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# CITY OF SACRAMENTO

January 8th, 1980

CITY MANAGER'S OFFICE  
**RECEIVED**  
JAN 2 1980

REAL ESTATE AND STREET ASSESSMENTS DIVISION  
915 I STREET  
CITY HALL ROOM 207

SACRAMENTO, CALIFORNIA 95814  
TELEPHONE (916) 449-5626

IRVIN E. MORAES  
REAL ESTATE SUPERVISOR

City Council  
Sacramento, California

Honorable Members In Session:

SUBJECT: Hearing on Abandonment, Alley in the Block Bounded  
By North Avenue, I-880 and Pinell Street, Improve-  
ment Proceeding No. 5053

BACKGROUND INFORMATION

On December 18th, 1979, the City Council adopted its Resolution of Intention to abandon the Alley in the Block bounded by North Avenue, Interstate 880 and Pinell Street, subject to reservation of an easement for public utilities.

The abandoned Alley is to be utilized to better develop the property. Attached is the Engineer's Report in the matter of said abandonment.

The City Clerk advises that no protests have been received.

RECOMMENDATION

It is recommended that the Hearing be closed and the Resolution Vacating this Public Easement be adopted.

Respectfully submitted,

*John J. Varizzo*  
R. H. Parker  
City Engineer

Recommendation Approved

*William H. Edgar*

*W* R. H. Parker  
City Engineer

RHP:CGP:bd  
Attachment  
Fiel # 5053

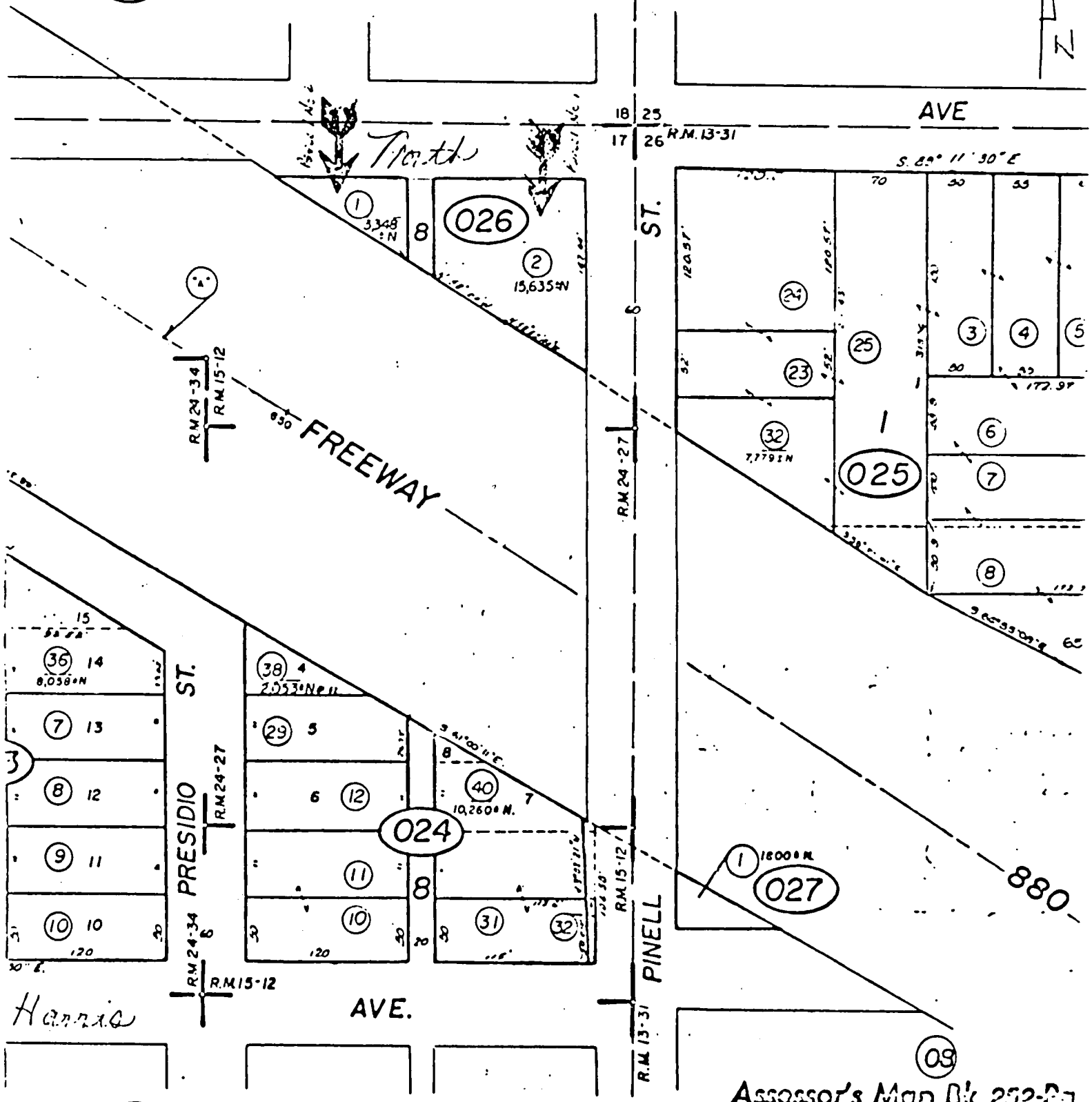
**APPROVED**  
BY THE CITY COUNCIL

January 8th, 1980  
JAN DISTRICT NO. 2

OFFICE OF THE  
CITY CLERK

252-026-01

