

RESOLUTION NO. 2004-359

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF **MAY 11 2004**

THE VACATION OF THE PUBLIC ROAD RIGHT-OF-WAY, A PORTION OF 24TH STREET BETWEEN "C" STREET AND THE UNION PACIFIC RAILROAD RIGHT-OF-WAY WITHIN COUNCIL DISTRICT 3

VACATION PROCEEDING NO. VP03-16

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

- A. WHEREAS, the City received a request from Courtyard Private School to vacate the subject public road right-of-way within the City of Sacramento; and
- B. WHEREAS, the City Council would consider the vacation in compliance with the State of California, Streets and Highways Code, Section 8310-8317, and
- C. WHEREAS, the City Planning Commission reviewed the proposed vacation pursuant to Government Code Section 65402 and concluded that said vacation 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:

The public road right-of-way portion of 24th Street between "C" Street and the Union Pacific Railroad right-of-way, specifically described in Exhibit "A" and Exhibit "B", is hereby ordered vacated subject to the conditions specified in this resolution.

Reserving however, a public service easement (as defined in Section 8306 and 8340 of the California Streets and Highways Code) and 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 that public road right-of-way to be vacated, specifically shown in Exhibit "B" and described in Exhibit "A" and attached hereto.

- 1. The City Council hereby finds that said vacation has been submitted to and reported on by the City Planning Commission as to conformity with the City General Plan. The Council, pursuant to the State of California, Streets and Highways Code, Section 8310-8317 has considered this vacation in connection with the General and

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Community Plans and finds the vacation is consistent.

2. This vacation is subject to the following conditions:
 - a. The applicant shall provide the following requirement and construct the following public improvements to the satisfaction of the Development Services Department:
 - I. Provide proof of ingress, egress and maneuvering easement/agreement between the Courtyard Private School and the property south of the vacated road with APN # 003-0091-001.
 - II. Proper signage shall be installed on the vacated public road.
 - III. Any new sidewalk, driveway or access ramp constructed with this vacation shall conform with American Disability Act (A.D.A) requirements in all respects.

The applicant shall submit public improvement plans and obtain notice to proceed from the Development Services Department to execute the above mentioned improvements.

3. All conditions specified in paragraph 2 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 vacation shall become void, unless the City Council grants a time extension.
4. Once the conditions in paragraph 2 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.

