



4.3

DEPARTMENT OF
PUBLIC WORKS

DEVELOPMENT SERVICES

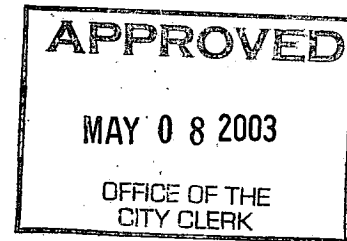
CITY OF SACRAMENTO
CALIFORNIA

Plan Check & Entitlements
1231 I Street, Room 200
Sacramento, CA 95814
PH 916-264-7995
FAX 916-264-5786

April 17, 2003

City Council
Sacramento, California

Honorable Members in Session:



SUBJECT: THE REGULAR ABANDONMENT OF A PORTION OF B STREET, BETWEEN ALHAMBRA BOULEVARD AND THE CAPITAL CITY FREEWAY, LOCATED WITHIN COUNCIL DISTRICT 3 (ABANDONMENT PROCEEDING NO. AP02-09)

LOCATION/COUNCIL DISTRICT: A portion of B Street, between Alhambra Blvd and the Capital City Freeway, located within Council District 3 (see attachment "A").

RECOMMENDATION:

This report recommends that the City Council adopt the attached resolution approving the Abandonment of a portion of B Street.

CONTACT PERSONS:

Robert T. Robinson, Supervising Surveyor, 264-8970
Cesar Narvaez, Engineering Technician, 264-7873

FOR COUNCIL MEETING OF: May 8, 2003

SUMMARY:

Tom Yancey Company is requesting the abandonment of a portion of B Street to be utilized as a drive isle for their existing storage facilities as part of their Neighborhood Storage Modernization Program.

COMMITTEE/COMMISSION:

The Planning Commission has reviewed and determined that the proposed abandonment of a portion of B Street, between Alhambra Blvd and the Capital City Freeway is consistent with the City's General Plan.

City Council

Abandonment of a portion of B Street, between Alhambra Boulevard and The Capital City

Freeway (AP02-09)

April 17, 2003

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 Street Closures (City Resolution No. 96-176) and the State of California, Streets and Highways Code (Section 8300 et seq).
- The City mailed letters to the property owners and residents within 500 feet of the abandonment. Notice of the abandonment was posted along the subject right of way on April 21, 2003 and the Public Hearing date was published in the Daily Recorder on April 24 and May 1, 2003. The Engineer's report relating additional facts of the abandonment is on file with the City Clerk's office. See attachment "B" for the time schedule for this abandonment.
- Following abandonment, the title to the subject property is cleared of the public road easement. A 40 foot wide public service easement is reserved for existing and future utilities.

FINANCIAL CONSIDERATIONS:

The applicant is responsible for all fees required to process the abandonment application and there is no cost to the City.

ENVIRONMENTAL CONSIDERATIONS:

The Planning and Building Department, Environmental Planning Services has reviewed this project and has determined that the abandonment of a portion of right of way on B Street, between Alhambra Blvd and the Capital City Freeway, is exempt from the provisions of the California Environmental Quality Act (CEQA) under Section 15305 of the CEQA Guidelines. This project consists of the minor alterations in land use limitations in areas with an average slope of less than 20%, which do not result in any changes in land use or density.

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. This abandonment is classified as a regular abandonment.
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 a street abandonment).

City Council

Abandonment of a portion of B Street, between Alhambra Boulevard and The Capital City Freeway (AP02-09)

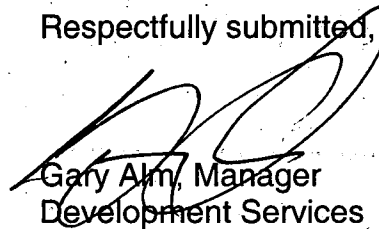
April 17, 2003

3. City policy, as stated in Resolution No. 96-176 (approved by the City Council on May 7, 1996), provides for abandonment of streets and alleys so long as there is a benefit to the community, it does not inhibit access to other properties and would be supported by the majority of the property owners.
4. The proposed abandonment is consistent with these policies.

ESBD CONSIDERATIONS:

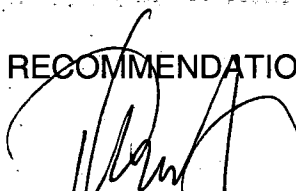
City Council adoption of the attached resolution is not affected by City policy related to the ESBD Program.

