



REPORT TO COUNCIL City of Sacramento

915 I Street, Sacramento, CA 95814-2671
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CONSENT
December 6, 2005

Honorable Mayor and
Members of the City Council

Subject: The Summary Vacation (Abandonment) and Realignment of 2nd Street
between "O" Street and "P" Street.

Location/Council District: 2nd Street between "O" Street and "P" Street within Council
District 1 (see Attachment A).

Recommendation:

Adopt a resolution approving the summary vacation and realignment of 2nd Street
between "O" Street and "P" Street.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918; Cesar Narvaez
II, Engineering Technician III, (916) 808-7873

Presenters: Cesar Narvaez II, Engineering Technician III

Department: Development Services Department

Division: Development Engineering and Finance

Organization No: 4815

Summary:

The vacation and realignment of 2nd Street between "O" Street and "P" Street will
provide additional land to facilitate the Crocker Art Museum Expansion Project. The
State of California, Streets and Highways Code, Section 8330-8334.5 allows the City
Council to facilitate this request.

Committee/Commission Action: None.

Background Information:

On October 25, 2005, Crocker Art Museum Association (CAMA) and the General
Services Department presented recommendation of actions to facilitate the last design
phase of the Crocker Art Museum Expansion Project. This consists of resolution
adoption of project design and authorization of CAMA to complete the construction
documentation phase.

Project design includes the proposed construction of a new three story building at the west side of the project site as shown in Attachment C. The construction of this building will require the realignment of 2nd street between "O" Street and "P" Street from its current configuration shown in Attachment B to the new configuration shown in Attachment C. Realignment will result in the vacation of subject 2nd Street and the relocation of 2nd Street between "O" Street and "P" Street to the west side of its current location. This realignment will also change 2nd Street configuration from a two-way to one-way northbound street. The City's General Plan designates this portion of 2nd Street as a local street, which is not considered in the circulation pattern. Vacation of the existing 2nd Street and change to a one-way street will not significantly affect the existing circulation pattern of the area. Staff finds that this vacation proceeding is consistent with the designation goals and policies of the City's General Plan and the Central City Community Plan.

Various City agencies and utility companies have reviewed and approved the proposed vacation. Letters regarding this vacation are on file with the Development Services Department, Development Engineering and Finance Division. City staff finds that the proposed vacation of 2nd Street between "O" Street and "P" Street is in conformance with State of California, Streets and Highways Code, Section 8334, being that the subject 2nd Street is a portion of a street or highway that lies within the property under one ownership and does not continue or end touching property of another. Conditions of vacation are listed in the vacation resolution that the applicant must complete to make this vacation proceeding official. Following the vacation, the title to the subject property will be cleared of the public road easement.

Financial Considerations:

All the costs associated with this vacation proceedings are being funded through the Capital Improvement Project for Crocker Art Museum Expansion Project, CF56.

Environmental Considerations:


An Environmental Impact Report (EIR) was prepared for the Crocker Art Museum Expansion Project in accordance with the California Environmental Quality Act of 1970 (CEQA), as amended (Public Resources Code, 21000 et seq.) and State Guidelines (California Code of Regulations, 15000 et seq.). The report also complies with the rules, regulations, and procedures for implementation of CEQA adopted by the City of Sacramento.

This Environmental Impact Report was certified by City Council on October 25, 2005, approving the Mitigation Monitoring Plan, and adopting the Findings of Facts and Statement of Overriding Considerations.

Policy Considerations:

Council action recommended in this report supports the City Strategic Plan and goal to promote and support economic vitality.

Emerging Small Business Development (ESBD): None.

Respectfully Submitted by: 
Edward Williams
Manager, Development Engineering and Finance

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

Recommendation Approved:


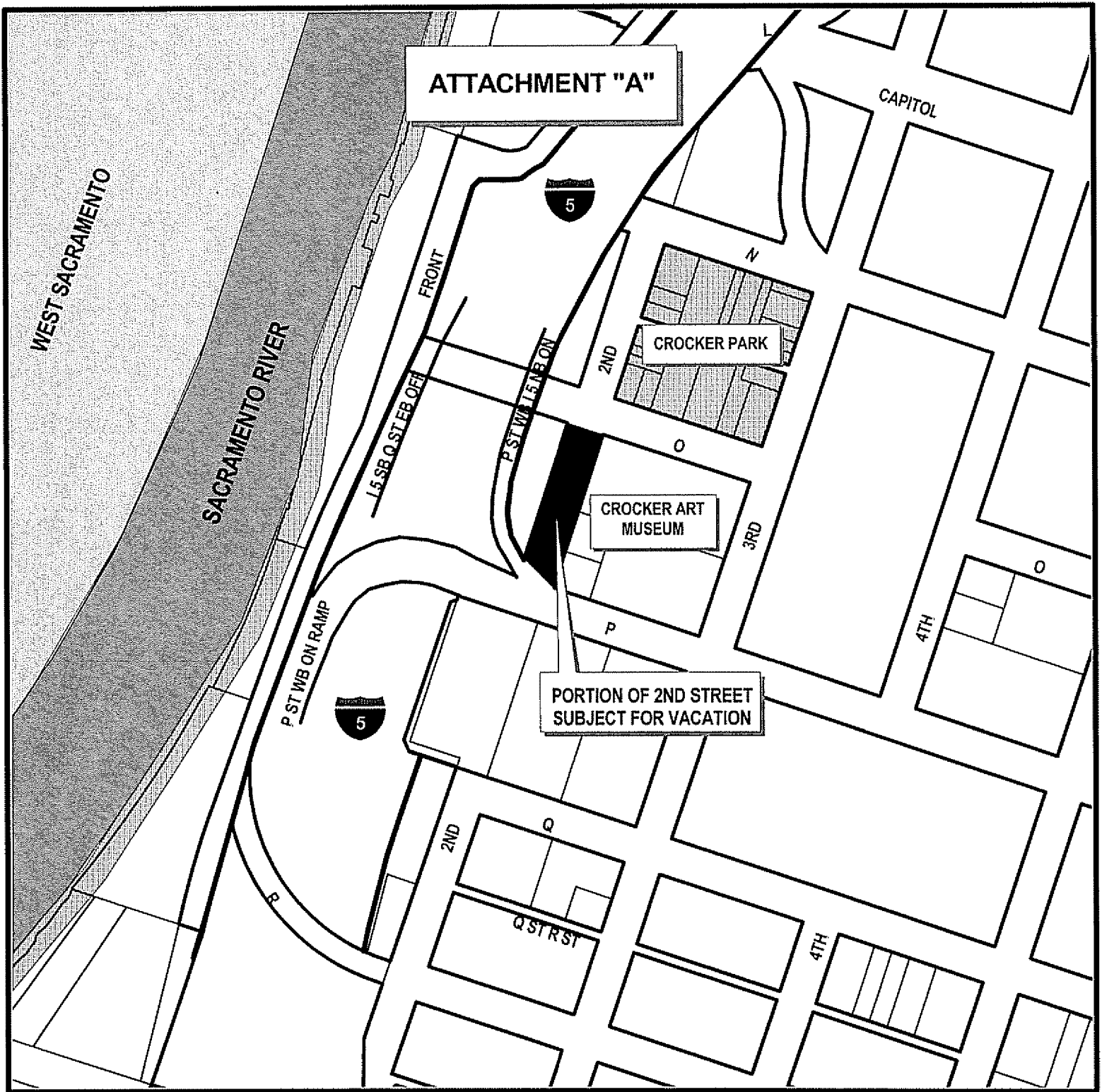

ROBERT P. THOMAS
City Manager

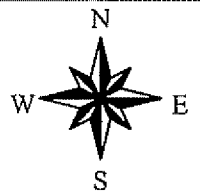