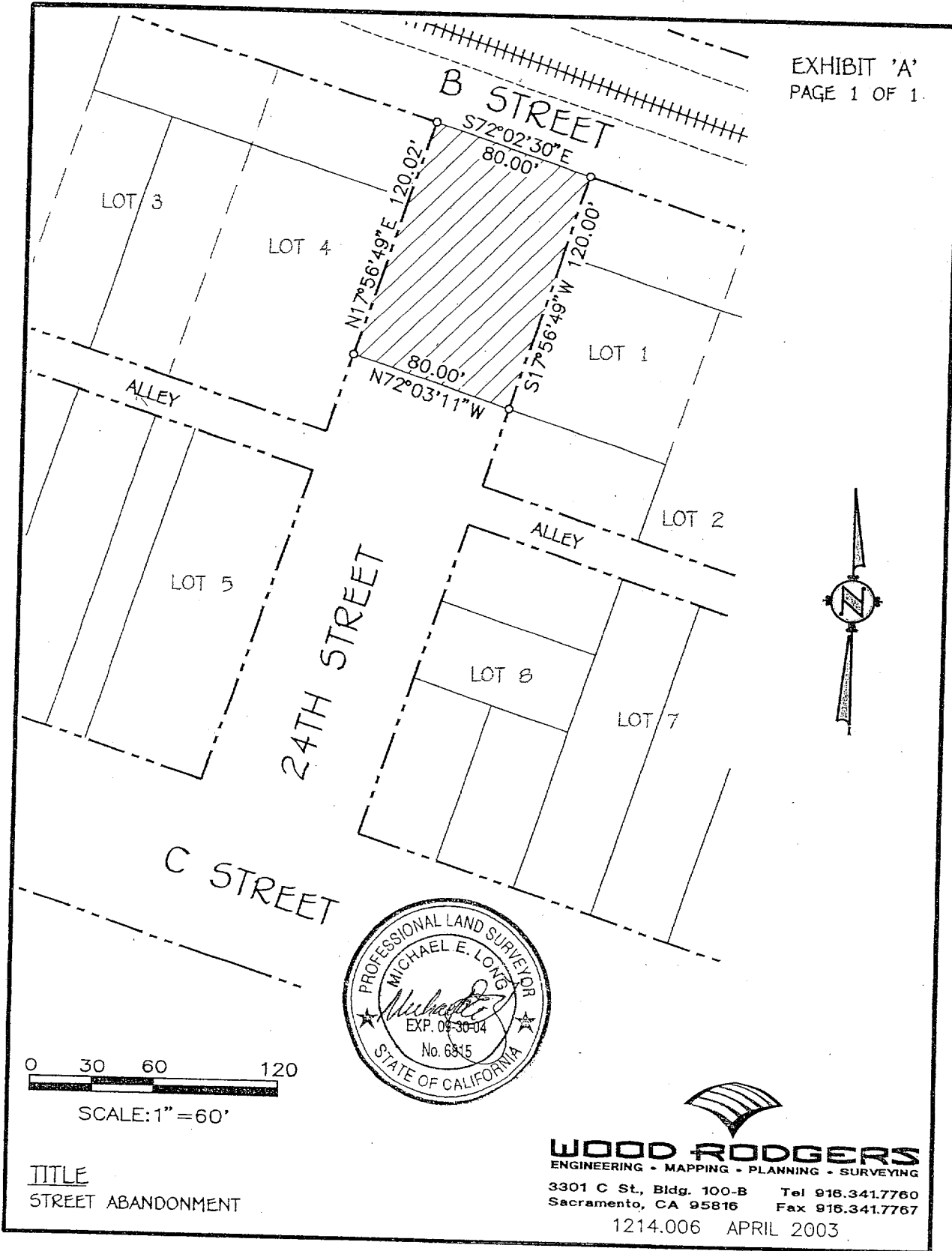

MAYOR

ATTEST:


CITY CLERK

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0 30 60 120
SCALE: 1" = 60'

TITLE
STREET ABANDONMENT

WOOD RODGERS
ENGINEERING • MAPPING • PLANNING • SURVEYING
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1214.006 APRIL 2003

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EXHIBIT 'B'
LEGAL DESCRIPTION
FOR A
STREET ABANDONMENT

A portion of 24th Street located in the City of Sacramento, County of Sacramento, State of California, described as follows:

BEGINNING at a point which is the northeast corner of Lot 4 of the block bounded by 'B' & 'C' Street and 23rd & 24th Street; thence across 24th Street, South 72° 02' 30" East, a distance of 80.00 feet to the northwest corner of Lot 1 of the block bounded by 'B' & 'C' Street and 24th & 25th Street; thence along the northwesterly boundary line of said Lot 1, also being the southeasterly right-of-way line of 24th Street, South 17° 56' 49" West, a distance of 120.00 feet; thence across 24th Street, North 72° 03' 11" West, a distance of 80.00 feet to a point of intersection with the southeasterly boundary line of said Lot 4; thence along said southeasterly boundary line, also being the northwesterly right-of-way line of 24th Street, North 17° 56' 49" East, a distance of 120.02 feet to the POINT OF BEGINNING.

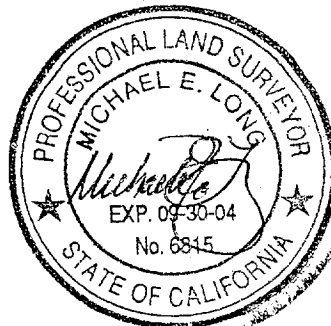
Containing 9600.63 square feet or 0.220 acres, more or less.

Basis of Bearings for this description is the centerline of 'C' Street between 25th & 26th Streets. Said line is taken to bear North 72° 03' 34" West.

April 21, 2003

END OF DESCRIPTION

PREPARED BY WOOD RODGERS, INC.
SACRAMENTO, CALIFORNIA



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