

RESOLUTION NO. 1097-D

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, TO VACATE PORTIONS OF THE NORTHWEST SIDE OF STANISLAUS STREET NORTHEAST OF FULTON STREET AND THE NORTHEAST SIDE OF FULTON STREET NORTHWEST OF STANISLAUS STREET, AND A PORTION OF THE FULTON-VAN NESS ALLEY NORTHWEST OF STANISLAUS STREET

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 the northwest side of Stanislaus Street northeast of Fulton Street and the northeast side of Fulton Street northwest of Stanislaus Street, and a portion of the Fulton-Van Ness Alley northwest of Stanislaus Street; for further particulars as to the proposed vacation, reference is hereby made to the attached Exhibits "A" through "F", 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, the purpose of the vacation is to accommodate development as proposed by Conditional Use Permit No. C-13-137 and Tentative Tract Nos. 6059 and 6060; and

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

1. The hour of 10:00 a.m. on October 23, 2014, in the Council Chambers in Fresno City Hall, 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 or alley 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 October 23, 2014, hearing, the Council may proceed to make a final determination, at the public hearing, that the public street and public alley 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 _____, 2014.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2014
Mayor Approval/No Return: _____, 2014
Mayor Veto: _____, 2014
Council Override Vote: _____, 2014

YVONNE SPENCE, CMC
City Clerk

BY: _____
Deputy

APPROVED AS TO FORM:

DOUGLAS T. SLOAN
CITY ATTORNEY'S OFFICE

BY: _____
Tracy N. Parvanian, Deputy
Dated:

Attachments: Exhibits "A" and "F"

Exhibit "A"
Page 1 of 2

Parcel 1

That portion of Fulton Street lying adjacent to Block 88 of the Town (now City) of Fresno, recorded in Volume 1 of Plats, Page 2, Fresno County Records, described as follows:

BEGINNING at the most Westerly corner of said Block 88; thence Southeasterly along the Southwesterly line of said Block 88, said Southwesterly line also being the Northeasterly line of the Fulton Street right-of-way, a distance of 100.00 feet to the Southerly corner of Lot 29 of said Block 88; thence Southwesterly, along the Southwesterly prolongation of the Southeasterly line of said Lot 29, a distance of 4.00 feet; thence Northwesterly, parallel with and 4.00 feet Southwesterly of said Southwesterly line, a distance of 96.00 feet, more or less, to a point being 4.00 feet Southeasterly from the Southwesterly prolongation of the Northwesterly line of Lot 32 of said Block 88; thence Northerly, a distance of 5.66 feet, more or less, to the Point of Beginning.



Exhibit "A"
Page 2 of 2

Parcel 2

That portion of Fulton Street and Stanislaus Street lying adjacent to Block 88 of the Town (now City) of Fresno, recorded in Volume 1 of Plats, Page 2, Fresno County Records, described as follows:

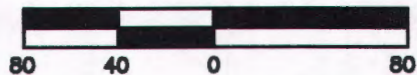
BEGINNING a the most Westerly corner of Lot 26 of said Block 88; thence Southeasterly along the Southwesterly line of said Block 88, said Southwesterly line also being the Northeasterly line of the Fulton Street right-of-way, a distance of 250.00 feet to the most Southerly corner of said Block 88; thence Northeasterly along the Southeasterly line of said Block 88, said Southeasterly line also being the Northwesterly line of the Stanislaus Street right-of-way, a distance of 320.00 feet to the most Easterly corner of said Block 88; thence Southeasterly, along the Southeasterly prolongation of the Northeasterly line of said Block 88, a distance of 4.00 feet; thence Southwesterly, parallel with and 4.00 feet Southeasterly of said Southeasterly line, a distance of 316.80 feet, more or less, to a point that lies 7.20 feet Northeasterly from the intersection of said line parallel with and 4.00 feet Southeasterly of said Southeasterly line of Block 88, with a line parallel with and 4.00 feet Southwesterly of said Southwesterly line of Block 88; thence Westerly, a distance of 10.18 feet, more or less, to a point on said line parallel with and 4.00 feet Southwesterly of said Southwesterly line of Block 88, that lies 7.20 feet Northwesterly from said intersection; thence Northwesterly, along last said parallel line, a distance of 246.80 feet, more or less, to the intersection with the Southwesterly prolongation of the Northwesterly line of Lot 26 of said Block 88; thence Northeasterly, along said Southwesterly prolongation, a distance of 4.00 feet to the Point of Beginning.



