

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

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, APPROVING THE SUMMARY VACATION OF THOSE PORTIONS OF THE PUBLIC STREET EASEMENTS LOCATED ON THE EAST SIDE OF BROADWAY AVENUE, NORTH OF DIVISADERO STREET.

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 the public street easements located on the east side of Broadway Avenue, north of Divisadero Street; and

WHEREAS, Margaret R. Boyajian Courtis and Jeffrey L. Boyajian are requesting the vacation of those portions of the public street easements located on the east side of Broadway Avenue, north of Divisadero Street, as shown and described in Exhibits "A" & "B" and incorporated in this Resolution; and

WHEREAS the purpose of the vacation is to eliminate excess 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 located within the area proposed for vacation as shown and described in Exhibits "A" & "B"; and

WHEREAS, the Traffic and Engineering Services Division has further determined that the area proposed for vacation as shown and described on the attached Exhibits "A"

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

Resolution No.

& "B", which is attached and incorporated in this Resolution, is unnecessary for present or prospective public street 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 of those portions of the public street easements located on the east side of Broadway Avenue, north of Divisadero Street, as shown and described in Exhibits "A" & "B," is unnecessary for present and prospective public street purposes.

2. From and after the date this resolution is recorded, those portions of the public street easements located on the east side of Broadway Avenue, north of Divisadero Street, as shown on the attached Exhibits, shall no longer constitute a public street easement.

4. The City Clerk shall certify 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.

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

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EXHIBIT "A"

STREET VACATION

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF FRESNO, IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

THAT PORTION OF LOTS 3, 4, 5 AND 6 IN BLOCK 2 OF CENTRAL ADDITION TO FRESNO CITY, ACCORDING TO THE MAP THEREOF RECORDED IN BOOK 1, PAGE 30 OF PLATS, RECORDS OF SAID COUNTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE NORTHEASTERLY 3.00 FEET OF THE NORTHEASTERLY RIGHT OF WAY OF BROADWAY (FORMERLY "I" STREET) AS ESTABLISHED OF RECORD ON OCTOBER 28, 1913, RECORDED IN VOLUME 537 OF DEEDS, AT PAGE 226, AND VOLUME 543 OF DEEDS, AT PAGE 101, OFFICIAL RECORDS OF FRESNO COUNTY,

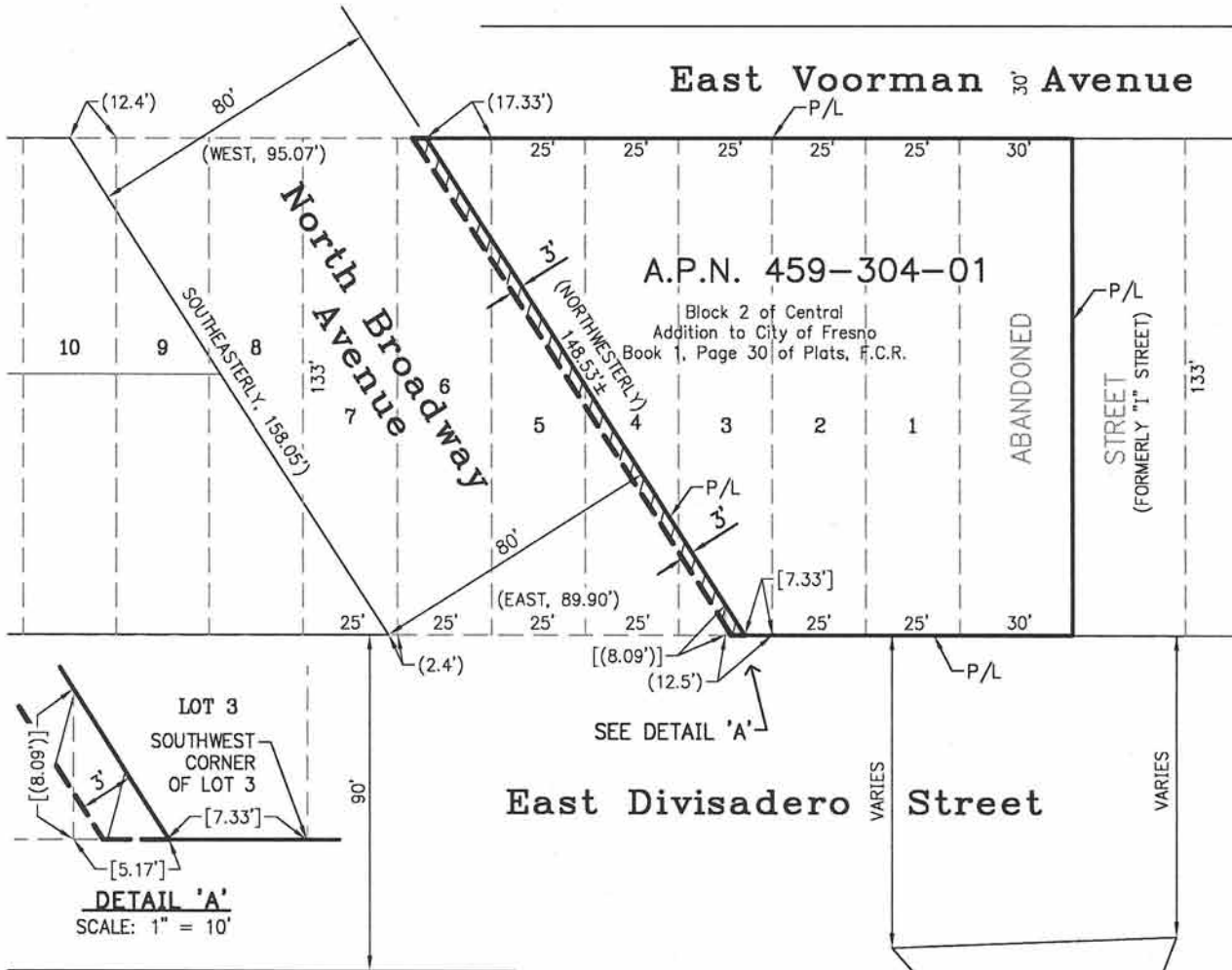
CONTAINS 475.3 SQUARE FEET, MORE OR LESS.

