

RESOLUTION OF INTENTION NO. 1102-D

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, TO VACATE THE LORENA-GEARY ALLEY, EAST GEARY AVENUE, AND THE GEARY-FLORENCE ALLEY, ALL BETWEEN SOUTH PLUMAS STREET AND SOUTH WALNUT STREET

WHEREAS, it is the intention of the Council of the City of Fresno, State of California (the "City"), to order the vacation of the Lorena-Geary Alley, East Geary Avenue, and the Geary-Florence Alley, all between South Plumas Street and South Walnut Street, as shown on Exhibit "A", 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, Edison Plaza Partners, L.P. is requesting the proposed vacation; and

WHEREAS, the purpose of the vacation is to accommodate development as proposed by Conditional Use Permit (CUP) No. C-15-007 which proposes the construction of a 128 unit multi-family affordable/market rate residential project; and

WHEREAS, the Traffic and Engineering Services Division, other City departments and utility agencies have reviewed the proposed vacation and determined that the rights-of-way proposed for vacation are unnecessary for present or prospective public street or public alley purposes subject to the reservation of a public utility easement over the area shown on Exhibit "B".

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:



Resolution No.

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

1. The hour of 2:00 p.m. on November 19, 2015, in the Council Chambers in Fresno City Hall, 2600 Fresno Street, Fresno, CA 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 streets and alley proposed to be vacated are 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 November 19, 2015, hearing, the Council may proceed to make a final determination, at the public hearing, that the public streets and alley 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 \_\_\_\_\_, 2015.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2015  
Mayor Approval/No Return: \_\_\_\_\_, 2015  
Mayor Veto: \_\_\_\_\_, 2015  
Council Override Vote: \_\_\_\_\_, 2015

YVONNE SPENCE, CMC  
City Clerk

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

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
CITY ATTORNEY'S OFFICE

BY: \_\_\_\_\_  
TRACY N. PARVANIAN  
Deputy City Attorney

Attachments: Exhibits "A" and "B"

PW File 11933

# EXHIBIT "A"

WEST CALIFORNIA AVENUE

NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 17, 14/20

[N 89°57'53"W 2609.23'] N 89°09'42"E 2609.26' (N 89°09'48"E 2609.30') WITH 2' SWING TIES  
 [1941.92'] 1956.94' (1956.97') [652.31'] 652.32' (652.33') CR 6144

NORTHEAST CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M. FOUND 1/2" ROD, DOWN 9" WITH 2' SWING TIES CR 6144

NORTH 1/4 CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.  
 FOUND 3/4" IRON PIPE TAGGED LS 8354  
 FLUSH IN PAVEMENT WITH (4) 2'-FOOT SWING TIES  
 MONUMENT OF RECORD  
 FOUND 1" IRON PIPE DOWN 11" IN HANDWELL TAGGED LS 5096 CR 7414

## BASIS OF BEARINGS

THE WEST LINE OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 14 SOUTH, RANGE 20 EAST, MOUNT DIABLO BASE AND MERIDIAN, WAS TAKEN TO BEAR NORTH, AS SHOWN ON THE MAP RECORDED IN BOOK 48 OF RECORD OF SURVEYS AT PAGE 95, FRESNO COUNTY RECORDS.

## RECORD DATA

[...] PER RECORD OF SURVEY RECORDED IN BOOK 48 OF RECORD OF SURVEYS AT PAGE 95, FRESNO COUNTY RECORDS.

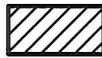
[...] PER DEED OF EASEMENT RECORDED AS DOCUMENT No. 2009-0095487 ON JULY 14, 2009, O.R.F.C.