Respectfully submitted,



Gary Alm, Manager
Development Services

RECOMMENDATION APPROVED:



ROBERT P. THOMAS
City Manager

Approved:



Thomas V. Lee
Deputy City Manager

TABLE OF CONTENTS:

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- 3) Resolution approving findings of facts and Abandonment - pg. 6
- 4) Exhibit A, Legal description – pg.9
- 5) Exhibit B, area to be Abandoned – pg. 11

ATTACHMENT A

Union Pacific Railroad

Project Site



29TH ST

30TH ST

E ST

ALHAMBRA BL

B ST

C ST

D ST

32ND ST

MC KINLEY BL

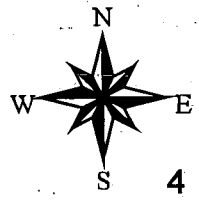
33RD ST

Mckinley Park



Department of
PUBLICWORKS
CITY OF SACRAMENTO
CESAR 011303

AP02-09 The Regular Abandonment of a Portion of B Street Between Alhambra Boulevard and the Capital City Freeway, Located within Council District 3



ATTACHMENT B

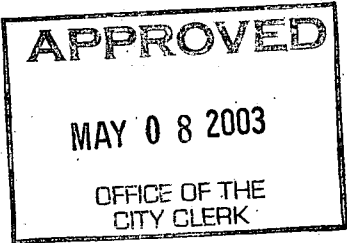
**SCHEDULE FOR THE ABANDONMENT OF A PORTION OF B STREET, BETWEEN
ALHAMBRA BOULEVARD AND THE CAPITAL CITY FREEWAY, LOCATED WITHIN
COUNCIL DISTRICT 3**

ABANDONMENT PROCEEDING NO. AP02-09

Posting on Alleys/Streets April 21, 2003

Copy of Resolution Published in Daily Recorder April 24, 2003
May 01, 2003

Public Hearing at City Council/Final Approval May 08, 2003



RESOLUTION NO. 2003-259

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

RESOLUTION ADOPTING FINDINGS OF FACT AND APPROVING THE ABANDONMENT OF A PORTION OF B STREET, BETWEEN ALHAMBRA BOULEVARD AND THE CAPITAL CITY FREEWAY, LOCATED WITHIN COUNCIL DISTRICT 3

ABANDONMENT PROCEEDING NO. AP02-09

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

- A. WHEREAS, the City received a request from the Tom Yancey Company to abandon the public street within the City of Sacramento requesting the City Council to consider abandonment of the subject public street easement; 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 Neighborhood Services and Planning and Building Departments and the Planning Commission 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. A portion of B Street, between Alhambra Blvd and the Capital City Freeway, specifically described in Exhibit "A" and shown in Exhibit "B" attached hereto, is hereby ordered abandoned subject to the conditions specified in this resolution.

Reserving however, a 40 feet wide public service easement, specifically described in Exhibit "A" and shown in Exhibit "B" (as defined is 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 portion of B Street to be abandoned, specifically described in Exhibit "A" and Shown in Exhibit "B" attached hereto.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

A map or plan of the proposed abandonment is attached as Exhibit "B" and is on file with the Department of Public Works, Development Services Division, located at 1231 I Street, Room 200.

3. The City Council finds that the above described public street is not necessary for present or prospective public use in that:
 - a. It is not necessary for through traffic circulation; The City Engineer has reviewed said abandonment and found that it will not interfere with the traffic flow in the area or affect the aesthetics of the neighborhood; and
 - b. A parcel adjacent to the abandoned portion of the public street described above has other access and said abandonment will not create any land-locked parcels; and
 - c. The street to be abandoned is not necessary or useful as a non-motorized transportation facility as defined in the Streets and Highways Code.

4. This abandonment is subject to the following conditions:
 - a. The applicant shall construct full frontage improvements along the area proposed for abandonment pursuant to 16.48.110 of the City Code to the satisfaction of the Department of Public Works.
 - b. The applicant shall conform to ADA requirements in all aspects.
 - c. The applicant shall construct a standard driveway per City Standards to the satisfaction of Department of Public Works.
 - d. All gates shall be placed 20 feet behind the right of way.
 - e. The applicant shall apply and obtain an encroachment permit from the Department of Public Works to execute the above mentioned improvements.

5. After all the conditions in paragraph 4 of this resolution have been fulfilled, 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

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

RESOLUTION NO.: _____

DATE ADOPTED: _____

Tom Yancey Storage - Sacramento, 3000 B Street
Abandonment of a Portion of B Street
Job No. 1350-00-0743
Page 1



EXHIBIT "A"

All that certain property situate in the City of Sacramento, County of Sacramento, State of California, being a portion of "B" Street per the Official Map of said city, said portion lying between 30th Street and Alhambra Boulevard, formerly 31st Street, 30th Street, and being more particularly described as follows:

Beginning at the intersection of the Southerly line of said "B" Street and the Westerly line of said Alhambra Boulevard, formerly 31st Street of said Official Map, said intersection point being the Northeasterly corner of Lot 4 of said Official Map; thence from said **POINT OF BEGINNING** along a line at right angles to the centerline of said "B" Street, North 18°31'47" East, a distance of 80.00 feet to a point lying at the intersection of the Northerly line of said "B" Street and said Westerly line of said Alhambra Boulevard, said point being the Southeasterly corner of Lot 5 of said Official Map; thence along said Northerly line of said "B" Street, North 71°28'13" West, a distance of 292.30 feet to the Southeast corner of that certain parcel of land described in the deed to the State of California recorded August 1, 1951, in Book 2080, Page 339, Official Records of said county, said point also being a point lying on the Easterly line cited as "Access Prohibited" on the state of California Right of Way Map; filed as SAC., 80, 4.4, Drawing Number, 2 of 4, records of District 3, State of California Department of Transportation; thence, Southwesterly thereon South 30°37'00" West, a distance of 81.81 feet, more or less, to a point lying on the Southerly line of said "B" Street from which the Northwesterly corner of Lot 1 of said Official Map lies 13.78 feet distant; thence along said Southerly line of said "B" Street, South 71°28'13" East, a distance of 309.44 feet to said point of beginning.

RESERVING therefrom the following described public service easement of the following described parcel:

All that certain property situate in the City of Sacramento, County of Sacramento, State of California, being a portion of "B" Street per the Official Map of said city, said portion lying between 30th Street and Alhambra Boulevard, formerly 31st Street, 30th Street, and being more particularly described as follows:

COMMENCING at the intersection of the Southerly line of said "B" Street and the Westerly line of said Alhambra Boulevard, formerly 31st Street of said Official Map, said intersection point being the Northeasterly corner of Lot 4 of said Official Map; thence along a line at right angles to the centerline of said "B" Street, North 18°31'47" East, a distance of 20.00 feet to a line parallel with and lying 20.00 feet Southerly, measured at right angles, of the centerline of said "B" Street, said point being the **POINT OF BEGINNING**; thence from said **POINT OF BEGINNING** along said

Land Surveying
Civil Engineering

1001 Enterprise Way, Suite 100
Roseville, CA 95678

(916) 783-8898
Fax (916) 783-8222

Site Design/Planning
Email: office@burrellengineering.com

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

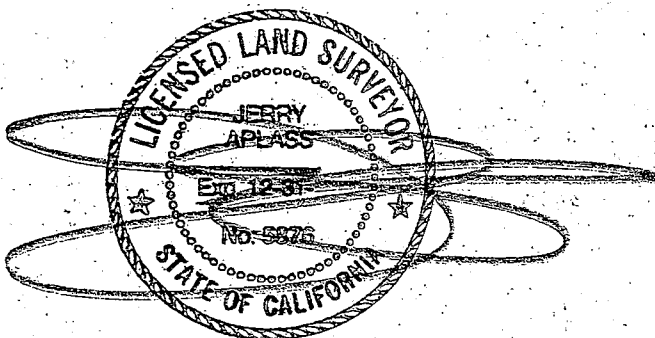
DATE ADOPTED: _____

Tom Yancey Storage - Sacramento, 3000 B Street
Abandonment of a Portion of B Street
Job No. 1350-00-0743
Page 2

parallel line North 71°28'13" West 300.04 feet to a line parallel with and lying 5.00 feet Easterly, measured at right angles, of the Easterly line of that certain parcel of land described in the deed to the State of California recorded August 1, 1951, in Book 2080, Page 339, Official Records of said county; thence along said parallel line South 30°37'00" West 20.42 feet to the Southerly of "B" Street; thence along the said Southerly line of said "B" Street North 71°28'13" West 5.11 feet to a point from which the Northwesterly corner of Lot 1 of said Official Map lies 13.78 feet distant, said point also being a point lying on the easterly line cited as "Access Prohibited" on the state of California Right of Way Map, filed as SAC., 80, 4.4, Drawing Number 2 of 4, records of District 3, State of California Department of Transportation; thence, Northeasterly thereon North 30°37'00" East, a distance of 61.33 feet to a line parallel with and lying 20.00 feet Northerly, measured at right angles, from said centerline of said "B" Street; thence along said parallel line South 71°28'13" East, a distance of 296.59 feet to a point on the Westerly line of said Alhambra Boulevard; thence along said Westerly line of said Alhambra Boulevard South 18°31'47" West 40.00 feet to said POINT OF BEGINNING.

Containing 0.28 acres of land, more or less.

END OF DESCRIPTION



Written by: Jerry A. Plass, P.E., P.L.S.