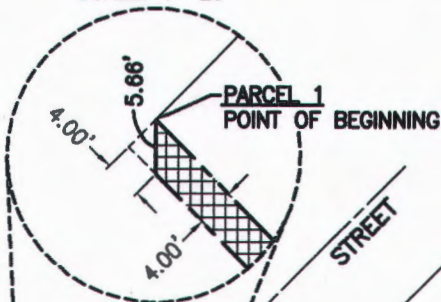
EXHIBIT "B"



SCALE: 1" = 80'

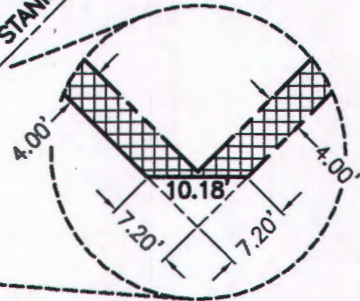
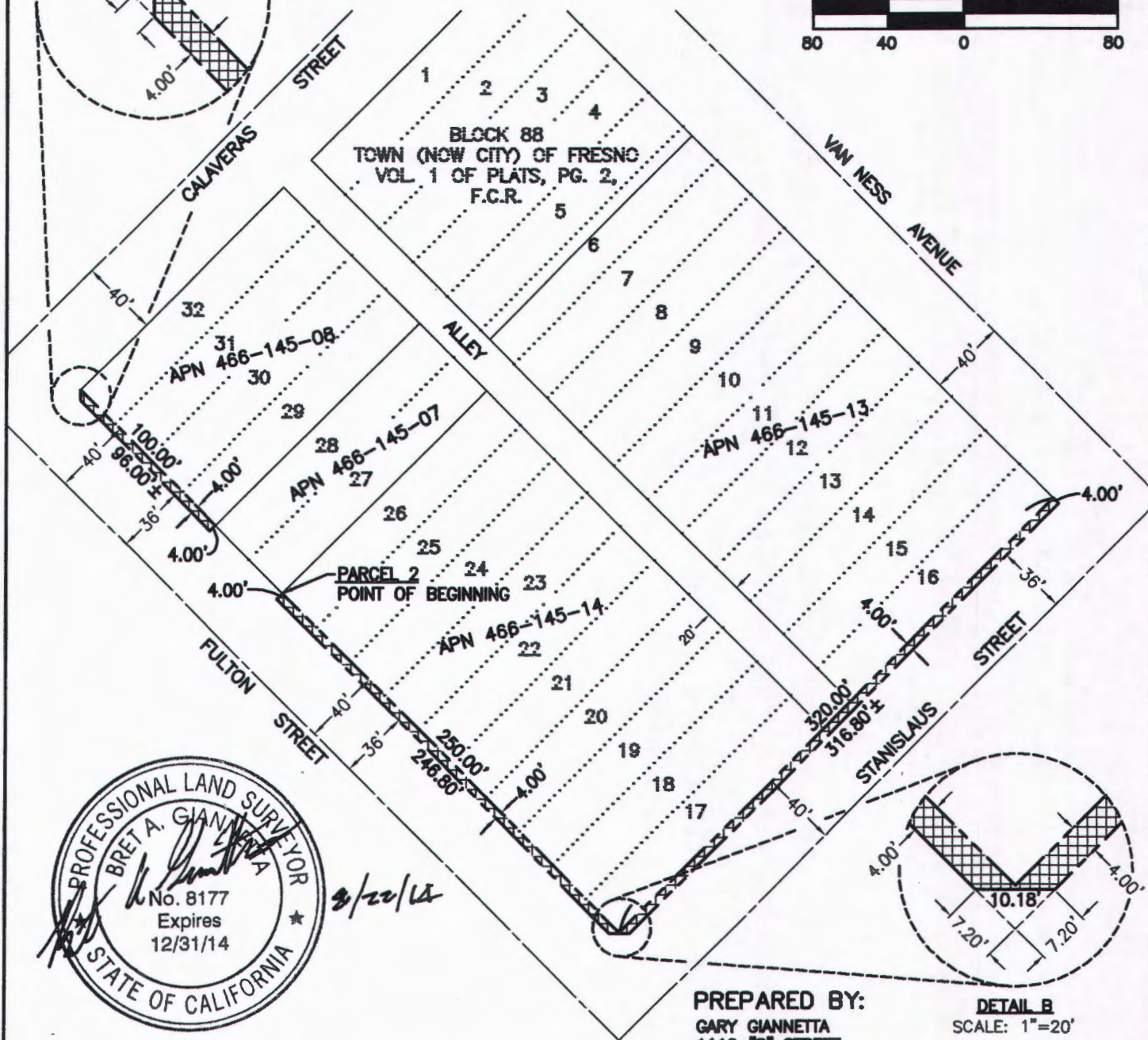


