

# RESOLUTION NO. 85-833

Adopted by The Sacramento City Council on date of  
OCT 29 1985

RESOLUTION ADOPTING FINDINGS OF FACT AND  
APPROVING THE VACATION AND ABANDONMENT  
OF THE ALLEY AND EXCESS RIGHT-OF-WAY AT  
MARYSVILLE BOULEVARD AND HURON STREET

FOR ABANDONMENT PROCEEDING NO. 5459

WHEREAS, the City Council adopted on August 27, 1985, a Resolution of Intention to abandon and vacate the Alley and excess right-of-way at Marysville Boulevard and Huron Street, pursuant to the standards and procedures provided in the Public Streets, Highways, Service Easements Vacation law, California Streets and Highways Code S8300 et seq.

WHEREAS, the City Planning Commission on November 8, 1984, 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;

WHEREAS, notice that the City Council would consider the proposed vacation at a public hearing was given in compliance with California Streets and Highways Code Sections 8322 and 8323.

WHEREAS, a public hearing to consider the proposed vacation was held before the City Council at 7:30 P.M. on September 17, 1985 in the City Council Chambers and the City Council heard all evidence offered by any and all parties interested in the proposed vacation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. The public alley and excess right-of-way located in the City of Sacramento County of Sacramento, State of California and specifically described below are hereby ordered vacated:
  - a. BEGINNING at a point on the southeasterly corner of Lot 26 as shown on that certain plat entitled "Youngs Heights", recorded in Book 13 of Maps, Page 14 in the office of the recorder of Sacramento County, California. Thence from said point of beginning along the southwesterly right-of-way line of Lots 26 and 27 N 35° 10' 00" W 132.71 feet; thence southeasterly along the arc of a curve to the right having a radius of 25.00 feet and being subtended by a cord bearing S 53° 36' 06" E 15.81 feet, thence along a line parallel to

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said Marysville Boulevard; thence S35° 10' 00" E 117.71 feet; thence S 54° 50' 00" W 5.00 to the point of beginning. RESERVING HOWEVER, the right of entry to repair, maintain and construct sewer, water and gas pipes and aerial or underground power, telephone and other communication facilities now in place in said Streets, or which from time to time may be placed therein.

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- b. All that portion of the 15.00 foot wide Alley between Lots 26 and 27 from Marysville Boulevard to Huron Street as shown on that certain plat entitled "Youngs Heights", recorded in Book 13 of Maps, Page 14, in the office of the recorder, Sacramento County, California. RESERVING HOWEVER, the west 5 feet and the north 2 feet of the west 40 feet to repair, maintain and construct aerial or underground power, telephone and other communication facilities now in place in said Alley, or which from time to time may be placed therein.
2. The above described public (street, alley or service easement) is unnecessary for present or prospective public use in that:
    - a. It does not affect any existing tract restrictions.
    - b. Planning Commission and City Engineers have reviewed said abandonment and found that it will not interfere with the traffic flow in the area or affect the aesthetics of the neighborhood.
    - c. The parcels adjacent to the abandoned (street, alley) described above have other access and said abandonment will not create any land locked parcels.
  3. The vacation is subject to the conditions that:
    - a. The applicant shall make the following improvements to the satisfaction of the Department of Public Works: (See Attached Plan).
      1. Ditch east side of Huron Street to drain to Marysville Boulevard.
      2. Regrade and place 6" of Aggregate Base, 24 feet wide on Huron Street from Marysville Boulevard to approximately 10 feet south of said alley to be abandoned.
      3. Move existing mail boxes from corner of said alley to the south west corner of proposed Huron alignment and Marysville Boulevard; and
      4. Obtain encroachment permit for the above work from the Department of Public Works



MAYOR

ATTEST:

  
CITY CLERK

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