

RESOLUTION OF INTENT NUMBER 1162-D

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA OF INTENTION TO VACATE TWO PORTIONS OF CITY-OWNED RIGHT OF WAY LOCATED AT THE EASTERN INTERSECTION OF TUOLUMNE STREET AND FULTON STREET, AND THE SOUTHERN INTERSECTION OF TUOLUMNE STREET AND VAN NESS AVENUE.

WHEREAS, it is the intention of the Council of the City of Fresno, State of California (the city), to order the vacation of two portions of City-owned right of way located at the eastern intersection of Tuolumne Street and Fulton Street, and the southern intersection of Tuolumne Street and Van Ness Avenue; and

WHEREAS, the area proposed for vacation is as described in Exhibit A and as shown on Exhibit B, 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, Housing Authority of the City of Fresno, California, a public body corporate and politic is requesting the proposed vacation; and

WHEREAS, the purpose of this proposed vacation is to accommodate the construction of mixed-income housing as well as additional parking and commercial/retail uses with Zone Clearance Application Number. P24-03984; and

WHEREAS, the Traffic and Engineering Services Division, other City departments and utility agencies have reviewed the proposed vacation and determined that the public street right-of-way proposed for vacation as described in Exhibit A and as shown on Exhibit B is unnecessary for present or prospective public street purposes, subject to a reservation of a public utility easement as shown in Exhibit C, and Conditions of Approval

as listed in Exhibit D, said exhibits are 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.

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

1. The hour of 9:15 a.m. on May 7, 2026, 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 the public street proposed to be vacated is not useful as a bicycle path or route 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 May 7, 2026, 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, AMY ALLER, 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 _____ 2026.

AYES :
NOES :
ABSENT :
ABSTAIN :

AMY K. ALLER,
City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
ANDREW JANZ
City Attorney

By: _____
Brent Richardson Date
Deputy City Attorney

Attachments:
Exhibit A – Street Easement Vacation Legal Description
Exhibit B – Street Easement Vacation Map
Exhibit C – Reserved Public Utility Easement
Exhibit D – Condition of Approval

PW File No. 13345

EXHIBIT "A"
Sheet 1 of 2

LEGAL DESCRIPTION

Tuolumne Diverter Vacation

Those portions of land granted to the City of Fresno per Grant Deeds recorded April 26, 1972 in Book 6016, Page 135 as Document Number 37305 and in Book 6016, Page 139 as Document Number 37306, Official Records of Fresno County, situated in Block 86 of the Town (now City) of Fresno, according to the map thereof recorded in Volume 1 of Plats at Page 2, Fresno County Records, described as follows:

Area 1

BEGINNING at the most Westerly corner of Lot 32 of said Block 86; thence along the Northwesternly line of said Lot 32, North 49°00'05" East, 149.94 feet to the most Northerly corner of said Lot 32; thence along the Northeasterly lines of Lots 32, 31, and the Southerly prolongation thereof, South 89°56'24" West, 91.69 feet to the beginning of a non-tangent curve concave to the Southeast having a radius of 204.00 feet and to which said beginning a radial line bears North 36°50'42" West; thence Southwesterly, 14.71 feet along said non-tangent curve through a central angle of 4°07'54"; thence South 48°00'05" West, 135.23 feet to the Southwesterly line of Lot 30; thence along the Southwesterly lines of Lots 32, 31, and Southerly prolongation thereof, North 40°59'09" West, 56.06 feet to the point of **BEGINNING**.