Bk  
238



NOTE—Assessor's Block Numbers Shown In Ellipses.  
Assessor's Parcel Numbers Shown In Circles.

Assessor's Map Bk. 252-Pg.  
County of Sacramento, Ca



75



# CITY OF SACRAMENTO

December 18th, 1979

REAL ESTATE AND STREET ASSESSMENTS DIVISION  
915 I STREET  
CITY HALL ROOM 207

SACRAMENTO, CALIFORNIA 95811  
TELEPHONE (916) 449-3621

CITY MANAGER'S OFFICE

**RECEIVED**

IRVIN E. MORAES  
REAL ESTATE SUPERVISOR

DEC 13 1979

City Council  
Sacramento, California

Honorable Members In Session:

SUBJECT: Abandonment of the Alley in the Block Bounded By  
North Avenue, I-880 and Pinell Street, Improvement  
Proceeding No. 5053

BACKGROUND INFORMATION

A request has been received from Mr. and Mrs. James P. McLaughlan to abandon the above named Alley. The McLaughlans own the property on both sides of the Alley and are requesting the abandonment in order to better develop their property. The various utility companies have no objection to the abandonment as long as an easement is retained for the various installations now in place.

The Planning Commission has found that the proposed abandonment is in conformance with the 1974 General Plan and the 1965 Del Paso Heights Community Plan, thereby approving said abandonment.

FINANCIAL DATA

There is no expense or income to the City.

RECOMMENDATION

It is recommended that the attached Resolution of Intention to abandon said Alley be adopted, which sets a Hearing for January 8th, 1980.