FOUND 1" IRON PIPE UP 5", TAGGED LS 6945 ACCEPTED AS SOUTHEAST CORNER OF LOT 45 OF CALIFORNIA HEIGHTS VOLUME 12 OF PLATS PAGE 51 FRESNO COUNTY RECORDS



FOUND 1 1/2" IRON PIPE, DOWN 18" WITH BAR IN CENTER, NOT TAGGED ACCEPTED AS POINT ON WEST LINE OF LOT 9 OF FRESNO COLONY, VOLUME 2 OF PLATS PAGE 8, FRESNO COUNTY RECORDS  
 N 00°16'28"W 0.25' FROM SOUTH LINE OF SAID LOT 9 (SET TAG, LS 6945)

## LEGEND



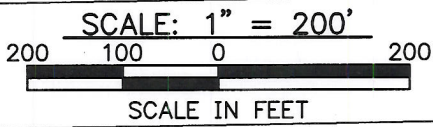
INDICATES AREAS TO BE VACATED.

EAST 1/4 CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M. POSITION FALLS ON MANHOLE RE-ESTABLISHED PER TIES CR 6763

SOUTH FRUIT AVENUE  
 WEST LINE OF THE NORTHEAST QUARTER OF SECTION 17, 14/20

BASIS OF BEARINGS  
 NORTH 2652.89' (1326.44')  
 NORTH 2652.84' (1326.42')  
 [S 00°35'54"W] NORTH 2652.84' (1326.44')  
 [S 00°35'54"W] NORTH 2652.84' (1326.42')

[S 00°35'54"W] NORTH 2652.84' (1326.45')  
 [S 00°35'54"W] NORTH 2652.84' (1326.45')



REF. & REV. PW FILE 11933	CITY OF FRESNO DEPARTMENT OF PUBLIC WORKS	PROJ. ID. _____ KRA _____	PLOT VIEW: SHEET 1 AUTOCAD ID: 15011 EASEMENT.DWG
		FUND NO. _____ RES TYPE _____	
STREETS AND ALLEYS IN LONG BROTHER'S ADDITION TO BE VACATED		DR. BY _____ PWL _____	SHEET NO. <u>1</u> OF <u>3</u> SHEETS
		CH. BY _____ DATE _____ SCALE 1" = 200'	

# EXHIBIT "A"

**BLOCK 3  
LONG BROTHERS  
ADDITION**  
VOLUME 1 OF PLATS AT PAGE 59, F.C.R.

DEED OF EASEMENT GRANTED TO THE CITY OF FRESNO  
JUNE 14, 2004 AS DOCUMENT No. 2004-0130432.

**A.P.N.  
477-142-22**

PROVIDENCE BAPTIST  
CHURCH OF FRESNO

SOUTH WALNUT AVENUE

EAST GEARY AVENUE

## LEGEND



INDICATES AREAS TO BE VACATED.

( ... )

INDICATES RECORD DATA PER DEED OF EASEMENT GRANTED TO THE CITY OF FRESNO JULY 14, 2009 AS DOCUMENT No. 2009-0095487, O.R.F.C.



PUBLIC STREET EASEMENT TO BE DEDICATED.