Containing an area of 8,413 square feet more or less

Area 2

BEGINNING at the most Northerly corner of Lot 1 of said Block 86; thence along the Northeasterly lines of Lots 1 through 8 and the Southerly prolongation thereof, South 40°57'53" East, 203.41 feet to the beginning of a non-tangent curve concave to the Southwest having a radius of 70.00 feet and to which said beginning a radial line bears North 49°02'07" East, thence Northwesternly, 59.83 feet along said non-tangent curve through a central angle of 48°58'30"; thence North 89°56'24" West, 91.69 feet to the beginning of a tangent curve concave to the Southeast having a radius of 30.00 feet; thence Westerly and Southwesterly, 68.61 feet along said tangent curve through a central angle of 131°02'08" to a point on a line parallel with and being 7.00 feet Northerly of the Southwesterly lines of Lots 16 through 6 and the Northerly prolongation thereof of said Block 86; thence South 40°58'31" East along said parallel line, 286.99 feet to the Southeasterly line of Lot 16 of said Block 86; thence South 49°00'18" West along said Southeasterly line of Lot 16, 7.00 feet to the Most Southerly corner of said Lot 16; thence North 40°58'31" West along the Southwesterly lines of Lots 16 through 4 and the Northerly prolongation thereof, 332.04 feet to the beginning of a non-tangent curve concave to the Southeast having a radius of 58.00 feet and to which said beginning a radial line bears North 81°54'29" West; thence Northeasterly, 6.61 feet along said non-tangent curve through a central angle of 6°31'46"; thence North 11°12'31" West, 0.79 feet; thence South 76°34'55" West, 6.34

EXHIBIT "A"
Sheet 2 of 2

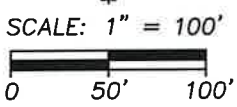
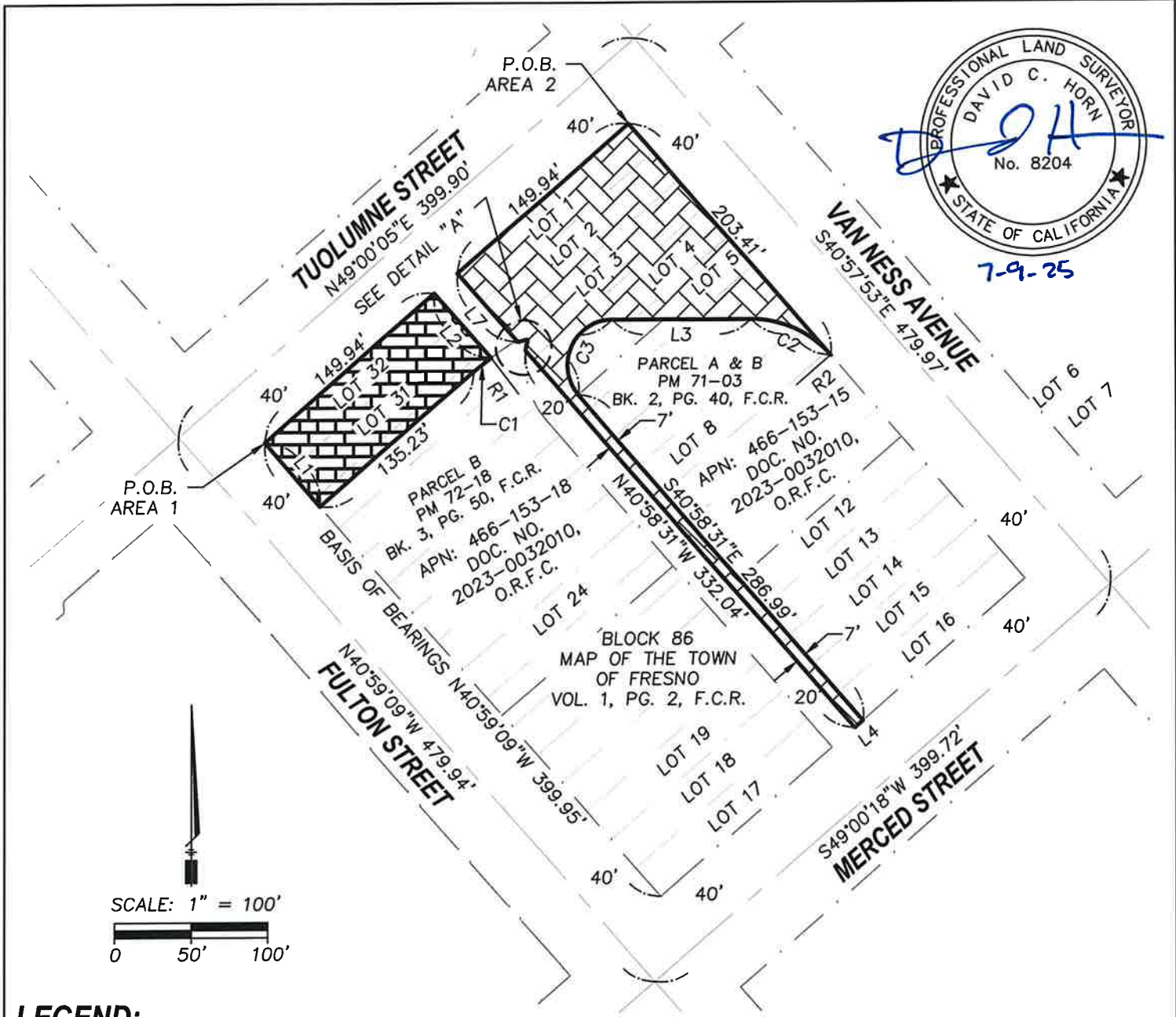
feet to the Southwesterly line of Lot 3 of said Block 86; thence North $40^{\circ}58'31''$ West along the Southwesterly lines of Lots 1, 2, and Southerly prolongation thereof, 60.26 feet to the Most Westerly corner of said Lot 1; thence North $49^{\circ}00'05''$ East along the Northwesterly line of said Lot 1, 149.94 feet to the point of **BEGINNING**.

