

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, APPROVING THE SUMMARY  
VACATION OF A PORTION OF THE PUBLIC STREET  
EASEMENT NORTH OF THE NORTH RIVERSIDE DRIVE  
AND WEST PALO ALTO AVENUE INTERSECTION

WHEREAS, the Council has elected to proceed under the provisions of the Public Streets, Highways, and Service Easements Vacation Law (Division 9, Part 3 of the California Streets and Highways Code), and specifically Chapter 4 (commencing with Section 8330) thereof, to vacate a portion of the public street easement north of the North Riverside Drive and West Palo Alto Avenue intersection; and

WHEREAS, Paseo Point Investments LLC, a California limited liability company, is requesting the vacation of a portion of the public street easement north of the North Riverside Drive and West Palo Alto Avenue intersection, as shown and described in Exhibits "A" & "B" and incorporated in this Resolution; and

WHEREAS the purpose of the vacation is to eliminate excessive public street right of way and accommodate the development of the adjacent property; and

WHEREAS, the Public Works Department, other City departments and utility agencies have reviewed this proposal and have approved the vacation with no conditions after determining that there are no public utility facilities and no public improvements within the area proposed for vacation as shown and described in Exhibits "A" & "B"; and

WHEREAS, the Traffic and Engineering Services Division has further determined that the area proposed for vacation as shown and described on the attached Exhibits "A" & "B", which is attached and incorporated in this Resolution, is unnecessary for present

1 of 3

Date Adopted:  
Date Approved:  
Effective Date:  
City Attorney Approval:



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or prospective public street purposes; and

WHEREAS, this action is being taken pursuant to the provisions of the Public Streets, Highways, and Service Easements Vacation Law (Cal. Sts. & Hy. Code §§ 8300-8363).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The Council finds from all the evidence submitted for the vacation of a portion of the public street easement north of the North Riverside Drive and West Palo Alto Avenue intersection, as shown and described in Exhibits "A" & "B", that the identified portion of the easement is unnecessary for present and prospective public street purposes.

2. From and after the date this resolution is recorded, that portion of the public street easement north of the North Riverside Drive and West Palo Alto Avenue intersection, as shown on the attached exhibits shall no longer constitute a public street easement.

4. The City Clerk shall certify to the passage of this Resolution and shall file a certified copy, attested by the City Clerk under the seal of the City, in the Office of the City Clerk.

5. This vacation shall become effective on the date this resolution is recorded.

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Exhibit "A"

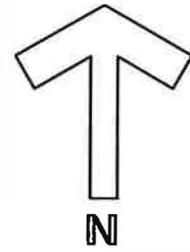
That portion of the Northwest Quarter of Section 4, Township 13 South, Range 19 East, Mount Diablo Base and Meridian, describes as follows:

Commencing at the Northeast corner of said Northwest Quarter; thence South  $00^{\circ}25'48''$  West, along the East line of said Northwest Quarter, a distance of 1,305.64 feet to the intersection of the centerline of West Palo Alto Avenue, lying 35.00 feet South of the South line of Lots 276 and 277 of J.C. Forkner Fig Gardens Subdivision No. 3, recorded in Volume 8 of Plats, at page 79, Fresno County Records; thence South  $89^{\circ}54'28''$  West, along said centerline, a distance of 30.00 feet to the intersection with the Southerly prolongation of the East line of said Lot 277, being the TRUE POINT OF BEGINNING; thence North  $00^{\circ}25'48''$  East, a distance of 35.00 feet; thence South  $89^{\circ}54'28''$  West, a distance of 67.17 feet; thence South  $40^{\circ}30'12''$  East, a distance of 25.83 feet; thence South  $34^{\circ}51'55''$  East, a distance of 15.97 feet; thence Southeasterly along a tangent curve, concave Northeasterly, having a radius of 40.00 feet; through a central angle of  $03^{\circ}58'10''$ , an arc distance of 2.77 feet to the intersection with said centerline of West Palo Alto Avenue; thence North  $89^{\circ}54'28''$  East, a distance of 39.35 feet to the TRUE POINT OF BEGINNING

