

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

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, APPROVING THE SUMMARY  
VACATION OF A PORTION OF NORTH PARKWAY DRIVE  
AND A PEDESTRIAN EASEMENT SOUTH OF WEST  
WELDON AVENUE

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 North Parkway Drive and a pedestrian easement south of West Weldon Avenue; and

WHEREAS, the State of California is requesting the vacation a portion of North Parkway Drive and a pedestrian easement south of West Weldon Avenue, as described in Exhibit "A", as shown on Exhibit "B" and detailed in Exhibit "C", which are attached 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 described in Exhibit "A", as shown on Exhibit "B" and detailed in Exhibit "C"; and

WHEREAS, the Traffic and Engineering Services Division has further determined that the area proposed for vacation as shown on the attached Exhibits, which are attached and incorporated in this Resolution, is unnecessary for present or prospective

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:



Resolution No.

public street or pedestrian 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 a portion of North Parkway Drive and a pedestrian easement south of West Weldon Avenue, as described in Exhibit "A", as shown on Exhibit "B" and detailed in Exhibit "C", is unnecessary for present and prospective public street or pedestrian purposes purposes.

2. From and after the date this resolution is recorded, that portion a portion of North Parkway Drive and a pedestrian easement south of West Weldon Avenue, as shown on the attached Exhibits shall no longer constitute a public street and pedestrian easement.

3. 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.

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

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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 \_\_\_\_\_, 2020.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2020  
Mayor Approval/No Return: \_\_\_\_\_, 2020  
Mayor Veto: \_\_\_\_\_, 2020  
Council Override Vote: \_\_\_\_\_, 2020

YVONNE SPENCE, MMC, CRM  
City Clerk

BY: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

BY: \_\_\_\_\_  
Kristi Costa Date  
Deputy City Attorney

Attachments: Exhibits "A" through "C"  
PW File No. 12149

EXHIBIT "A"  
Legal Description  
Proposed Street Vacation – a portion of N. Parkway Drive  
Page 1 of 2

That portion of North Parkway Drive in Section 30, Township 13 South, Range 20 East, Mount Diablo Meridian, more particularly described as follows:

COMMENCING at the South quarter-section corner of said Section 30, said corner marked by a found 5/8 inch rebar tagged "RCE12739 per Corner Record No. 1189 filed in the Fresno County Surveyor's Office;

THENCE (1) along the South line of the Southwest quarter of said Section 30, North 89°34'31" West, 352.71 feet;

THENCE (2) leaving the South line of the Southwest quarter of said Section 30, South 0°25'29" West, 964.34 feet to a point on the southwesterly boundary of the land described in an Easement Deed to the City of Fresno, recorded March 29, 1990 as Document No. 90035130, Official Records of Fresno County, said point is the TRUE POINT OF BEGINNING and the beginning of a non-tangent curve concave southwesterly, said curve has a radius of 482.61 feet, to which a radial line bears South 84°11'14" West;

THENCE (3) northerly along said curve through a central angle of 15°43'00" an arc distance of 132.38 feet to a point on the southerly boundary of the land described in an Easement Deed to the City of Fresno, recorded March 29, 1990 as Document No. 90035131, Official Records of Fresno County;

THENCE along said last Easement Deed the following three (3) courses:

(4) South 68°28'12" West, 2.00 feet to the beginning of a non-tangent curve concave southwesterly, said curve has a radius of 480.61 feet, to which a radial line bears North 68°28'12" East; (5) northwesterly along said curve through a central angle of 4°46'12" an arc distance of 40.01 feet; (6) North 63°42'00" East, 2.00 feet to a point on said first Easement Deed, said point being the beginning of a non-tangent curve concave southwesterly, said curve has a radius of 482.61 feet, to which a radial line bears North 63°42'02" East;

THENCE (7) northwesterly said curve through a central angle of 0°42'30" an arc distance of 5.97 feet;

THENCE (8) along said first Easement Deed, North 27°00'28" West, 215.11 feet:

THENCE (9) South 89°37'49" East, 16.70 feet to the beginning of a curve concave southwesterly, said curve has a radius of 68.00 feet;

THENCE (10) southeasterly along said curve through a central angle of 58°01'23" an arc distance of 68.86 feet;

**DESCRIPTION OF PROPERTY CONTINUES ON NEXT PAGE**

EXHIBIT "A"  
Legal Description  
Proposed Street Vacation – a portion of N. Parkway Drive  
Page 2 of 2

THENCE (11) South 31°36'26" East, 125.26 feet to the beginning of a curve concave westerly, said curve has a radius of 64.00 feet;

THENCE (12) southerly along said curve through a central angle of 32°03'25" an arc distance of 35.81 feet;

THENCE (13) South 0°27'00" West, 189.74 feet to the TRUE POINT OF BEGINNING;

Containing 15,128 square feet, more or less.

The bearings and distances used in this description are on the California Coordinate System of 1983, Epoch 2007, Zone 4. Divide distances by 0.99993543 to obtain ground distances.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature Mark D. Elower  
Professional Land Surveyor  
Expiration Date: December 31, 2020

Date April 27, 2020



EXHIBIT B

CITY OF FRESNO

LOT 26

WELDON AVE

AVE

30

93.99

46.50

72.06

30

127.33

N89°37'49"W

16.70

N LAFAYETTE

661.19

N00°33'52"E

LOT 28  
HIGHWAY  
HEIGHTS  
BK 9 PG 38  
R.S.