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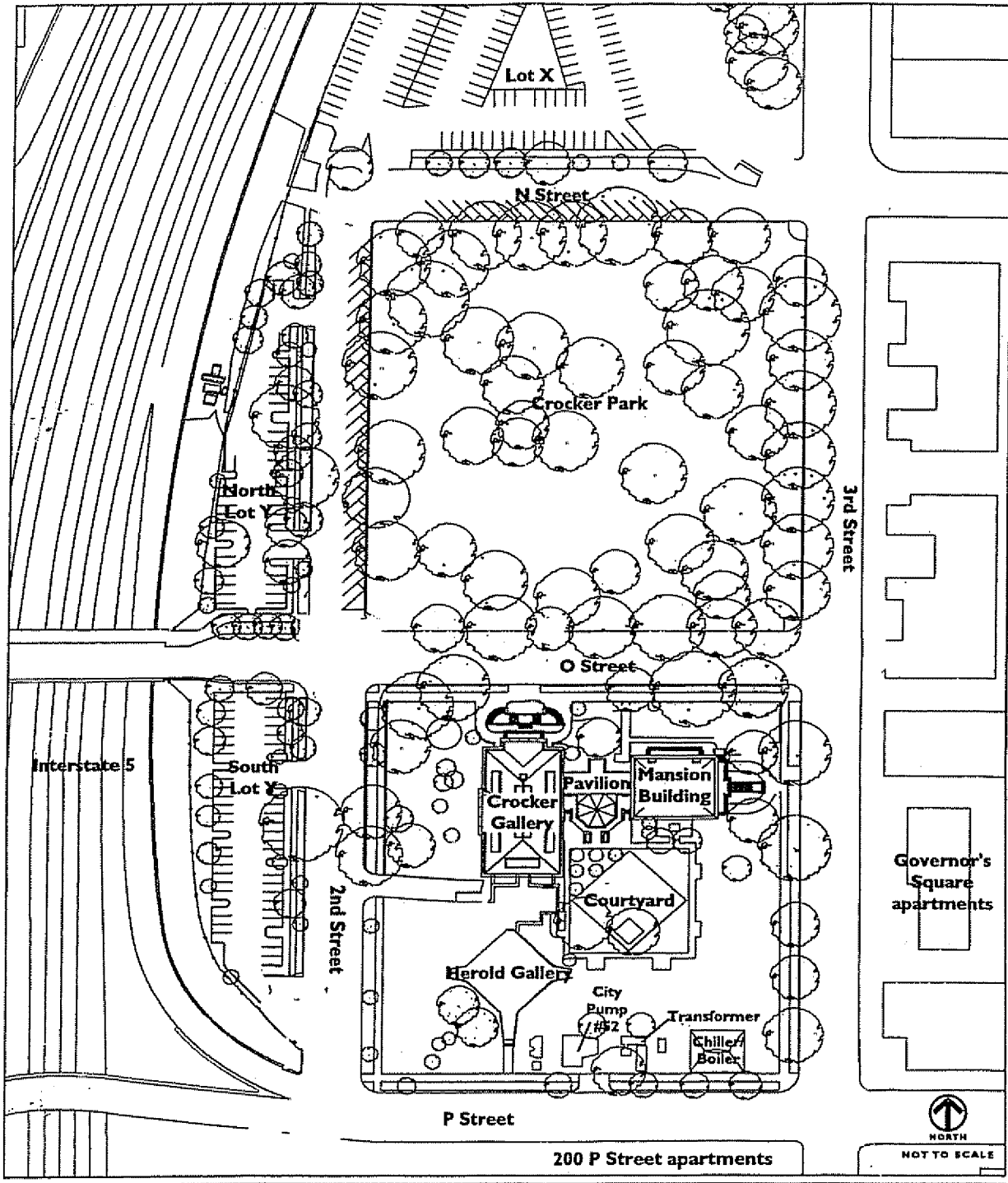


