

RESOLUTION NO. 1106-D

A RESOLUTION OF INTENTION OF THE COUNCIL OF
THE CITY OF FRESNO, CALIFORNIA, TO VACATE
PORTIONS OF WEST SPRUCE AVENUE (FORMERLY
NORTH JOSEPHINE) AND WEST ELGIN AVENUE

WHEREAS, it is the intention of the Council of the City of Fresno, State of California (the "City"), to order the vacation of portions of West Spruce Avenue (formerly North Josephine) and West Elgin Avenue as on Exhibit "A," and described as a portion of an easement for public street purposes as dedicated by Map of Herndon Park in Volume 12 of Plats at Page 87, Fresno County Records, said exhibit 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, UCP Tapestry, LLC., is requesting the proposed vacation; and

WHEREAS, the purpose is to accommodate development as proposed by Tentative Tract No. 5595 and Conditional Use Permit (CUP) C-06-272.

WHEREAS, the Traffic and Engineering Services Division, other City departments and utility agencies have reviewed the proposed vacation and determined that the right-of-way proposed for vacation is unnecessary for present or prospective public street purposes subject to the reservation of a public utility easement over a portion of the area being vacated as shown on Exhibit "B," and the removal of all existing street improvements from the area proposed to be vacated.

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

1. The hour of 10:15 a.m. on July 28, 2016, 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 July 28, 2016, hearing, the Council may proceed to make a final determination, at the public hearing, that the public street be vacated as provided herein.

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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 _____, 2016.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2016
Mayor Approval/No Return: _____, 2016
Mayor Veto: _____, 2016
Council Override Vote: _____, 2016

YVONNE SPENCE, CMC
City Clerk

BY: _____
Deputy

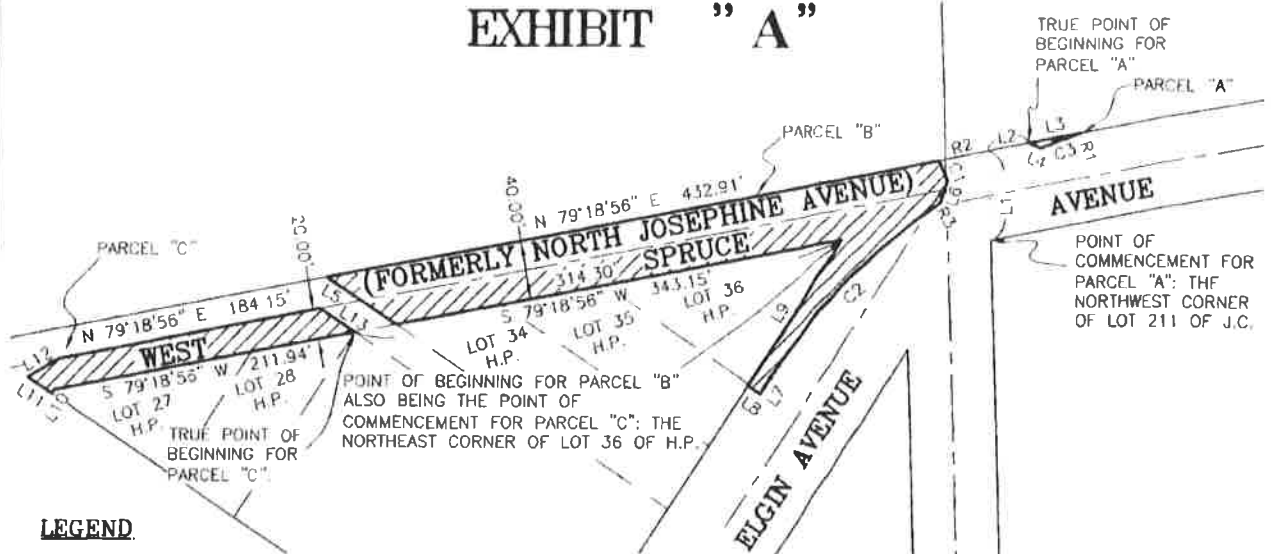
APPROVED AS TO FORM:

DOUGLAS T. SLOAN
CITY ATTORNEY'S OFFICE

BY: _____
Seth Mehrten
Deputy City Attorney

Attachment: Exhibits "A" and "B"
PW File No. 11655

EXHIBIT "A"



LEGEND

J.C. INDICATES J. C. FORKNER FIG GARDENS SUBDIVISION NO. 3, ACCORDING TO THE MAP THEREOF RECORDED IN VOLUME 8 OF PLATS AT PAGE 79, FRESNO COUNTY RECORDS.

H.P. INDICATES MAP OF HERNDON PARK RECORDED IN VOLUME 12 OF PLATS AT PAGE 87, FRESNO COUNTY RECORDS.



INDICATES AREA TO BE ABANDONED.

AREA: PARCEL A: 89 +/- SQ. FT.
PARCEL B: 18,310 +/- SQ. FT.
PARCEL C: 4,197 +/- SQ. FT.

TOTAL: 22,596 +/- SQ. FT.

OWNER: THE CITY OF FRESNO

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH
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RADIAL	BEARING	DISTANCE
R1	N 18°28'09" W	434.00'
R2	S 70°48'56" W	230.00'
R3	N 33°16'29" W	410.00'

C1	3°39'51"	230.00'	14.71'
C2	23°30'55"	410.00'	168.27'
C3	3°57'57"	434.00'	30.04'

LINE	BEARING	DISTANCE
L1	N 02°15'51" W	60.65'
L2	N 79°18'56" E	28.79'
L3	N 79°18'56" E	37.15'
L4	N 66°41'29" W	9.11'
L5	N 56°48'04" W	57.70'
L6	S 17°03'17" W	15.63'
L7	S 33°12'36" W	12.93'
L8	N 56°48'04" W	10.00'
L9	N 33°12'36" E	117.91'
L10	S 33°05'56" W	3.02'
L11	N 56°48'04" W	20.00'
L12	N 59°49'38" E	24.92'
L13	S 56°48'04" E	28.85'



2-19-16



SCALE: 1" = 120'



(FORMERLY HERNDON)
WEST FARRINGTON AVENUE

AVENUE

Rev. Feb. 19, 2016
Rev. Nov. 19, 2015
W.0.10-026

Ref. & Rev.

PW File No:
Plat No:

T -

2012

CITY OF FRESNO
DEPARTMENT OF PUBLIC WORKS

PORTIONS OF THE SOUTHEAST QUARTER OF SECTION 32,
TOWNSHIP 12 SOUTH, RANGE 19 EAST, MOUNT DIABLO BASE
AND MERIDIAN, TO BE ABANDONED.

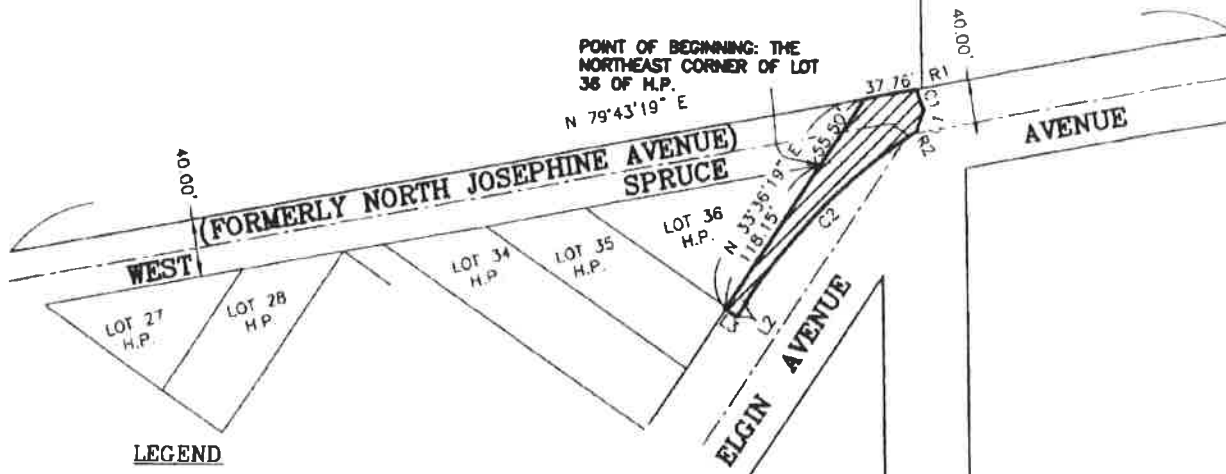
Proj. ID: -
Fund No: -
Org. No: -

Dr. By: CMR
Ck. By:
Date: 2-27-2014
Scale: 1"=120'

SHEET NO 1
OF 1 SHEETS

15-A-

EXHIBIT " B "



LEGEND

J.C. INDICATES J.C. FORKNER FIG GARDENS SUBDIVISION NO. 3, ACCORDING TO THE MAP THEREOF RECORDED IN VOLUME 8 OF PLATS AT PAGE 79, FRESNO COUNTY RECORDS.

H.P. INDICATES MAP OF HERNDON PARK RECORDED IN VOLUME 12 OF
PLATS AT PAGE 87, FRESNO COUNTY RECORDS.



INDICATES AREA TO BE RESERVED FOR PUBLIC UTILITY EASEMENT PURPOSES.

AREA: 4,040 +/- SQ. FT.

OWNER: THE CITY OF FRESNO

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH
C1	03°39'51"	230.00'	14.71'
C2	23°35'33"	410.00'	168.82'

LINE	BEARING	DISTANCE
L1	S 17°27'40" W	15.63'
L2	S 30°55'30" W	12.09'
L3	N 56°23'41" W	10.00'

RADIAL	BEARING	DISTANCE
R1	S 71°13'19" W	230.00'
R2	N 32°52'30" W	410.00'



2-04-16



(FORMERLY HERNDON
WEST FARRINGTON

AVENUE) Feb. 4, 2016
AVENUE W.O. 10-026

Ref & Rev.

PW File No: _____

Plot No: _____

T = _____

2012 - _____

CITY OF FRESNO
DEPARTMENT OF PUBLIC WORKS

PORTION OF THE SOUTHEAST QUARTER OF SECTION 32,
TOWNSHIP 12 SOUTH, RANGE 19 EAST, MOUNT DIABLO BASE
AND MERIDIAN, TO BE RESERVED FOR PG&E USE.

Proj. ID:	-
Fund No	-
Org. No.	-

Dr. By: GMR
Ck. By:
Date: 9-25-2012
Scale: 1"=120'

SHEET NO. 1
OF 1 SHEETS

15-A-_____