ON ABANDONMENT OF THE NATOMAS CROSSING BICYCLE EASEMENT BOUNDED ON THE NORTH BY ARENA BLVD., EAST BY THE EAST DRAINAGE CANAL, SOUTH BY NATOMAS CROSSING DRIVE AND ON THE WEST BY TRUXEL ROAD AND THE REDEDICATION OF A NEW BICYCLE EASEMENT - ABANDONMENT PROCEEDING NO. AP01-02

LOCATION/COUNCIL DISTRICT: Natomas Crossing Drive and Truxel Road
Council District 1

RECOMMENDATION:

This report recommends that the City Council adopt the attached resolution approving the abandonment of the Natomas Crossing Bicycle Easement bounded on the north by Arena Blvd., east by the East Drainage Canal, south by Natomas Crossing Drive and on the west by Truxel Road.

CONTACT PERSONS: Ron Perry, Engineering Technician III, 264-8298

FOR COUNCIL MEETING OF: July 18, 2001

SUMMARY:

The City has received a request from the Stantec Consulting Inc. on behalf of Alleghany Properties, requesting the abandonment of an existing 16-foot I.O.D. bicycle easement, (Exhibit B to attached resolution) and the rededication of a new bicycle easement adjacent to the East Drainage Canal (Exhibit A to attached resolution). The property is located east of Truxel Road across from Natomas Crossing Drive.

City Council

Abandonment of the Natomas Crossing Bicycle Easement – AP01-02

June 28, 2001

The bicycle easement will be reconveyed to a location east of the existing easement. The new easement will provide better design for flow and ingress/egress onto Natomas Crossing Drive for bicyclists.

COMMITTEE/COMMISSION:

None required.

BACKGROUND INFORMATION:

- City of Sacramento departments and utility companies have reviewed this request for abandonment. Letters regarding this abandonment are on file with the Department of Public Works, Development Services.
- Staff has reviewed the request to abandon and finds it in conformance with City Guidelines for Easement Abandonments (City Resolution No. 95-667) and the State of California, Streets and Highways Code (Section 8300 et seq).
- Letters to the property owners and residents within 500 feet of the abandonment were mailed by the applicant. Notice of the abandonment was posted along the subject right-of-way on July 6, 2001 and the Public Hearing Date was published in the Daily Recorder on July 6, 2001 and July 13, 2001. The Engineer's report relating additional facts of the abandonment is on file with the City Clerk's office. See Attachment A for the time schedule for this abandonment.
- Following abandonment, ownership of the easement will no longer exist and the dedication of a new bicycle easement will be recorded.

FINANCIAL CONSIDERATIONS:

The applicant provided all the documentation required for the abandonment and has paid a fee to fund staff time required to process the abandonment application. There is no expense to the City.

ENVIRONMENTAL CONSIDERATIONS:

The Planning and Building Department has reviewed this project and has determined that this activity is exempt from the provisions of the California Environmental Quality Act (CEQA) under Section 15305 (c) of the CEQA Guidelines. The project involves the alteration of an existing public right-of-way.

POLICY CONSIDERATIONS:

The proposed abandonment is consistent with Council priorities of public safety, and neighborhood revitalization and enhancement.

1. Section 8300 et. Seq. of the Streets and Highways Code allows for abandonment of streets, alleys, and easements that are no longer needed for public use. These abandonments are classified as regular abandonments.
2. 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 an easement abandonment).
3. City policy, as stated in Resolution No. 96-176 (approved by the City Council on May 7, 1996), provides for abandonment of streets, alleys, and easement abandonments so long as there is a benefit to the community and would be supported by the majority of the property owners.
4. The proposed abandonment is consistent with these policies.

ESBD CONSIDERATIONS:

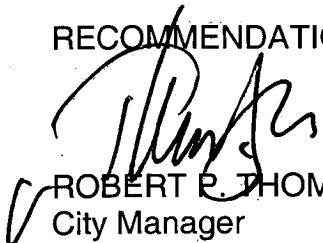
City Council adoption of the attached resolution is not affected by City policy related to the ESBD Program.