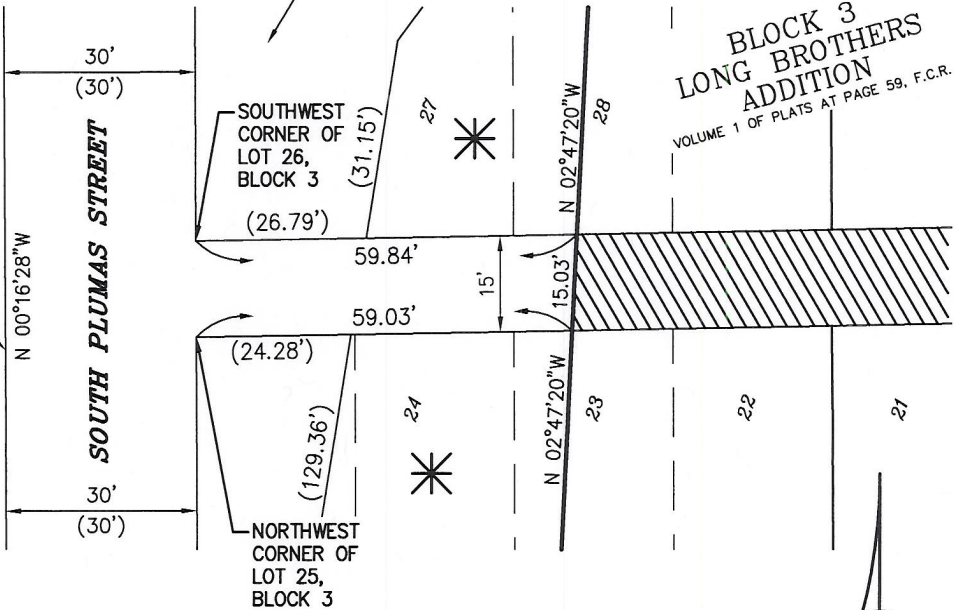
## DETAIL "A"

SCALE: 1"=30"

DEED OF EASEMENT GRANTED TO THE CITY OF FRESNO  
JULY 14, 2009 AS DOCUMENT No. 2009-0095487.

**BLOCK 3  
LONG BROTHERS  
ADDITION**  
VOLUME 1 OF PLATS AT PAGE 59, F.C.R.

WEST RIGHT OF WAY FOR SOUTH PLUMAS STREET PER CALIFORNIA HEIGHTS, RECORDED IN VOLUME 12 OF PLATS AT PAGE 51, FRESNO COUNTY RECORDS.



## DETAIL "B"

SCALE: 1"=30"