Containing an area of 19,487 square feet more or less.

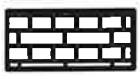




7-9-25



LEGEND:



AREA PREVIOUSLY GRANTED TO THE CITY OF FRESNO PER BOOK 6016, PAGE 135 OF DEEDS TO BE VACATED TO THE FRESNO CITY HOUSING AUTHORITY. AREA 1 = 8,413± S.F.




AREA PREVIOUSLY GRANTED TO THE CITY OF FRESNO PER BOOK 6016, PAGE 139 OF DEEDS TO BE VACATED TO THE FRESNO CITY HOUSING AUTHORITY. AREA 2 = 19,487± S.F.

- — — — — EXISTING CENTER LINE
- — — — — EXISTING RIGHT-OF-WAY/PROPERTY LINE
- F.C.R. FRESNO COUNTY RECORDS
- O.R.F.C. OFFICIAL RECORDS FRESNO COUNTY
- P.O.B. POINT OF BEGINNING

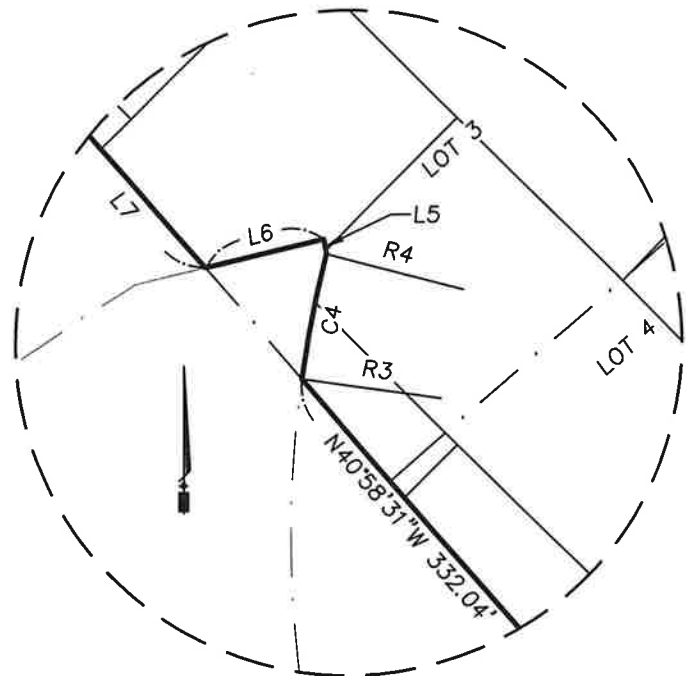
BASIS OF BEARINGS:

THE GEODETIC OBSERVATION OF THE SOUTHWEST LINE OF THE LOTS 17 THROUGH 32 IN BLOCK 86 OF THE MAP OF THE TOWN OF FRESNO, RECORDED IN VOL. 1 OF PLATS AT PAGE 2 FRESNO COUNTY RECORDS AND LOCATED IN SECTION 4, TOWNSHIP 14 SOUTH, RANGE 20 EAST, MOUNT DIABLO BASE AND MERIDIAN. TAKEN TO BE NORTH 40°59'09" WEST.

