

RESOLUTION OF INTENT NO. 1122-D

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, TO VACATE A PORTION OF NORTH THORNE AVENUE, SOUTH OF WEST BELMONT AVENUE

WHEREAS, it is the intention of the Council of the City of Fresno, State of California (the "City"), to order the vacation of a portion of North Thorne Avenue, south of West Belmont Avenue; and

WHEREAS, the area proposed for vacation as described in Exhibit "A" and as shown in Exhibit "B", said exhibit is incorporated herein by reference and on file in the Office of the City Clerk of the City at Fresno City Hall, 2600 Fresno Street, Fresno, California, 93721; and

WHEREAS, Calaveras, Inc. is requesting the proposed vacation; and

WHEREAS, the purpose of the vacation is to accommodate ingress and egress to the property, as well as, onsite traffic circulation impacted by the construction of the California High Speed Rail; and

WHEREAS, the Traffic and Engineering Services Division, other City departments and utility agencies have reviewed the proposed vacation and determined that the public right-of-way easement proposed for vacation as described in Exhibit "A" and as shown in Exhibit "B" is unnecessary for present or prospective public street subject to the reservation of a public utility easement over the entire area proposed for vacation and subject to the conditions listed .

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

1 of 3

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

Resolution No.

1. The hour of 10:00 a.m. on March 22, 2018, in the Council Chambers in Fresno City Hall, 2600 Fresno Street, Fresno 93721, is hereby fixed as the time and place when and where all persons interested in or objecting to the proposed vacation may appear before the Council and be heard in relation thereto.

2. The Council elects to proceed under the provisions of Chapter 3, commencing with Section 8320, of the Public Streets, Highways, and Service Easements Vacation Law of the State of California (California Street and Highways Code Sections 8300 et seq.).

3. The Public Works Director of the City is directed to cause notices of the proposed vacation to be published and posted for the time and in the manner prescribed by the provisions of Sections 8322 and 8323 of the California Streets and Highways Code.

4. The Council preliminarily determines that a portion of the public street and utility proposed to be vacated is useful as a multi-purpose trail as shown on the attached Vacation Exhibit under applicable general, specific, or community plans and policies. If the Council does not rescind such preliminary determination, based on evidence or public testimony presented to it, orally or in writing, at or before the March 8, 2018, hearing, the Council may proceed to make a final determination, at the public hearing, that the public street be vacated as provided herein

////

////

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2018.

AYES :
NOES :
ABSENT :
ABSTAIN :

YVONNE SPENCE, MMC, CRM
City Clerk

BY: _____
Deputy

APPROVED AS TO FORM:

DOUGLAS T. SLOAN
CITY ATTORNEY'S OFFICE

BY: _____
John Hastrup
Deputy

Attachment: Vacation Exhibit
PW File No. 12247

EXHIBIT A

LEGAL DESCRIPTION THORNE AVENUE VACATION

That portion of North Thorne Avenue situated in the north half of the northwest quarter of the northeast quarter of Section 5, Township 14 South, Range 20 East, Mount Diablo Base and Meridian, situate in the City of Fresno, State of California, being more particularly described as follows:

Beginning at a point on the east line of North Thorne Avenue, said point also being the southwest corner of Lot 17 of Block 1 of the Plat of "The American Addition to Fresno City", recorded in Book 1 of Plats, at Page 35, Official Records of Fresno County, thence

1. North 00° 13' 20" West, along said east line of North Thorne Avenue, a distance of 258.98 feet, thence leaving said east line
2. North 42° 47' 06" West, a distance of 71.39 feet to the east line of the previously vacated portion of North Thorne Avenue per Resolution No. 94-222, recorded as Document No. 2005-0171421, Official Records of Fresno County, thence
3. South 00° 44' 39" East, along said east line, a distance of 311.60 feet to the intersection with the easterly prolongation of the north line of West Franklin Avenue, thence
4. North 89° 45' 00" East, along said easterly prolongation, a distance of 45.45 feet to the Point of Beginning.

Containing an area of 13,334 square feet, more or less.