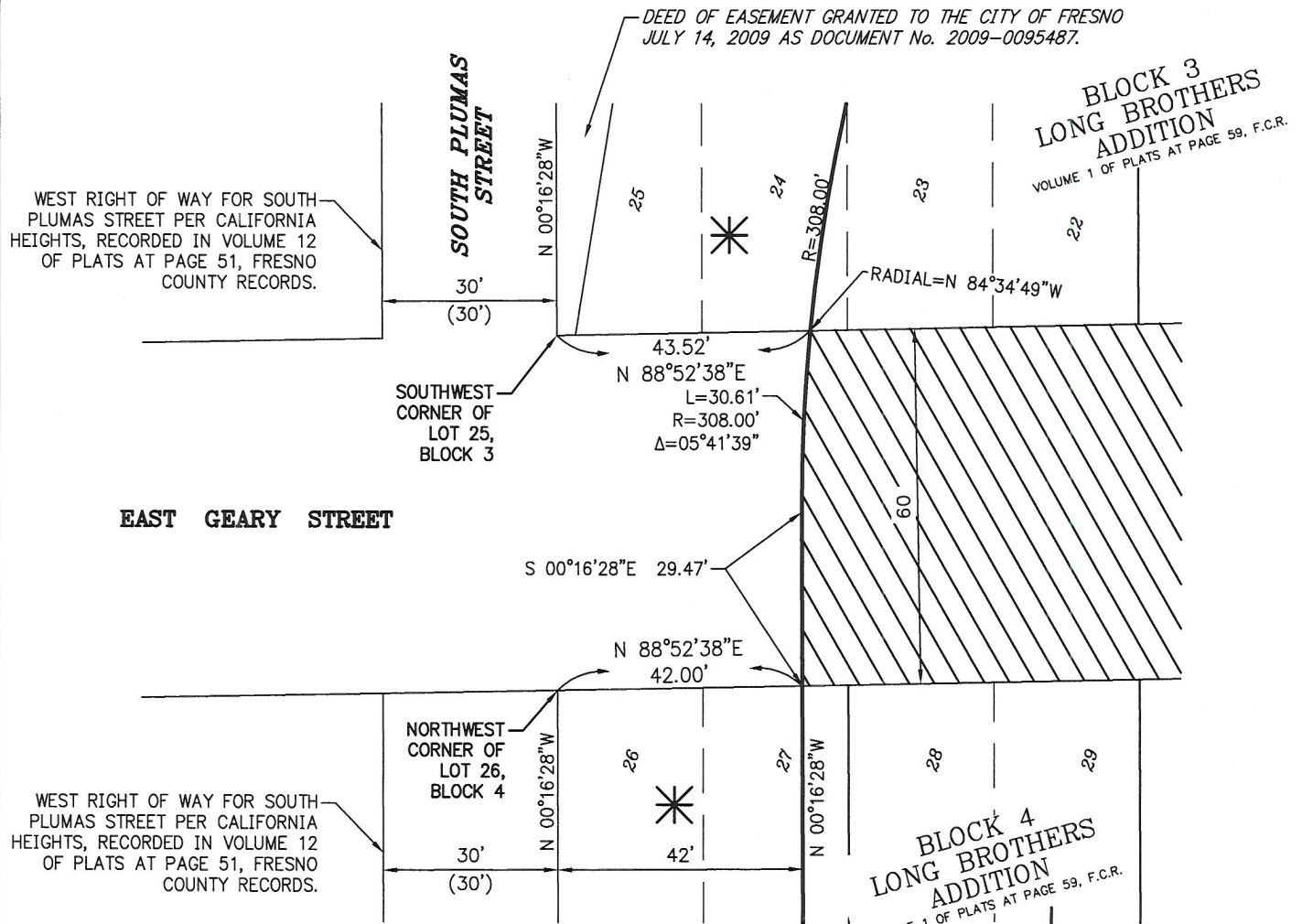


*Mark W. Greenwood* 9/28/15  
MARK W. GREENWOOD LS 6945

PLOT VIEW: SHEET 2  
AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV. PW FILE 11933	CITY OF FRESNO DEPARTMENT OF PUBLIC WORKS	PROJ. ID. _____ KRA _____ FUND NO. _____ RES TYPE _____ ORG. NO. _____	
STREETS AND ALLEYS IN LONG BROTHER'S ADDITION TO BE VACATED		DR. BY _____ PWL _____ CH. BY _____ DATE _____ SCALE 1" = 30'	SHEET NO. <u>2</u> OF <u>3</u> SHEETS

# EXHIBIT "A"



## LEGEND



INDICATES AREA TO BE VACATED.



PUBLIC STREET EASEMENT TO BE DEDICATED.

## DETAIL "C"

SCALE: 1"=30"



SCALE: 1" = 30'



SCALE IN FEET



*Mark W. Greenwood* 9/28/15  
MARK W. GREENWOOD LS 6945

PLOT VIEW: SHEET 2  
AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV. PW FILE 11933	CITY OF FRESNO DEPARTMENT OF PUBLIC WORKS	PROJ. ID. _____ KRA _____ FUND NO. _____ RES TYPE _____ ORG. NO. _____
	STREETS AND ALLEYS IN LONG BROTHER'S ADDITION TO BE VACATED	DR. BY PWL CH. BY _____ DATE _____ SCALE 1" = 30'
		SHEET NO. <u>3</u> OF <u>3</u> SHEETS

# EXHIBIT "B"

WEST CALIFORNIA AVENUE

NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 17, 14/20

[N 89°57'53"W 2609.23'] N 89°09'42"E 2609.26' (N 89°09'48"E 2609.30') WITH 2' SWING TIES  
 [1941.92'] 1956.94' (1956.97') [652.31'] 652.32' (652.33') CR 6144

NORTHEAST CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.