PWF#13357  
PLAT: 2554  
P23-01843  
**2024-182**

MG/pwl  
22075 Vacation Exhibit A.doc



# EXHIBIT "B"

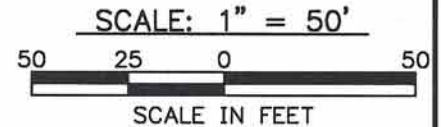


**SOURCE OF DATA**

CENTRAL ADDITION TO FRESNO CITY ACCORDING TO THE MAP THEREOF RECORDED IN BOOK 1, PAGE 30 OF PLATS, FRESNO COUNTY RECORDERS.

**LEGEND**

- INDICATES AREA OF RIGHT-OF-WAY TO BE VACATED. CONTAINS 475.3± SQUARE FEET
- ( ... ) INDICATES RECORD DATA AS SHOWN IN THE DEED RECORDED OCTOBER 28, 1913, IN BOOK 537 OF DEEDS AT PAGE 226, FRESNO COUNTY RECORDS.
- [ ... ] INDICATES RECORD DATA AS SHOWN IN THE DEED RECORDED OCTOBER 28, 1913, IN BOOK 543 OF DEEDS AT PAGE 101, FRESNO COUNTY RECORDS.



PLOT VIEW: VAC 1  
AUTOCAD ID: 22075.DWG

**OWNER/APPLICANT:**

JAMES COURTIS  
873 EAST ARETHA AVENUE  
FOWLER, CA 93625  
PH: (559) 318-4335

**R.W.GREENWOOD ASSOCIATES, INC.**

CIVIL ENGINEERING — LAND SURVEYING  
2558 E. OLIVE AVE. — FRESNO, CALIFORNIA 93701 — Tel. (559) 268-7831

W.O. No. E-22075 SEPTEMBER 6, 2023

REF. & REV.  
PW FILE No. 13357  
PLAT No. 2554  
P23-01843  
**2024-182**

**CITY OF FRESNO**  
DEPARTMENT OF PUBLIC WORKS

**STREET VACATION**

A PORTION OF LOTS 3, 4, 5 AND 6 IN BLOCK 2 OF CENTRAL ADDITION TO FRESNO CITY ACCORDING TO THE MAP THEREOF RECORDED IN BOOK 1, PAGE 30 OF PLATS, F.C.R.

PROJ. ID. \_\_\_\_\_  
FUND NO. \_\_\_\_\_  
ORG. NO. \_\_\_\_\_

DR. BY MGG  
CH. BY \_\_\_\_\_  
DATE \_\_\_\_\_  
SCALE AS SHOWN

SHEET NO. 1  
OF 1 SHEETS  
**15-A-10574**