CITY OF FRESNO	DEPARTMENT OF PUBLIC WORKS AND PLANNING								
 <p>Yamabe & Horn Engineering, Inc. CIVIL ENGINEERS • LAND SURVEYORS <small>2985 N. BURL AVENUE SUITE 101 FRESNO, CA 93727 TEL: (559) 244-3123 WEBSITE: YANDHENG.COM</small></p>	<p>EXHIBIT "B"</p> <p>PUBLIC STREET RIGHT-OF-WAY TO BE VACATED AND GRANTED TO THE FRESNO CITY HOUSING AUTHORITY</p>								
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Dr. By: <u>JA</u></td> <td style="width: 50%;">YH Job No. <u>22-339</u></td> </tr> <tr> <td>Ch. By: <u>RW</u></td> <td>F.B. No. _____</td> </tr> <tr> <td>Date: <u>12/15/2023</u></td> <td>Sheet No. <u>1</u></td> </tr> <tr> <td>Scale: <u>As Noted</u></td> <td>of <u>2</u> Sheets</td> </tr> </table>	Dr. By: <u>JA</u>	YH Job No. <u>22-339</u>	Ch. By: <u>RW</u>	F.B. No. _____	Date: <u>12/15/2023</u>	Sheet No. <u>1</u>	Scale: <u>As Noted</u>	of <u>2</u> Sheets
Dr. By: <u>JA</u>	YH Job No. <u>22-339</u>								
Ch. By: <u>RW</u>	F.B. No. _____								
Date: <u>12/15/2023</u>	Sheet No. <u>1</u>								
Scale: <u>As Noted</u>	of <u>2</u> Sheets								



7A-25




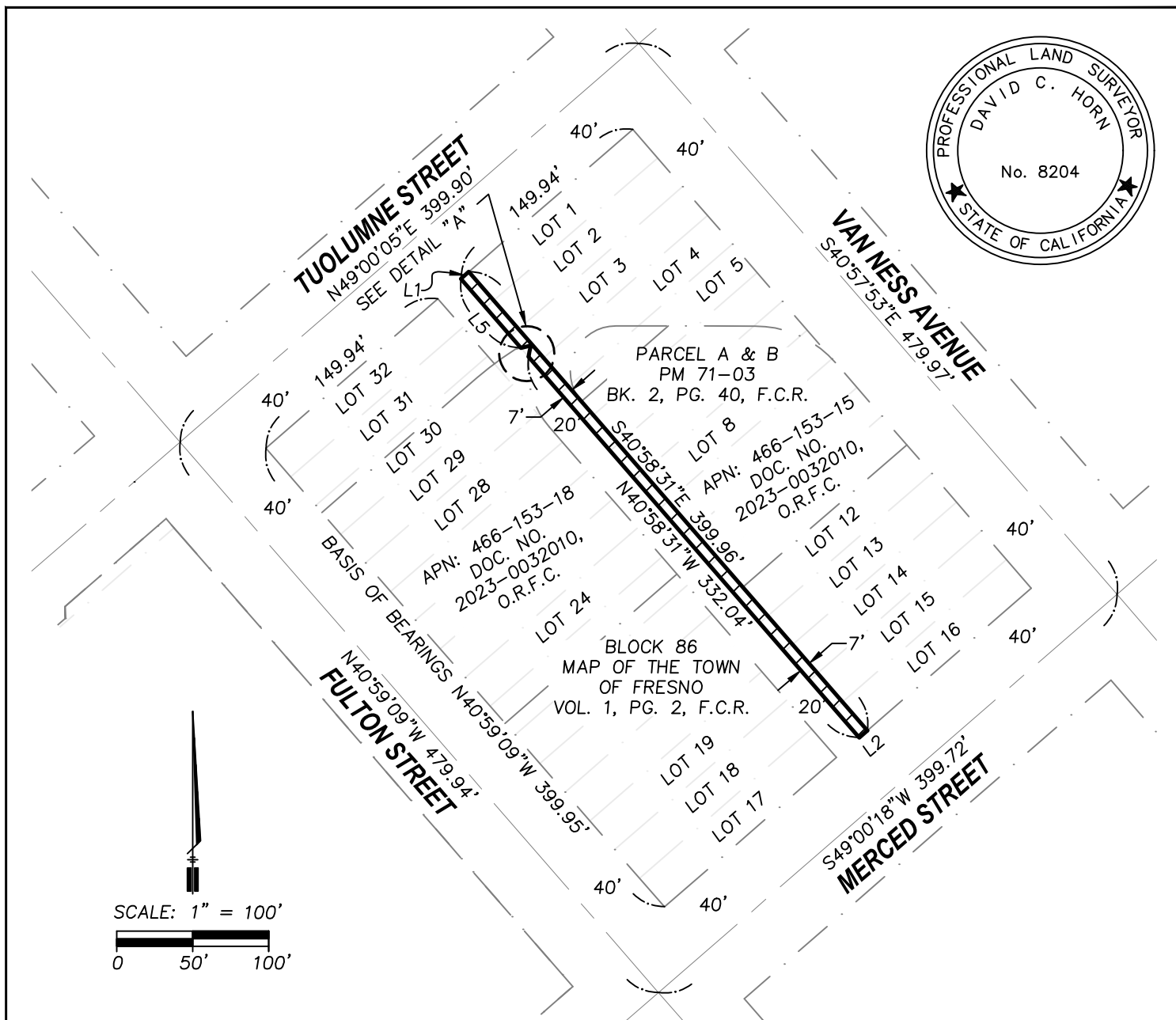
RADIAL TABLE	
RADIAL LINE	DIRECTION
R1	N36°50'42"W
R2	N49°02'07"E
R3	N81°54'29"W
R4	N75°22'43"W