END OF DESCRIPTION



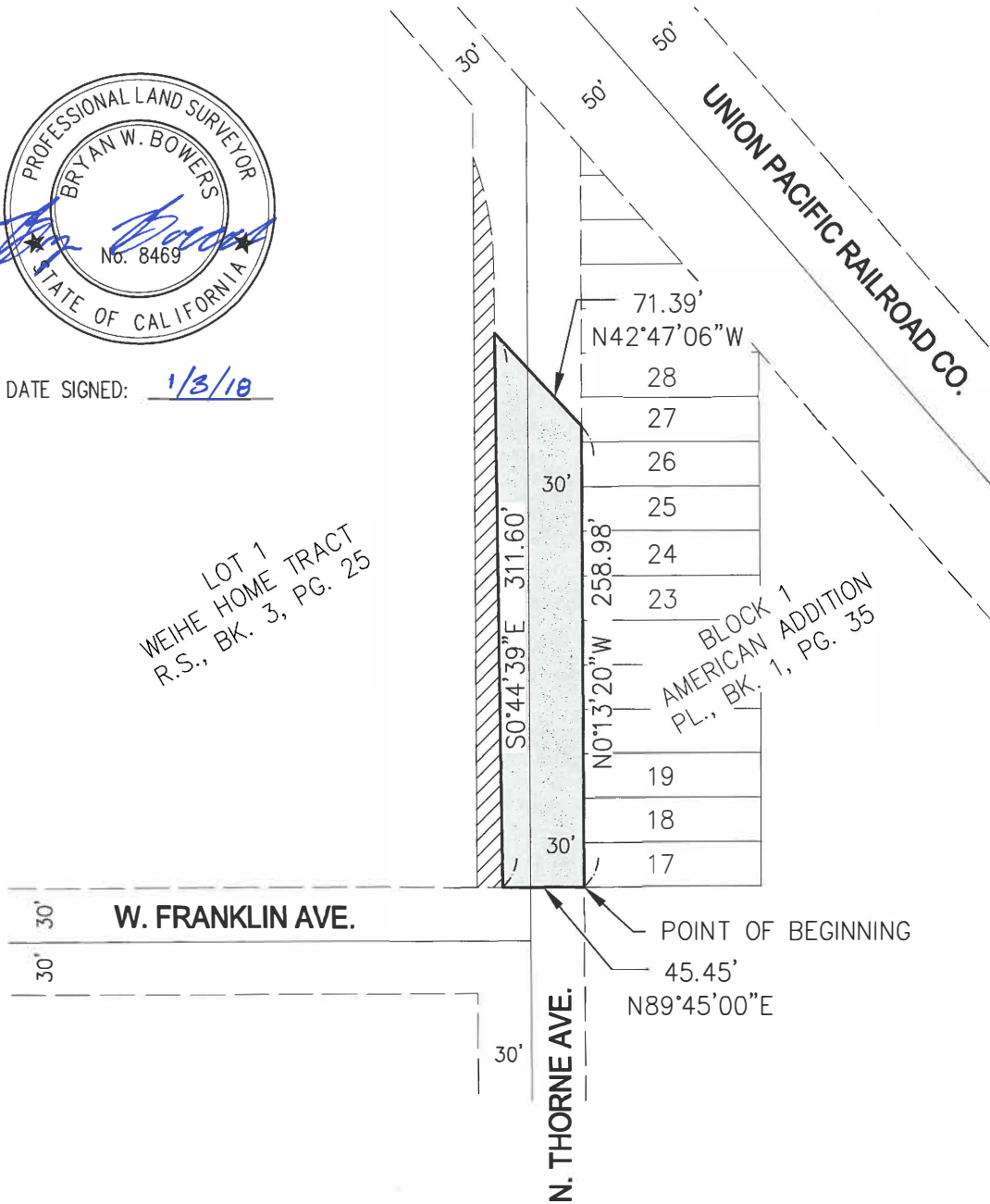
Date
Signed 1/3/18



DATE SIGNED: 1/3/18

LOT 1
WEIHE HOME TRACT
R.S., BK. 3, PG. 25

BLOCK 1
AMERICAN ADDITION
PL., BK. 1, PG. 35



LEGEND



INDICATES PORTION OF NORTH THORNE AVENUE TO BE VACATED.



INDICATES PORTION OF NORTH THORNE AVENUE PREVIOUSLY VACATED PER RESOLUTION NO. 94-222, RECORDED AS DOCUMENT NO. 2005-0171421, OFFICIAL RECORDS OF FRESNO COUNTY.



SCALE IN FEET