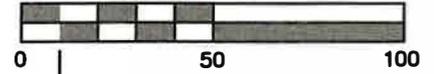


# EXHIBIT "B"

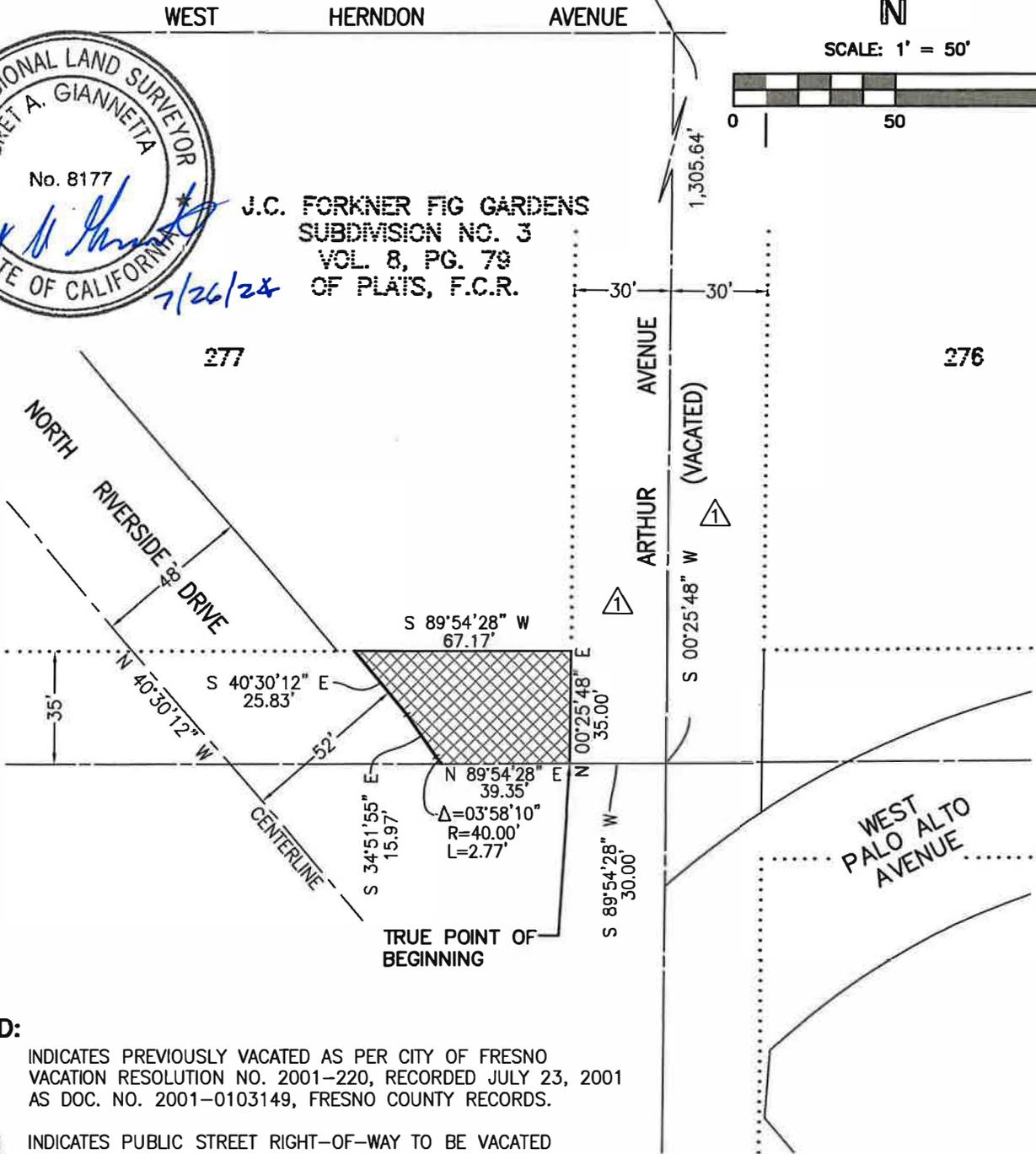
POINT OF COMMENCEMENT  
 POSITION OF THE NORTHEAST CORNER OF THE NORTHWEST  
 QUARTER OF SECTION 4, T 13 S, R 19 E, M.D.B.& M.



SCALE: 1' = 50'



J.C. FORKNER FIG GARDENS  
 SUBDIVISION NO. 3  
 VOL. 8, PG. 79  
 OF PLATS, F.C.R.



**LEGEND:**



INDICATES PREVIOUSLY VACATED AS PER CITY OF FRESNO  
 VACATION RESOLUTION NO. 2001-220, RECORDED JULY 23, 2001  
 AS DOC. NO. 2001-0103149, FRESNO COUNTY RECORDS.



INDICATES PUBLIC STREET RIGHT-OF-WAY TO BE VACATED  
 (CONTAINS AN AREA OF 1,842± SF)

DATE: 7/26/24

REF. & REV. PWF# 13370	CITY OF FRESNO DEPARTMENT OF PUBLIC WORKS		DR. BY: B. GIANNETTA CH BY: DATE: SCALE: AS NOTED	SHEET NO. 1 OF 1 SHEET
	A PORTION OF THE NORTHWEST QUARTER OF SECTION 4, T 13 S, R 19 E, M.D.B.& M. TO BE VACATED			