FOUND 1/2" ROD, DOWN 9" WITH 2' SWING TIES CR 6144

NORTH 1/4 CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.  
 FOUND 3/4" IRON PIPE TAGGED LS 8354  
 FLUSH IN PAVEMENT WITH (4) 2-FOOT SWING TIES  
 MONUMENT OF RECORD  
 FOUND 1" IRON PIPE DOWN 11" IN HANDWELL TAGGED LS 5096  
 CR 7414

## BASIS OF BEARINGS

THE WEST LINE OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 14 SOUTH, RANGE 20 EAST, MOUNT DIABLO BASE AND MERIDIAN, WAS TAKEN TO BEAR NORTH, AS SHOWN ON THE MAP RECORDED IN BOOK 48 OF RECORD OF SURVEYS AT PAGE 95, FRESNO COUNTY RECORDS.

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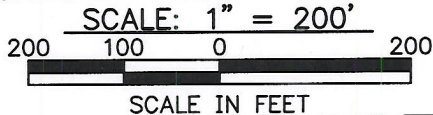
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[...] PER DEED OF EASEMENT RECORDED AS DOCUMENT No. 2009-0095487 ON JULY 14, 2009, O.R.F.C.

FOUND 1" IRON PIPE UP 5", TAGGED LS 6945  
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 FRESNO COUNTY RECORDS



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 ACCEPTED AS POINT ON WEST LINE OF LOT 9 OF FRESNO COLONY, VOLUME 2 OF PLATS PAGE 8, FRESNO COUNTY RECORDS  
 N 00°16'28"W 0.25' FROM SOUTH LINE OF SAID LOT 9 (SET TAG, LS 6945)



SOUTH FRUIT AVENUE  
 WEST LINE OF THE NORTHEAST QUARTER OF SECTION 17, 14/20

BASIS OF BEARINGS  
 NORTH 2652.84' (NORTH 1326.42' (1326.44'))

SOUTH WALNUT AVENUE  
 EAST LINE OF THE NORTHEAST QUARTER OF SECTION 17, 14/20

[S 00°35'54"W] NORTH 2652.84' (NORTH 1326.42' (1326.44'))  
 [S 00°35'54"W] NORTH 2652.84' (NORTH 1326.42' (1326.44'))

SOUTH PLUMAS AVENUE  
 [S 00°35'54"W] NORTH 2652.84' (NORTH 1326.42' (1326.44'))

[S 00°35'54"W] NORTH 2652.84' (NORTH 1326.42' (1326.44'))

[S 00°30'24"W] N 00°21'58"W, 2653.58' (S 00°21'59"E, 1326.79')  
 [S 00°30'24"W] N 00°21'58"W, 2653.58' (S 00°21'59"E, 1326.79')

## LEGEND



INDICATES AREAS TO BE VACATED AND RESERVED FOR PUBLIC UTILITY PURPOSES.

EAST 1/4 CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.  
 POSITION FALLS ON MANHOLE RE-ESTABLISHED PER TIES CR 6763

N 89°10'56"E 2626.20' (S 89°10'54"W 2626.25')  
 EAST CHURCH AVENUE

PLOT VIEW: SHEET 04  
 AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV. PW FILE 11933	CITY OF FRESNO DEPARTMENT OF PUBLIC WORKS	PROJ. ID. _____ KRA _____	SHEET NO. <u>1</u>
		FUND NO. _____ RES TYPE _____	
PORTIONS OF VACATED STREETS AND ALLEYS IN LONG BROTHER'S ADDITION BEING RESERVED AS PUBLIC UTILITY EASEMENTS		DR. BY _____ PWL _____	SCALE 1" = 200'
		CH. BY _____	
		DATE _____	

# EXHIBIT "B"

DEED OF EASEMENT GRANTED TO THE CITY OF FRESNO  
JULY 14, 2009 AS DOCUMENT No. 2009-0095487.

**BLOCK 3  
LONG BROTHERS  
ADDITION**  
VOLUME 1 OF PLATS AT PAGE 59, F.C.R.

WEST RIGHT OF WAY FOR SOUTH  
PLUMAS STREET PER CALIFORNIA  
HEIGHTS, RECORDED IN VOLUME 12  
OF PLATS AT PAGE 51, FRESNO  
COUNTY RECORDS.