Respectfully submitted,



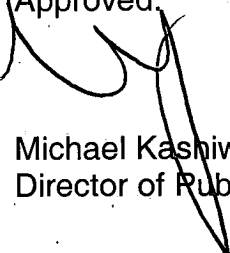
Gary Alm, Manager
Development Services

RECOMMENDATION APPROVED:



ROBERT P. THOMAS
City Manager

Approved:

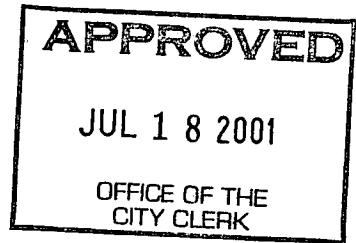


Michael Kashiwagi
Director of Public Works

ATTACHMENT A

SCHEDULE FOR REGULAR ABANDONMENT PROCEEDING OF THE NATOMAS CROSSING BICYCLE EASEMENT BOUNDED ON THE NORTH BY ARENA BLVD., EAST BY THE EAST MAIN DRAINAGE CANAL, SOUTH BY NATOMAS CROSSING DRIVE AND ON THE WEST BY TRUXEL ROAD AND THE REDEDICATION OF A NEW I.O.D. BICYCLE EASEMENT WITHIN COUNCIL DISTRICT 1 (AP01-02)

Posting on Alleys/Streets	July 6, 2001
Copy of Resolution Published in Daily Recorder	July 6, 2001 & July 13, 2001
Public Hearing at City Council/Final Approval	July 18, 2001
Recording of the Resolution of Abandonment	Not until new bicycle easement has been recorded



RESOLUTION NO. 2001-503

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF

RESOLUTION OF ADOPTING FINDINGS OF FACT AND APPROVING ABANDONMENT OF THE NATOMAS CROSSING BICYCLE EASEMENT BOUNDED ON THE NORTH BY ARENA BLVD., EAST BY THE EAST DRAINAGE CANAL, SOUTH BY NATOMAS CROSSING DRIVE AND ON THE WEST BY TRUXEL ROAD AND THE REDEDICATION OF A NEW BICYCLE EASEMENT WITHIN COUNCIL DISTRICT 1

ABANDONMENT PROCEEDING NO. AP01-02

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

- A. WHEREAS, the City received a petition to abandon from owners of property within the City of Sacramento requesting the City Council to consider abandonment of the subject property; and
- B. 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.; and
- C. WHEREAS, the Planning and Building Department has reviewed the proposed abandonment pursuant to Government Code Section 65402 and concluded that said abandonment 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:

- 1. The abandonment of the Natomas Crossing Bicycle Easement bounded on the north by Arena Blvd., east by the East Drainage Canal, south by Natomas Crossing Drive and on the west by Truxel Road in the City of Sacramento, specifically described below, is hereby ordered abandoned subject to the conditions and reservation specified in this resolution:

That certain irrevocable offer of dedication sixteen feet (16) in width of a bicycle easement and that certain I.O.D. entitled "RD1000 BE" across Parcels 1, 7 and 8 as shown on "Master Parcel Map of Natomas Crossing", filed September 17, 1999 in Book 155 of Parcel Maps at Page 13 in the City of Sacramento, County of Sacramento, State of California in the Office of the Recorder of said County.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

Total area of abandonment = 0.855 Acres.

An exhibit for an I.O.D. abandonment is attached as Exhibit B, and a proposed easement relocation exhibit is attached as Exhibit A, and are on file with the Department of Public Works, Development Services Section, located at 1231 I Street, Room 300.