PARKWAY DRIVE

R = 112.42  
L = 43°39'26"  
L = 85.66

N00°37'51"E

73.48

N32°16'06"E

12.21

N31°32'55"W

138.35

N WOODSON AVE

N00°37'03"E

117.40

73.55

N89°36'15"W

31.00

N00°37'03"E

114.37

114.11

60.02

N89°25'22"W

N00°35'03"E

53.45

N00°25'29"E

964.34

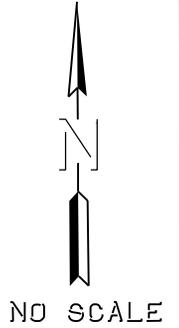
S 1/4 COR. SEC. 30  
FND 5/8 " rebar w tag  
RCE 12739  
PER CR NO 1189

T. 13 S., R. 20 E., M. D. M.

SECTION 30

N89°34'31"W 352.70

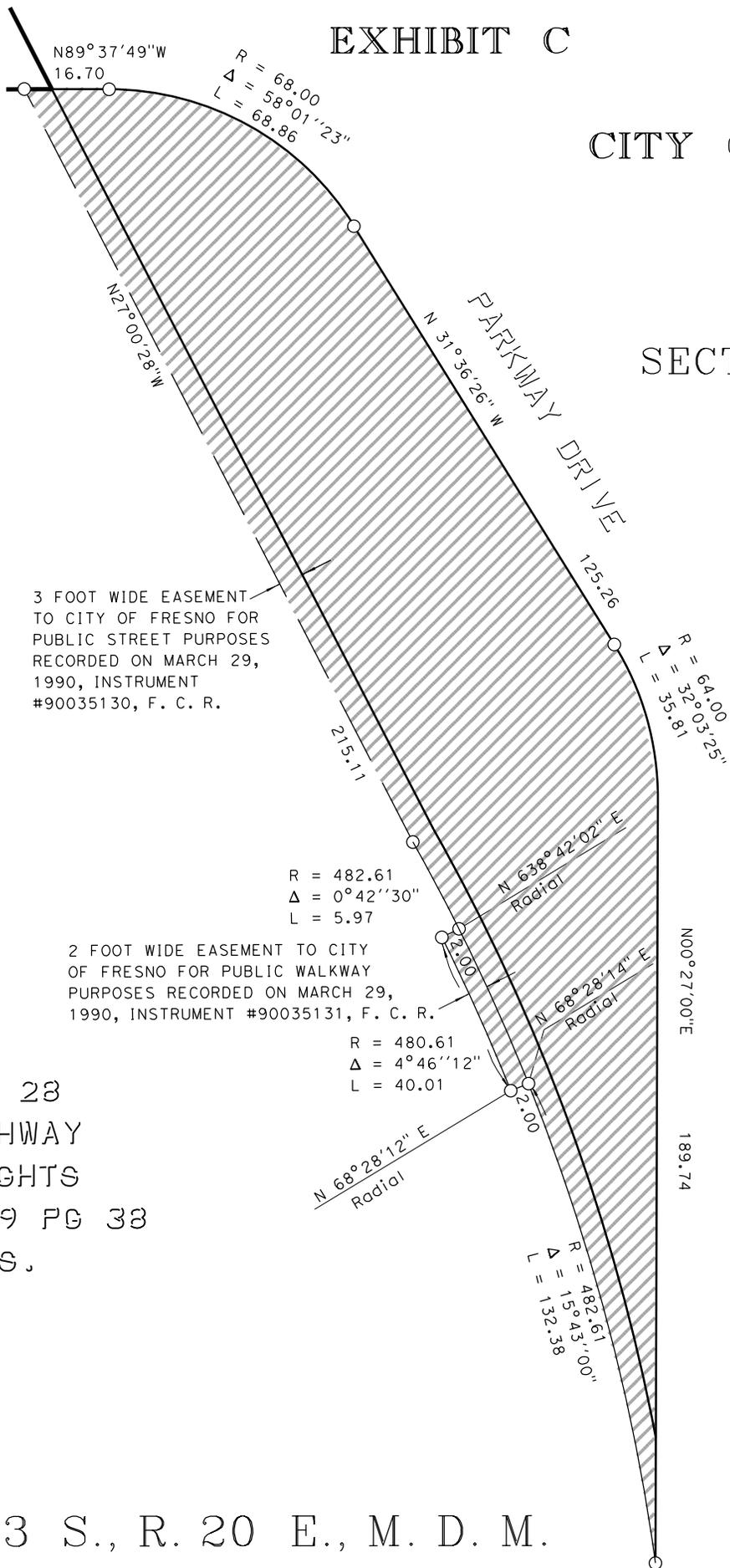
1/4 SEC. LINE



# EXHIBIT C

## CITY OF FRESNO

### SECTION 30



3 FOOT WIDE EASEMENT  
TO CITY OF FRESNO FOR  
PUBLIC STREET PURPOSES  
RECORDED ON MARCH 29,  
1990, INSTRUMENT  
#90035130, F. C. R.

2 FOOT WIDE EASEMENT TO CITY  
OF FRESNO FOR PUBLIC WALKWAY  
PURPOSES RECORDED ON MARCH 29,  
1990, INSTRUMENT #90035131, F. C. R.

LOT 28  
HIGHWAY  
HEIGHTS  
BK 9 PG 38  
R.S.

T. 13 S., R. 20 E., M. D. M.



NO SCALE