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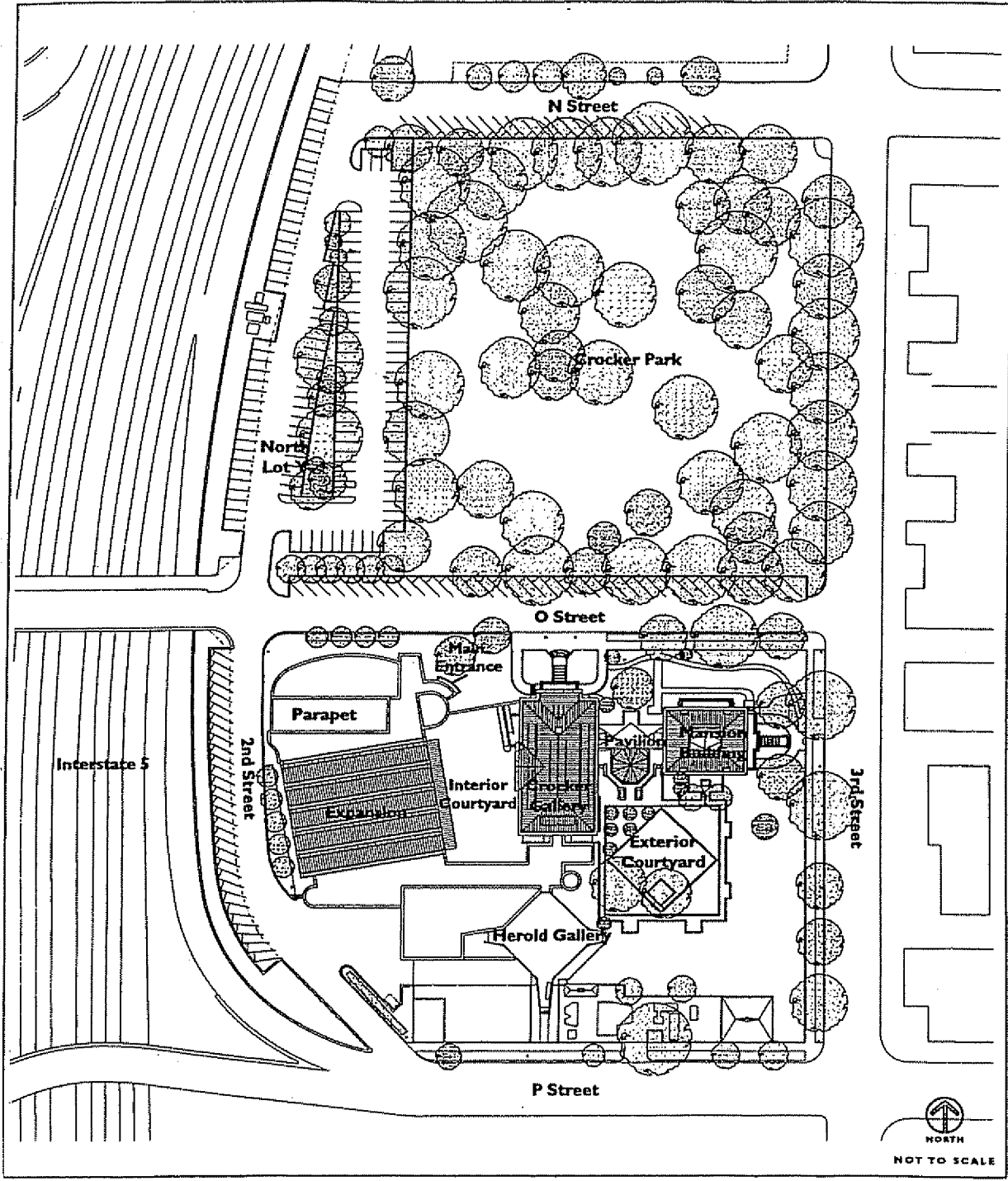
SUMMARY VACATION, VP05-10
2ND STREET BETWEEN "O" STREET
AND "P" STREET

ATTACHMENT B



CROCKER ART MUSEUM PRESENT DAY

ATTACHMENT C



CROCKER ART MUSEUM PROPOSED EXPANSION

RESOLUTION NO.

Adopted by the Sacramento City Council

THE VACATION (ABANDONMENT) AND REALIGNMENT OF 2ND STREET BETWEEN "O" STREET AND "P" STREET WITHIN COUNCIL DISTRICT 1

VACATION PROCEEDING NO. VP05-10

BACKGROUND

- A. The City is facilitating the request from the Crocker Art Museum Association to vacate the subject 2nd Street to accommodate the museum expansion project.
- B. The subject 2nd Street will be re-aligned to the west side of its current location and the street configuration to change from two-way to one-way northbound street
- C. State of California, Streets and Highways Code, Section 8330-8334.5 which allows the City Council to facilitate the request for vacation of public street.
- D. Government Code Section 65402 requires the Planning Agency to review the consistency of all vacation proceedings with the City's General Plan and the applicable Community Plan.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. 2nd Street between "O" Street and "P" Street specifically described in Exhibit "A" and Exhibit "B", is hereby ordered vacated subject to the conditions specified in this resolution.
- Section 2. The City Council finds that said vacation has been submitted to and reported on by the City Planning Agency as to conformity with the City General Plan. The Council, pursuant to the State of California, Streets and Highways Code, Section 8330-8334.5, has considered this vacation in connection with the General and Community Plans and finds the vacation is consistent.
- Section 3. The City Council finds that the vacation of the existing 2nd Street and replacement with a one-way northbound street will not significantly affect the existing circulation pattern of the area.

Section 4. This vacation is subject to the following conditions:

- a. There are existing street lighting and irrigation systems in the proposed area for vacation. The applicant shall salvage all City electrical and irrigation equipment in the vacated area to the City of Sacramento to the satisfaction of the Department of Transportation – Electrical Section. In addition, the applicant shall keep all existing electrical and irrigation systems outside of the vacated area, but affected by this project, fully functional.
- b. The applicant shall return all existing assets that are serviceable such as traffic signs to the Department of Transportation. All closure plans will be reviewed and approved by the City Traffic Engineer prior closure.
- c. The applicant shall provide a continuous pedestrian access facility between 2nd Street and “P” Street and 2nd Street and “O” Street. Such facility shall be designed and constructed to meet minimum standards, and shall be kept open for continuous public use. Final design of the facility shall be submitted for approval from both the City Bike and Pedestrian Coordinator and the Traffic Engineering Division of the Department of Transportation.
- d. The applicant shall provide all affected parcels access to receive proper service from either City or private service after vacation to the satisfaction of the Department of General Services – Solid Waste Division.
- e. To the satisfaction of the Utilities Department, the applicant shall replace the existing 12” water distribution main with a new 12” water distribution main within the public ROW in the limits of the “new” segment of 2nd Street to the west. Additionally, cross sections will be required by Utilities Department prior to determining the exact relocation of any underground utilities.
- f. SMUD have no objection to the vacation of the above noted section of 2nd Street. However there are existing electrical facilities that are now located within the street that will have to be relocated at the applicant/developers expense. Therefore SMUD must keep the “continuing –use” clause as cited in the State Of California Streets and Highways Code for the time being. Once new easements have been made available by the applicant to SMUD and the facilities moved or the cost of moving has been deposited by the applicant to SMUD, SMUD will then agree to the complete vacation.

- g. The applicant shall reimbursed SBC for all relocation costs of SBC facilities.

Section 5. All conditions specified in paragraph 4 for 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 a time extension.

Section 6. Once the conditions in paragraph 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 of the Subject Alley for Vacation – 1 Page

Exhibit B: Map/Plat of the Subject Alley for Vacation – 1 page

Exhibit "A"

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

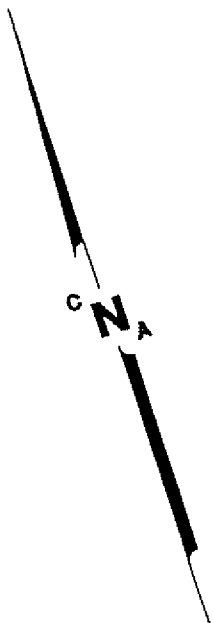
A portion of Second Street described as follows:

Beginning at a point where the East Right of Way line of Second Street and the South Right of Way Line of "O" Street intersect; thence from said point of beginning and along the East Right of Way line of said Second Street, South 18° 30' 18" West 341.96 feet to the intersection of the said East Right of Way line of said Second Street with the North Right of Way line of "P" Street; thence North 23° 20' 07" West 119.93 feet to the West Right of Way line of said Second Street; thence continuing along the West Right of Way line of said Second Street North 18° 30' 18" East 252.62 feet to the intersection of the West Right of Way line of said Second Street and the South Right of Way line of said "O" Street; thence North 71° 29' 43" East 80.00 feet to the point of beginning.

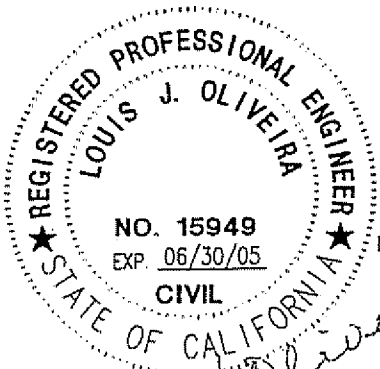


L. J. Oliveira

EXHIBIT "B"



SCALE 1"=200'



L. Oliveira