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N40°59'09"W	56.06'
L2	S40°58'31"E	56.65'
L3	N89°56'24"W	91.69'
L4	S49°00'18"W	7.00'
L5	N11°12'31"W	0.79'
L6	S76°34'55"W	6.34'
L7	N40°58'31"W	60.26'

CURVE TABLE			
CURVE	RADIUS	DELTA	LENGTH
C1	204.00'	4°07'54"	14.71'
C2	70.00'	48°58'30"	59.83'
C3	30.00'	131°02'08"	68.61'
C4	58.00'	6°31'46"	6.61'

"A" **DETAIL**
1" = 10'

CITY OF FRESNO	DEPARTMENT OF PUBLIC WORKS AND PLANNING		
 <p>Yamabe & Horn Engineering, Inc. CIVIL ENGINEERS • LAND SURVEYORS <small>2985 N. BURL AVENUE SUITE 101 FRESNO, CA 93727 TEL: (559) 244-3123 WEBSITE: YANDHENG.COM</small></p>	EXHIBIT "B"		Dr. By: <u>JA</u> Ch. By: <u>RW</u> Date: <u>12/15/2023</u> Scale: <u>As Noted</u>
	PUBLIC STREET RIGHT-OF-WAY TO BE VACATED AND GRANTED TO THE FRESNO CITY HOUSING AUTHORITY		YH Job No. <u>22-339</u> F.B. No. _____ Sheet No. <u>2</u> of <u>2</u> Sheets



LEGEND:



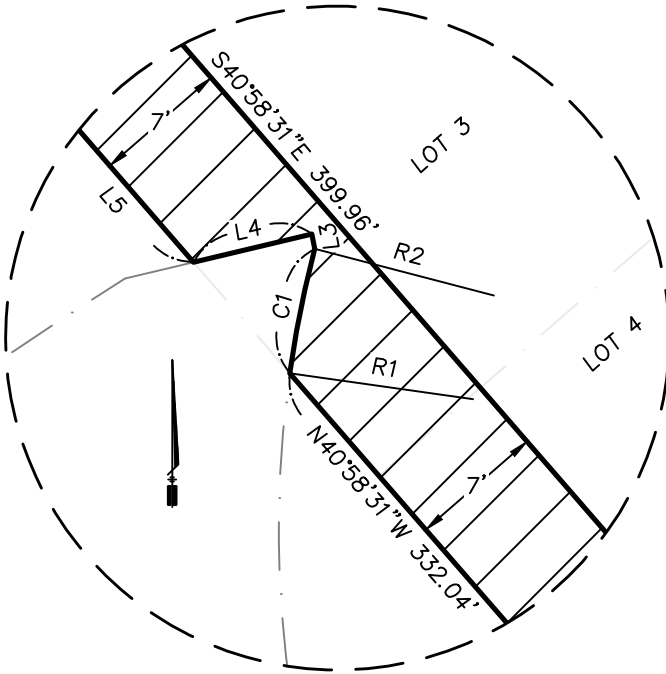
AREA PREVIOUSLY GRANTED TO THE CITY OF FRESNO PER BOOK 6016, PAGE 139 OF DEEDS TO BE VACATED AND RESERVED AS A PUBLIC UTILITY EASEMENT
 AREA = 2,778± S.F.