DETAIL A
SCALE: 1"=20'



HATCHED AREA TO BE VACATED

PARCEL 1 AREA = 392± SQ. FT.
PARCEL 2 AREA = 2,270± SQ. FT.



DETAIL B
SCALE: 1"=20'

PREPARED BY:
GARY GIANNETTA
1119 "S" STREET
FRESNO, CA. 93721
(559) 264-3590

8/22/14

REF. & REV. FILE NO. C-13-137 TT 6059 TT 6060	CITY OF FRESNO	PROJ. ID. _____ FUND NO. _____ ORG. NO. _____
	A PORTION OF THE TOWN (NOW CITY) OF FRESNO	DR. BY: B. GIANNETTA CH BY: _____ DATE: _____ SCALE: AS NOTED
		SHEET NO. 1 OF 1 SHEET 15-A-

Exhibit "C"

That portion of Stanislaus Street lying adjacent to Block 88 of the Town (now City) of Fresno, recorded in Volume 1 of Plats, Page 2, Fresno County Records, described as follows:

BEGNNING a the most Easterly corner of Lot 17 of said Block 88; thence Northeasterly along the Southeasterly line of said Block 88, said Southeasterly line also being the Northwesterly line of the Stanislaus Street right-of-way, a distance of 20.00 feet to the most Southerly corner of Lot 16 of said Block 88; thence Southeasterly, along the Southeasterly prolongation of the Southwesterly line of Lots 1 through 16, inclusive, of said Block 88, a distance of 4.00 feet; thence Southwesterly, parallel with and 4.00 feet Southeasterly of said Southeasterly line, a distance of 20.00 feet, more or less, to the intersection with the Southeasterly prolongation of the Northeasterly line of Lots 17 through 32, inclusive, of said Block 88; thence Northeasterly, along last said Southeasterly prolongation, a distance of 4.00 feet to the Point of Beginning.



EXHIBIT "D"