2. The City Council finds that the above described public easement is not necessary for present or prospective public use in that:
 - a. The parcels adjacent to the abandoned bicycle easement described above will have a new bicycle easement and said abandonment will not create any land-locked parcels; and
 - b. The portion of the I.O.D. bicycle easement to be abandoned is not necessary or useful as a non-motorized transportation facility as defined in the Streets and Highways Code.
3. The City Council hereby finds that said abandonment has been submitted to and reported on by the Planning and Building Department as to conformity with the City General Plan. The Council, pursuant to Streets and Highways Code Section 8300 et. Seq., has considered this abandonment in connection with the General and Community Plans and finds the abandonment consistent with them in that: The abandonment of the I.O.D. bicycle easement identified in paragraph 1 above does satisfy the City Council's "Review Guideline for Street, Alley and Easement Closure," adopted May 7, 1996, by Resolution No. 96-176.
4. This abandonment is subject to the following conditions which shall be fulfilled at no cost to the City:
 - a. Rededication of a new bicycle easement must be approved and recorded prior to recording the abandonment or issuance of any building/grading permit.
 - b. The north end of the new bicycle easement is designed to avoid existing Pacific Bell facilities, manhole and conduit structure.
5. After all the conditions in paragraph 4 of this resolution have been fulfilled and all fees have been paid, 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.

FOR CITY CLERK USE ONLY

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RESOLUTION NO.: _____

DATE ADOPTED: _____

6. All conditions specified in paragraph 4 of this resolution must be completed within two years of the date of this resolution. If all the conditions are not completed within the two years specified, this resolution approving the abandonment shall become void, unless the City Council grants a time extension.

MAYOR

ATTEST:

CITY CLERK

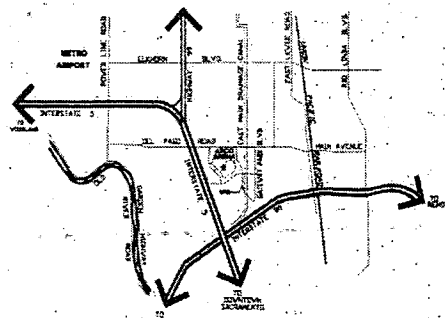
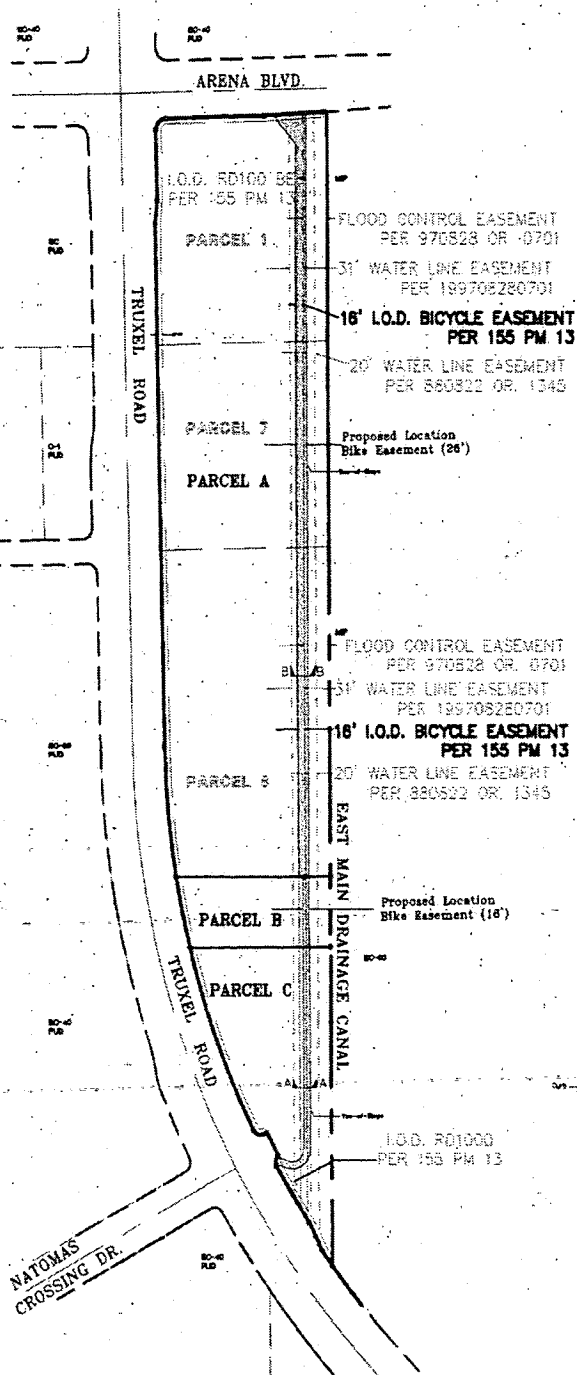
FOR CITY CLERK USE ONLY