- — — — — EXISTING CENTER LINE
- — — — — EXISTING RIGHT-OF-WAY/PROPERTY LINE
- F.C.R. FRESNO COUNTY RECORDS
- O.R.F.C. OFFICIAL RECORDS FRESNO COUNTY

BASIS OF BEARINGS:

THE GEODETIC OBSERVATION OF THE SOUTHWEST LINE OF THE LOTS 17 THROUGH 32 IN BLOCK 86 OF THE MAP OF THE TOWN OF FRESNO, RECORDED IN VOL. 1 OF PLATS AT PAGE 2 FRESNO COUNTY RECORDS AND LOCATED IN SECTION 4, TOWNSHIP 14 SOUTH, RANGE 20 EAST, MOUNT DIABLO BASE AND MERIDIAN.
 TAKEN TO BE NORTH 40°59'09" WEST.

CITY OF FRESNO	DEPARTMENT OF PUBLIC WORKS AND PLANNING		
 Yamabe & Horn Engineering, Inc. CIVIL ENGINEERS • LAND SURVEYORS <small>2985 N. BURL AVENUE SUITE 101 FRESNO, CA 93727 TEL: (559) 244-3123 WEBSITE: YANDHENG.COM</small>	EXHIBIT "C"		
	PUBLIC STREET RIGHT-OF-WAY TO BE VACATED AND RESERVED AS A PUBLIC UTILITY EASEMENT BY THE CITY OF FRESNO		
	Dr. By: <u>JA</u>	YH Job No. <u>22-339</u>	
	Ch. By: <u>RW</u>	F.B. No. _____	
Date: <u>12/15/2023</u>	Sheet No. <u>1</u>		
Scale: <u>As Noted</u>	of <u>2</u> Sheets		



RADIAL TABLE	
RADIAL LINE	DIRECTION
R1	S81°54'29"E
R2	N75°22'43"W

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N49°00'05"E	7.00'
L2	S49°00'18"W	7.00'
L4	S76°34'55"W	6.34'
L5	N40°58'31"W	60.26'

CURVE TABLE			
CURVE	RADIUS	DELTA	LENGTH
C1	58.00'	6°31'46"	6.61'

"A" ————— **DETAIL**
1" = 10'

CITY OF FRESNO		DEPARTMENT OF PUBLIC WORKS AND PLANNING	
 Yamabe & Horn Engineering, Inc. CIVIL ENGINEERS • LAND SURVEYORS <small>2985 N. BURL AVENUE SUITE 101 FRESNO, CA 93727 TEL: (559) 244-3123 WEBSITE: YANDHENG.COM</small>	EXHIBIT "C" PUBLIC STREET RIGHT-OF-WAY TO BE VACATED AND RESERVED AS A PUBLIC UTILITY EASEMENT BY THE CITY OF FRESNO		Dr. By: <u>JA</u> Ch. By: <u>RW</u> Date: <u>12/15/2023</u> Scale: <u>As Noted</u>
			YH Job No. <u>22-339</u> F.B. No. _____ Sheet No. <u>2</u> of <u>2</u> Sheets

EXHIBIT “D”
VACATION CONDITIONS OF APPROVAL

1. Fresno Metropolitan Flood Control District requires an easement or relocation of their facilities within the proposed area to be vacated.
2. Pacific Gas and Electric Company requires an easement or relocation of their facilities within the proposed area to be vacated.