Respectfully submitted,

R. H. Parker  
City Engineer

Recommendation Approved

Walter J. Slipes  
City Manager

RHP:CGP:bd  
Attachment  
File # 5053

**APPROVED**  
BY THE CITY COUNCIL

DEC 18 1979

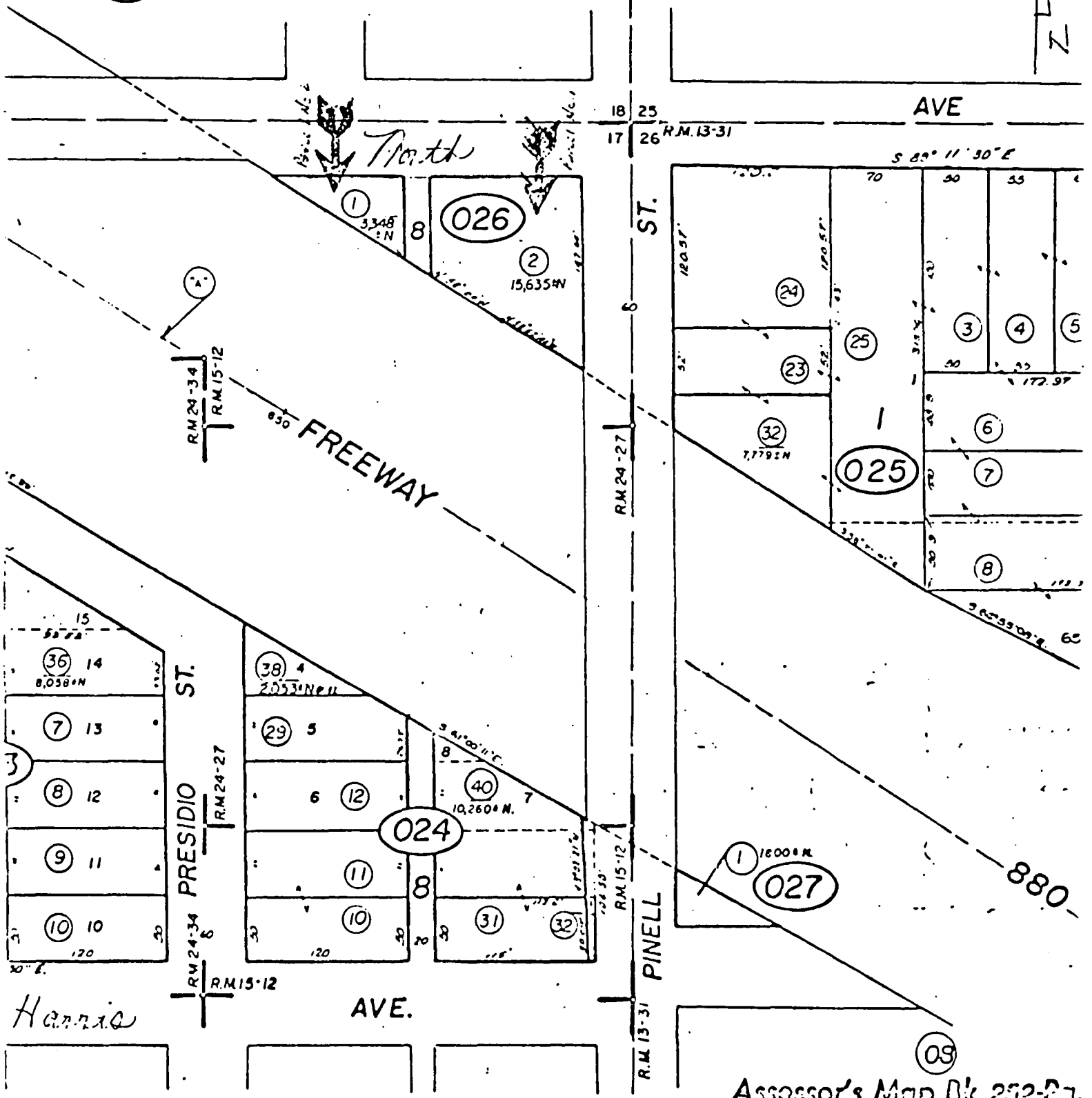
OFFICE OF THE  
CITY CLERK

HR9 1-8-80

December 18th, 1979  
DISTRICT NO. 2

252 026-01

Bk  
238



NOTE—Assessor's Block Numbers Shown In Ellipses.  
Assessor's Parcel Numbers Shown In Circles.

Assessor's Map Bk. 252-Pg.  
County of Sacramento, Ca



RESOLUTION OF INTENTION

NO. 5053

WHEREAS, in the opinion of the City Council of the City of Sacramento, the public interest and convenience require the abandonment of the following described public right of way as provided under the Street Vacation Act of 1941, Streets and Highways Code of the State of California;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Sacramento hereby declares its intention to abandon and vacate the following described public right of way in the City of Sacramento described as follows:

All that portion of the Alley in the Block bounded by North Avenue, Interstate 880 and Pinell Street, described as follows: From the Southerly right of way line of North Avenue to the Northerly right of way line of Interstate 880. 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 Alley, or which from time to time may be placed therein. All proceedings in connection with the aforesaid abandonment are to be taken subject to such reservations and exceptions.

BE IT FURTHER RESOLVED AND ORDERED that on the 8th day of January, 1980, at the hour of 7:30 o'clock P. M. in the Council Chambers of the City Council of the City of Sacramento, on I Street between 9th and 10th Streets in said City, be, and the same is hereby fixed as the time and place for the hearing on the proposed abandonment of said public right of way.