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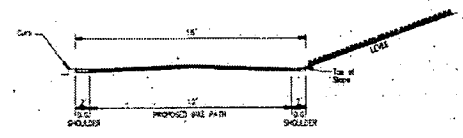
RESOLUTION NO.: _____

DATE ADOPTED: _____

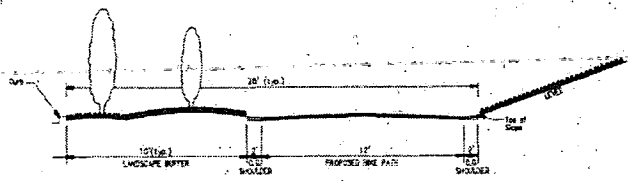
"EXHIBIT A"



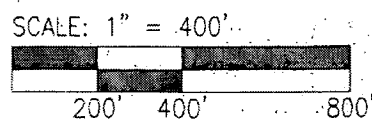
Vicinity Map
Not to Scale.




SECTION A-A
Future Bike/Pedestrian Easement



SECTION B-B
Future Bike/Pedestrian Easement



Stantec

Legend
 Proposed Bicycle Easement
 Client/Project
 ALLEGHANY PROPERTIES
 June 26, 2001
 94300062

Title
Exhibit for a Bicycle Easement Relocation for Parcels A, B & C of a Lot Line Adjustment 20000907 O.R. 966 of Parcels 1, 7 & 8 of Natomas Crossing 155 P.M. 13

FOR CITY CLERK USE ONLY
 RESOLUTION NO: _____
 DATE ADOPTED: _____

8

EC-40 PUD

EC-40 PUD

ARENA BLVD.



SC PUD

C-1 PUD

EC-65 PUD

EC-40 PUD

EC-40 PUD

TRUXEL ROAD

I.O.D. RD100 BE PER 155 PM 13

PARCEL 1

FLOOD CONTROL EASEMENT PER 970828 OR. 0701

31' WATER LINE EASEMENT PER 199708280701

16' I.O.D. BICYCLE EASEMENT PER 155 PM 13

20' WATER LINE EASEMENT PER 880822 OR. 1345

PARCEL 7
PARCEL A

FLOOD CONTROL EASEMENT PER 970828 OR. 0701

31' WATER LINE EASEMENT PER 199708280701

16' I.O.D. BICYCLE EASEMENT PER 155 PM 13

20' WATER LINE EASEMENT PER 880822 OR. 1345

PARCEL 8

PARCEL B

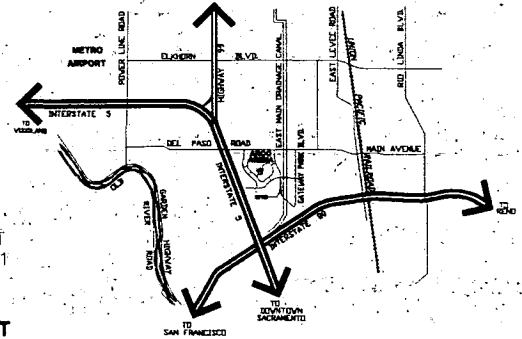
PARCEL C

EAST MAIN DRAINAGE CANAL

EC-80

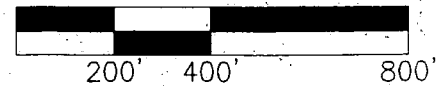
I.O.D. RD1000 PER 155 PM 13

NATOMAS CROSSING DR.



Vicinity Map
Not to Scale

SCALE: 1" = 400'



Stantec

Legend

Existing Easement (to be Abandoned)

Title

Client/Project
ALLEGHANY PROPERTIES
June 26, 2001
84300062

Exhibit for a Bicycle Easement Abandonment for Parcels A, B & C of a Lot Line Adjustment 20000907 O.R. 966 of Parcels 1, 7 & 8 of Natomas Crossing 155 P.M. 13

FOR CITY CLERK USE ONLY

RESOLUTION NO: _____

DATE ADOPTED: _____