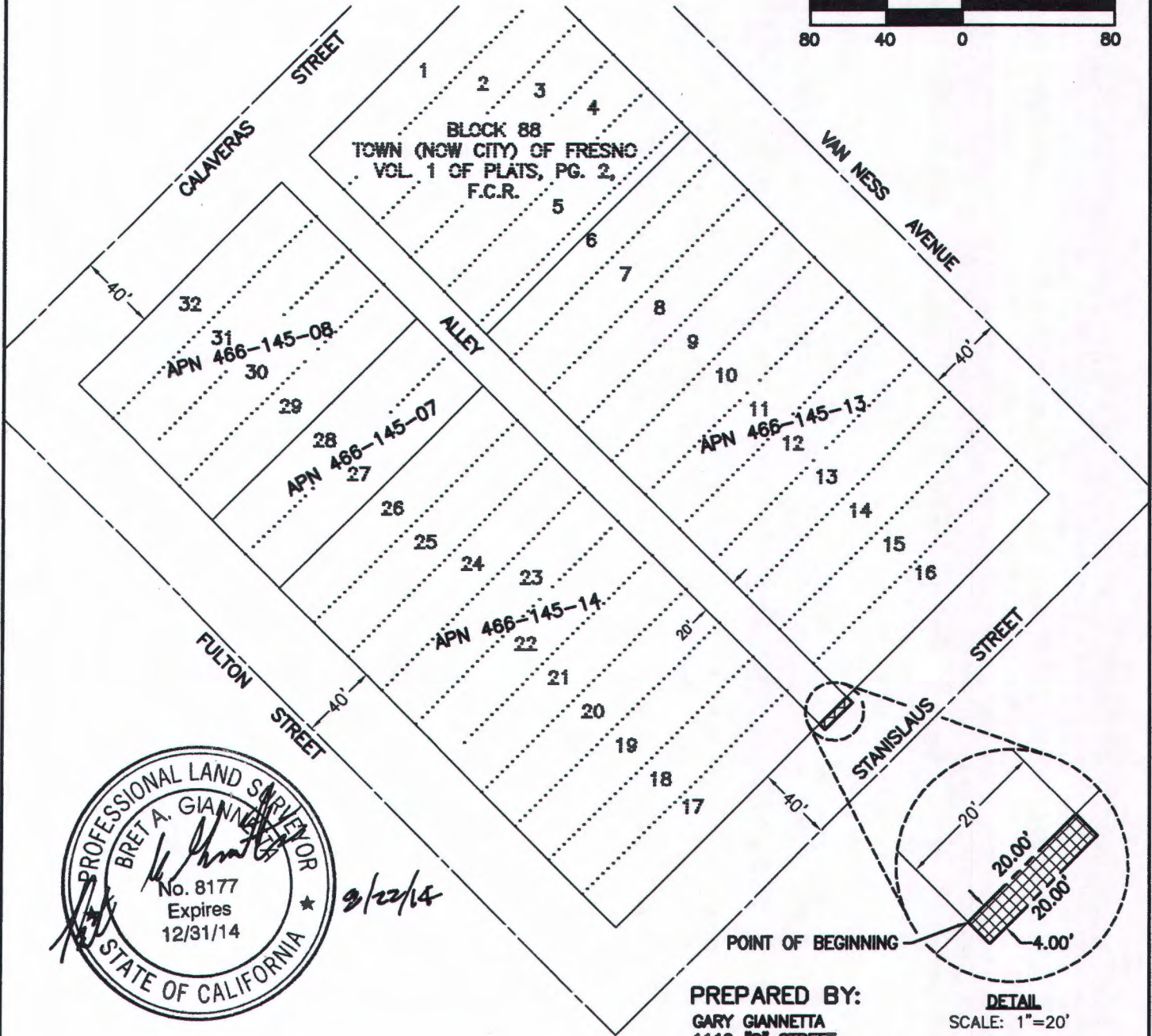


SCALE: 1' = 80'

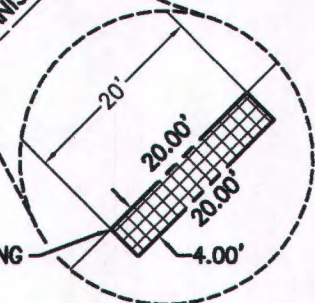


HATCHED AREA TO BE RESERVED AS A PUBLIC UTILITY EASEMENT

AREA = 80± SQ. FT.



POINT OF BEGINNING



DETAIL
SCALE: 1"=20'

PREPARED BY:
GARY GIANNETTA
1119 "S" STREET
FRESNO, CA. 93721
(559) 284-3590

8/22/14

REF. & REV. FILE NO. C-13-137 TT 6059 TT 6060	CITY OF FRESNO		PROJ. ID. _____ FUND NO. _____ ORG. NO. _____
	A PORTION OF THE TOWN (NOW CITY) OF FRESNO		DR. BY: B. GIANNETTA CH BY: DATE: SCALE: AS NOTED
			SHEET NO. 1 OF 1 SHEET 15-A-

Exhibit "E"

That portion of the Alley, lying within Block 88 of the Town (now City) of Fresno, recorded in Volume 1 of Plats, Page 2, Fresno County Records, described as follows:

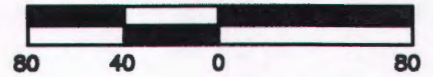
BEGINNING at the Westerly corner of Lot 7 of said Block 88; thence Southeasterly along the Southwesterly line of Lots 7 through 16, inclusive, of said Block 88, said Southwesterly line also being the Northeasterly line of said Alley, a distance of 250.00 feet to the Southerly corner of Lot 16 of said Block 88; thence Southwesterly along the Northwesterly line of the Stanislaus Street right-of-way, a distance of 20.00 feet to the Easterly corner of Lot 17 of said Block 88; thence Northwesterly along the Northeasterly line of Lots 17 through 26, inclusive, of said Block 88, said Northeasterly line also being the Southwesterly line of said Alley right-of-way; thence Northeasterly, a distance of 20.00 feet to the Point of Beginning.