BE IT FURTHER RESOLVED That the City Clerk be directed to publish notice of hearing of the proposed abandonment of said public right of way in the Sacramento Union, a daily newspaper, as required by law, and that said notice be posted along the right of way to be abandoned in accordance with the provisions of the Street Vacation Act of 1941, Sections 8300 to 8324, Streets and Highways Code of the State of California.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO THIS 18TH DAY OF DECEMBER, 1979.

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MAYOR

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CITY CLERK

Run Twice: December 21st & 22nd

APPROVED  
BY THE CITY COUNCIL

DEC 18 1979

OFFICE OF THE  
CITY CLERK

RESOLUTION NO. 5053

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF  
JANUARY 8TH, 1980

VACATING PUBLIC EASEMENT PURSUANT TO THE  
STREET VACATION ACT OF 1941 OF STREETS AND  
HIGHWAYS CODE OF THE STATE OF CALIFORNIA

WHEREAS, a petition has been filed with the City Council of the City of Sacramento requesting vacation of the public alley hereinafter described by vacating the Alley in the Block Bounded By North Avenue, Interstate 880 and Pinell Street.

WHEREAS, this Council did fix the 8th day of January, 1980, at the hour of 7:30 o'clock P. M. of said day, in the Council Chambers of the City Council of the City of Sacramento in the City Hall on I Street between 9th and 10th Streets of said City, as the time and place for hearing said petition and did give due notice thereof as required pursuant to the Street Vacation Act of 1941 of the Streets and Highways Code of the State of California; and

WHEREAS, the said City Council has adopted a Resolution of Intention to vacate the Alley hereinafter described pursuant to Resolution of Intention No. 5053, adopted by the City Council on December 18th, 1979; and

WHEREAS, said City Council did hear the evidence offered by any and all parties interested in said petition; and

WHEREAS, said vacation is declared after due proceedings had therefor according to law and the finding by the City Council which is hereby made, that said Alley is unnecessary for present or prospective use.

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

**APPROVED**  
BY THE CITY COUNCIL

JAN 8 1980

OFFICE OF THE  
CITY CLERK

That this Council has heretofore adopted it's Engineer's Report and the same is attached hereto and marked Exhibit "A" and incorporated by reference herein.

That the hereinafter described public easement in the City of Sacramento, County of Sacramento, State of California, be, and the same is hereby ordered vacated:

All that portion of the Alley in the Block bounded by North Avenue, Interstate 880 and Pinell Street, described as follows: From the Southerly right of way line of North Avenue to the Northerly right of way line of Interstate 880. 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 Alley, or which from time to time may be placed therein. All proceedings in connection with the aforesaid abandonment are to be taken subject to such reservations and exceptions.

IT IS FURTHER ORDERED that a copy of this order, attested by the Clerk of this Council, be recorded in the office of the Recorder of the County of Sacramento.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO  
THIS 8TH DAY OF JANUARY, 1980.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

EXHIBIT "A"  
January 8th, 1980  
CITY COUNCIL OF THE CITY OF SACRAMENTO

In the Matter of Improvement )  
Proceeding No. 5053, Abandon- )  
ment of the Alley in the Block ) ENGINEER'S REPORT  
Bounded By North Avenue, Inter- )  
state 880 and Pinell Street )

A Public Hearing is scheduled for this date pertaining to the proposed abandonment of the Alley in the Block Bounded By North Avenue, Interstate 880 and Pinell Street.

This proposed abandonment has been undertaken due to the following facts:

1. A request from the owners of the abutting property was presented to Council on December 18th, 1979.
2. That on December 18th, 1979, the City Engineer presented to the Council the Resolution of Intention for said abandonment, for approval. On that date, the Council did approve said Resolution of Intention, which set a Hearing date on the abandonment for this date.
3. That on December 21st and 22nd, 1979, the Notice of Abandonment was published in the Sacramento Union and that on December 27, 1979, said Notice was posted along the Alley proposed to be abandoned.
4. The purpose of this abandonment is to enable the property owners to better develop their property.
5. It is my opinion that said abandonment will not affect the traffic circulation or aesthetics of the neighborhood.

Executed this 8th day of January, 1980.

  
R. H. PARKER  
CITY ENGINEER