## LEGEND



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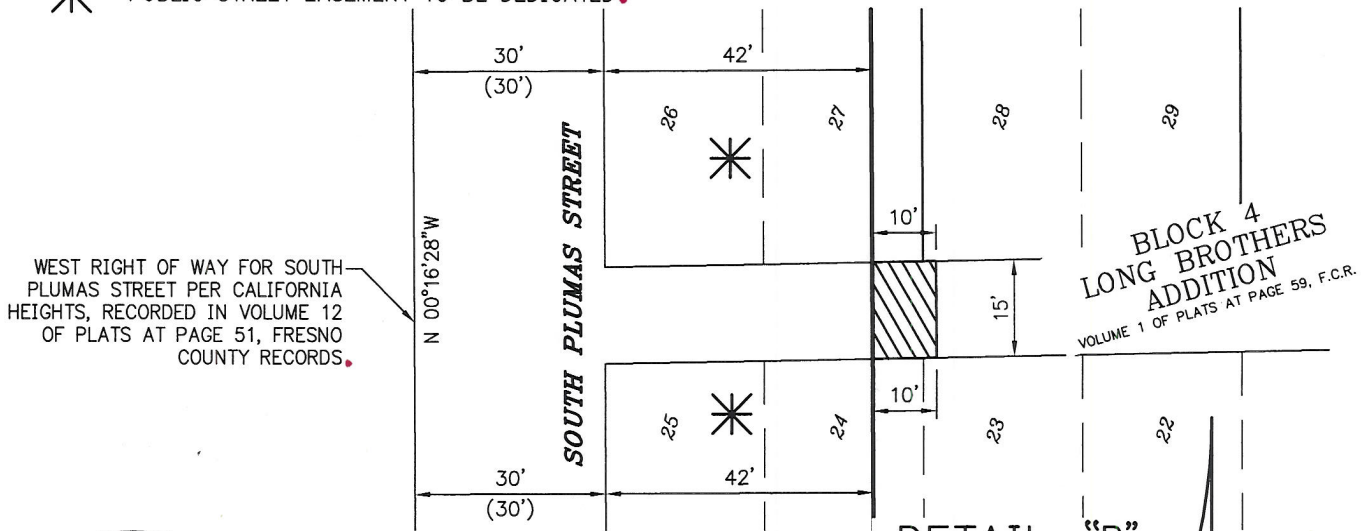
( ... ) INDICATES RECORD DATA PER DEED OF  
EASEMENT GRANTED TO THE CITY OF FRESNO  
JULY 14, 2009 AS DOCUMENT No. 2009-0095487.



PUBLIC STREET EASEMENT TO BE DEDICATED.

## DETAIL "A"

SCALE: 1"=30"



## DETAIL "B"

SCALE: 1"=30"

WEST RIGHT OF WAY FOR SOUTH  
PLUMAS STREET PER CALIFORNIA  
HEIGHTS, RECORDED IN VOLUME 12  
OF PLATS AT PAGE 51, FRESNO  
COUNTY RECORDS.



*Mark W. Greenwood* 9/28/15  
MARK W. GREENWOOD LS 6945

PLOT VIEW: SHEET 05  
AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV. PW FILE 11933	CITY OF FRESNO DEPARTMENT OF PUBLIC WORKS	PROJ. ID. _____ KRA FUND NO. _____ RES TYPE _____ ORG. NO. _____
	PORTIONS OF VACATED STREETS AND ALLEYS IN LONG BROTHER'S ADDITION BEING RESERVED AS PUBLIC UTILITY EASEMENTS	DR. BY _____ PWL CH. BY _____ DATE _____ SCALE 1" = 30'
		SHEET NO. <u>2</u> OF <u>3</u> SHEETS