EXHIBIT "F"

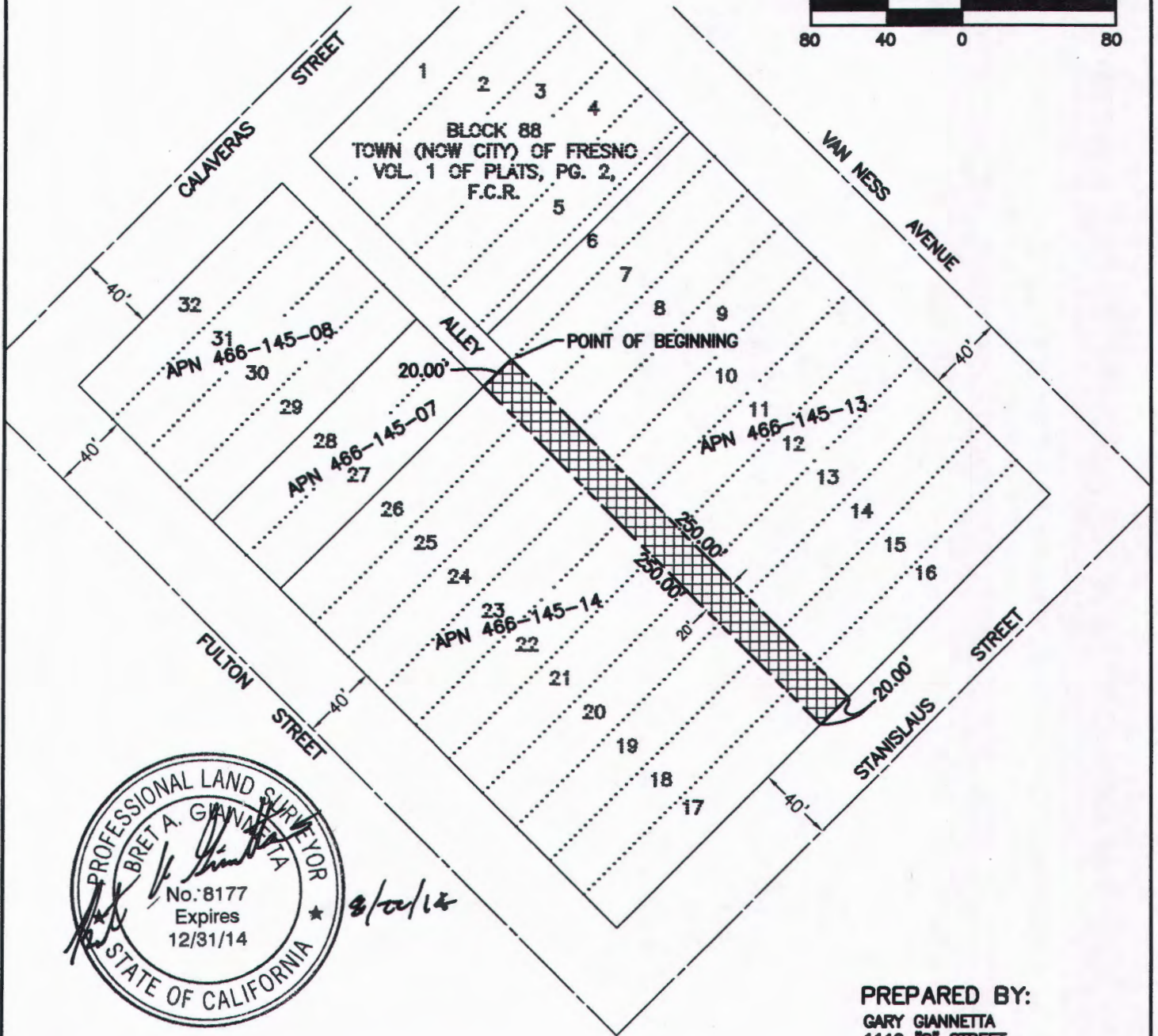


SCALE: 1" = 80'



HATCHED AREA TO BE VACATED AS A PUBLIC ALLEY AND RESERVED AS A PUBLIC UTILITY EASEMENT

AREA = 5,000± SQ. FT.



PREPARED BY:

GARY GIANNETTA
1119 "S" STREET
FRESNO, CA. 93721
(559) 264-3590

8/22/14

REF. & REV. FILE NO. C-13-137 TT 6060	CITY OF FRESNO	PROJ. ID. _____ FUND NO. _____ ORG. NO. _____
	A PORTION OF THE TOWN (NOW CITY) OF FRESNO	DR. BY: B. GIANNETTA CH BY: DATE: SCALE: AS NOTED
		SHEET NO. 1 OF 1 SHEET 15-A-