Date: November 8, 2002

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FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____



**BURRELL
CONSULTING
GROUP, INC.**

1001 ENTERPRISE WAY, SUITE 100
ROSEVILLE, CA 95678
(916) 783-8898

SCALE: 1"=80'

DRAWN BY: LDB

APPROVED BY: JVA

DESIGNED BY:

DATE: 11/8/2

REVISED:

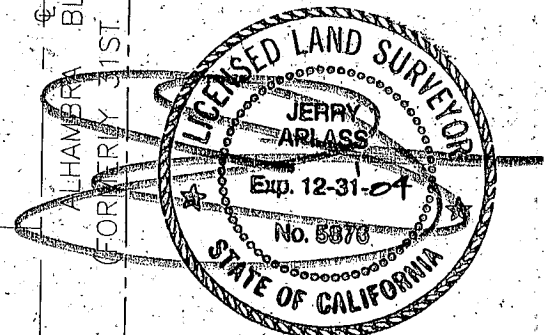
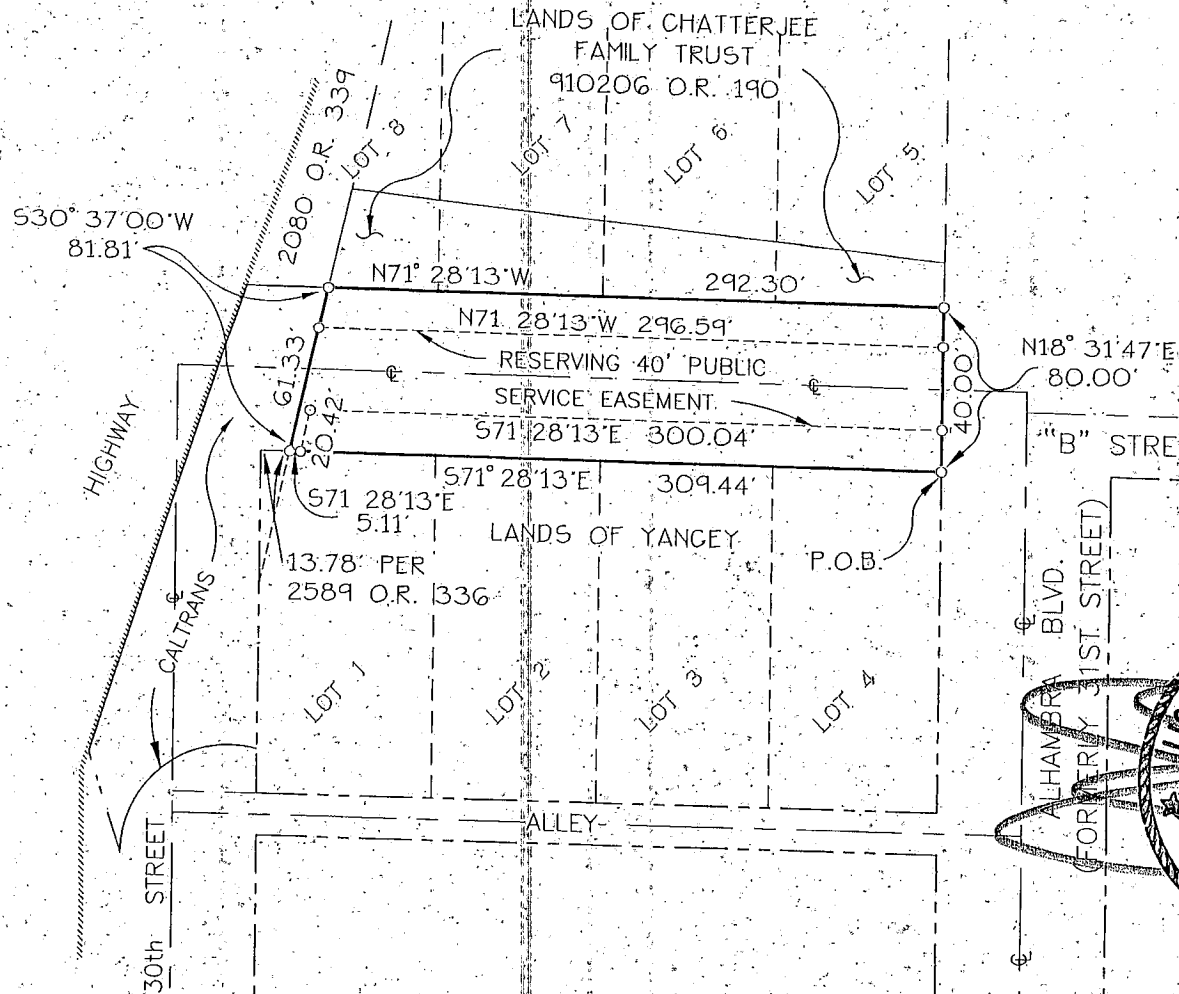
DWG: 1350EHB3.DWG

JOB NO.: 1350-00-0743

EXHIBIT "B"



TOM YANCEY STORAGE
PORTION OF "B" STREET ABANDONMENT



FOR CITY CLERK USE ONLY

RESOLUTION NO.:

DATE ADOPTED: