

## **RESOLUTION NO. 2008-118**

Adopted by the Sacramento City Council

March 4, 2008

### **THE SUMMARY VACATION OF THE PORTION OF TWO ALLEYS BOUNDED BY BEAUMONT STREET, EMPRESS STREET, DIXEANNE AND EL CAMINO AVENUE, WITHIN COUNCIL DISTRICT 2, VACATION PROCEEDING NO. VAC07-020**

#### **BACKGROUND**

- A. Representing Dino Varlas of Interra-Vision Development, LLC; the owner of the property with Assessor's Parcel No. 275-0054-025, Burrell Consulting Group Inc., has requested the vacation of a portion of two alleyways 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.

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

- Section 1. Subject to the reservation below in Section 2, the public alleyways located south of El Camino Avenue between Empress and Beaumont streets within Council District 2, more specifically described in Exhibit A and Exhibit B of this resolution is hereby ordered vacated.
- Section 2. Pursuant to Streets and Highways Code Section 8306 and 8340, the City of Sacramento reserves a Public Service Easement along the vacated portions of the subject alleys which are more specifically described in Exhibit A and B of this resolution 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 subject property to be vacated.

- Section 3. The vacation of the public alleyway south of 840 El Camino Avenue within Council District 2, more specifically described in Exhibit A and Exhibit B is made pursuant to State of California Streets and Highways Code, Division 9, Part 3, Chapter 4. Pursuant to California Streets and Highways Code Section 8334, the City Council finds that the public alleyways, more specifically described in Exhibit A and Exhibit B are an excess right-of-way not required for street purposes and pursuant to California Streets and Highways Code Section 892, are not useful as a non-motorized transportation facility.
- Section 4. The City Council finds that the said vacation has been submitted to and reported on by the City's Planning Division and finds that the said vacation is consistent with the City's General Plan.
- Section 5. 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.

**Table of Contents:**

Exhibit A: Legal Description

Exhibit B: Exhibit Plat/Map

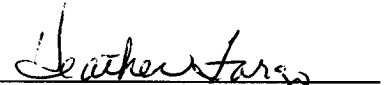
Adopted by the City of Sacramento City Council on March 4, 2008 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, Pannell, Sheedy, Tretheway, Waters, and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: Councilmember McCarty.

  
\_\_\_\_\_  
Mayor Heather Fargo

Attest:

  
\_\_\_\_\_  
Shirley Concolino, City Clerk

**EXHIBIT "A"**

A Portion of Block 42 as shown on the subdivision map entitled "Plat of North Sacramento Subdivision No. 1" filed December 15, 1910, in Book 11 of Maps at Page 26, in the office of the county recorder of Sacramento County, California.

More Particularly described as follows:

**Beginning** at the Northwest corner of Lot 7 of Block 42 of the aforesaid subdivision map, thence North 00°23'40" East, 20.00 feet to the Southwest corner of Lot 6 of Block 42 of the aforesaid subdivision map; thence South 89°36'20" East, 275.00 feet to the Southeast corner of Lot 1 of Block 42 of the aforesaid subdivision map; thence South 00°23'40" West, 20.00 feet to the Northeast corner of Lot 24 of Block 42 of aforesaid subdivision map; thence North 89°36'20" West, 127.50 feet to the Northwest corner of said Lot 24; thence South 00°23'40" West, 50.00 feet of to the Southwest corner of said Lot 24; thence North 89°36'20" West, 20.00 feet to the Southeast corner of Lot 7 of Block 42 of the aforesaid subdivision map, thence North 00°23'40" East, 50.00 feet to the Northeast corner of said Lot 7; thence North 89°36'20" West, 127.50 feet to the **Point of Beginning**.

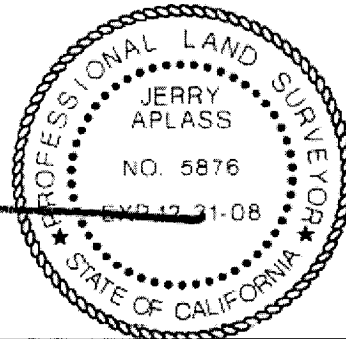
Area Contains:( 0.15 Acres ) More or Less.

THE LAND DESCRIBED HEREON IS SHOWN ON THE ATTACHED **EXHIBIT "B"** PLAT AND BY REFERENCE MADE A PART HEREOF.

**END OF DESCRIPTION**

**This Description was prepared by me or under my direction pursuant to the requirements of the Professional Land Surveyor's Act.**

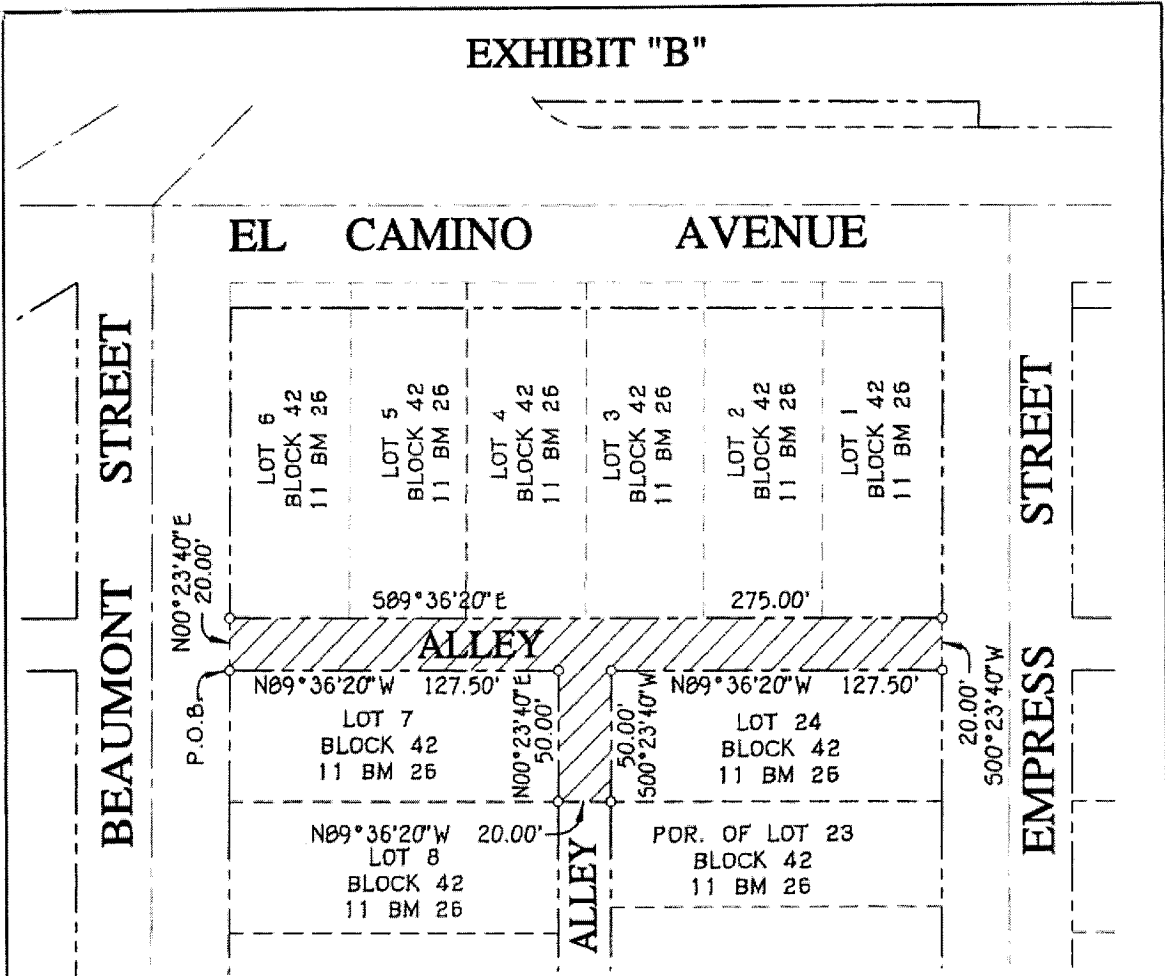
Jerry V. Aplass, L.S. 5876  
Exp. Date: December 31, 2008  
Date Prepared: September 25, 2008



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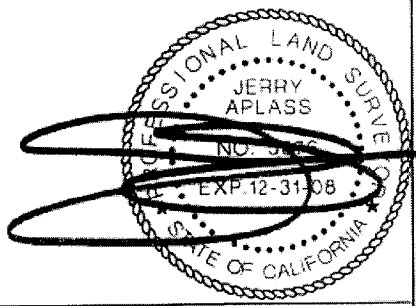
Public Road & Highway  
Easement 1212 O.R. 28

# EXHIBIT "B"



**LEGEND:**

- ALLEY AREA TO BE ABANDONED
- P.O.B. ....POINT OF BEGINNING



## ALLEY ABANDONMENT WALGREENS- SACRAMENTO, EL CAMINO AVE.

	1001 ENTERPRISE WAY, SUITE 100 ROSEVILLE, CA 95678 PH. (916) 783-8898 FAX (916) 783-8222	SCALE: 1"=60'	DATE: 9-25-07
		DRAWN BY: MJ	REVISED:
		APPROVED BY: MJ	DWG: 1620 LLM
		DESIGNED BY:	JOB NO: 1620