

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, DEDICATING CERTAIN CITY-
OWNED PROPERTY AS AN EASEMENT FOR PUBLIC
STREET PURPOSES AT PUMP STATION NO. 52A
LOCATED ON THE EAST SIDE OF NORTH NINTH
STREET SOUTH OF EAST DAKOTA AVENUE

WHEREAS, the City of Fresno owns property at 3758 North Ninth Street, located on the on the east side of North Ninth Street south of East Dakota Avenue (APN 437-090-15T); and

WHEREAS, the property is being developed by the City of Fresno's Water Division as Pump Station No. 52A in accordance with Conditional Use Permit No. C-12-176; and

WHEREAS, the property for Pump Station No. 52A was acquired by the City of Fresno by a Grant Deed recorded March 22, 2012 as Document No. 2012-0041078, Official Records of Fresno County; and

WHEREAS, in order to satisfy the requirements of Conditional Use Permit No. C-12-176, it is necessary to dedicate an easement for public street purposes, as described in Exhibit "A" and shown on Exhibit "B attached hereto and incorporated in this Resolution.

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

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1. That certain portion of City-owned property described in attached Exhibit "A" and shown on attached Exhibit "B" is hereby dedicated as an easement and right-of-way for public street purposes.

2. Nothing contained in this resolution shall be deemed or interpreted by any party to cause any interest created in the public pursuant to this resolution to ripen into any title, interest or right of the public against or adverse to the rights of the City of Fresno nor shall this resolution limit, restrict or modify the exemption of public property to title by prescription as defined within California Civil Code Section 1007.

3. The City Clerk of the City of Fresno shall certify to the passage of this resolution and attest thereto under the seal of the City of Fresno.

4. The City Engineer shall cause a City deed number to be assigned to this resolution and shall cause this resolution to be recorded in the Office of the Recorder of the County of Fresno, California. The original resolution shall be returned to the City Clerk after recordation and a copy thereof shall be filed in the Public Works deed file.

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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 _____, 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: _____
Mary Raterman-Doidge [Date]
Deputy City Attorney

Attachments: Exhibits "A" and "B"

EXHIBIT "A"

437-090-15T
Street easement

A portion of Lot 17 of National Colony, according to the map thereof recorded in Book 1 of Record of Surveys at Page 38, Fresno County Records, situated in the southeast quarter of Section 23, Township 13 South, Range 20 East, Mount Diablo Base and Meridian, according to the Official United States Government Township Plat thereof, more particularly described as follows:

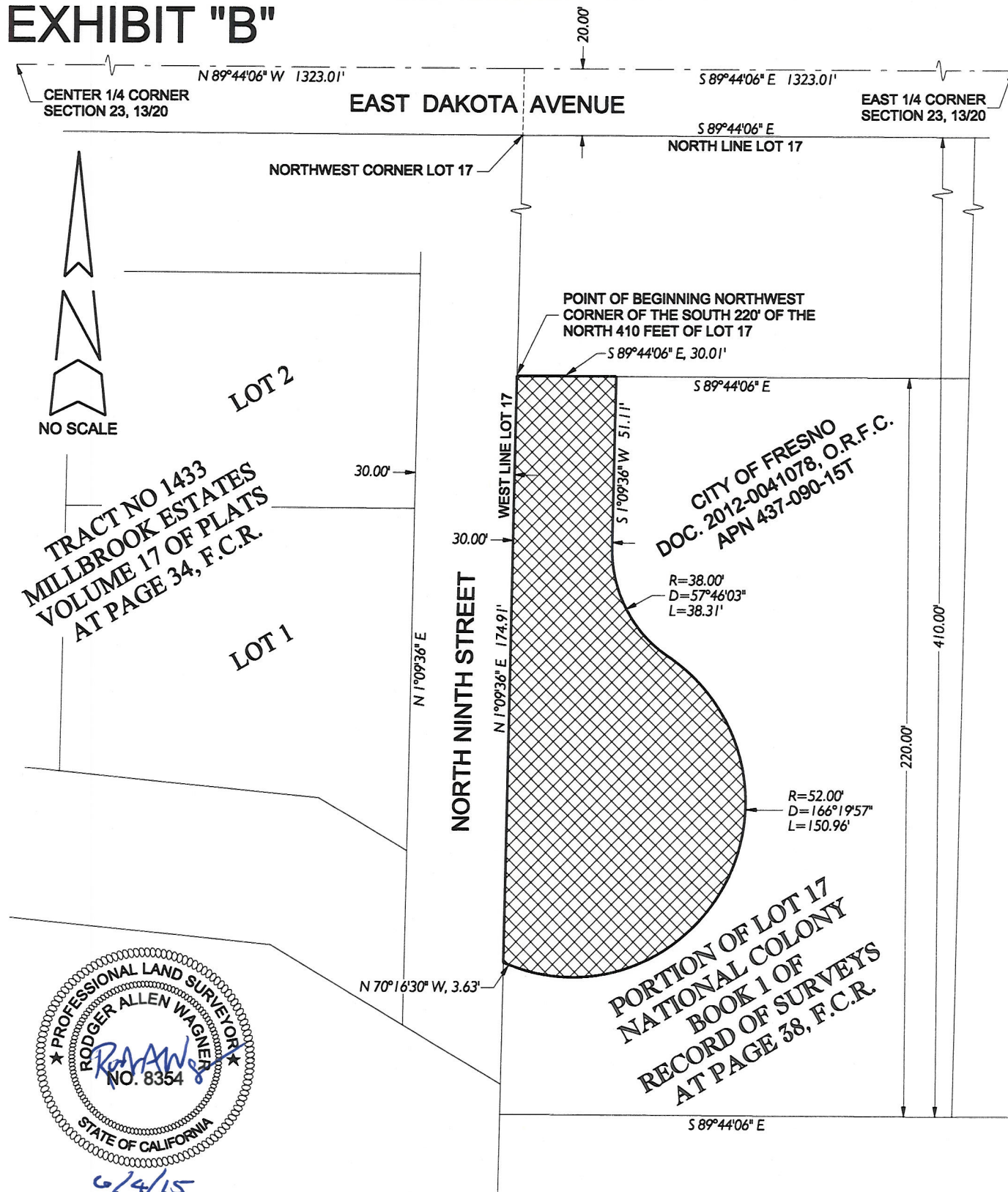
BEGINNING at the northwest corner of the south 220.00 feet of the north 410.00 feet of said Lot 17; thence S 89°44'06" E, along the north line of the south 220.00 feet of the north 410.00 feet of said Lot 17, a distance of 30.01 feet; thence S 1°09'36" W, parallel with and 30.00 feet east of the west line of said Lot 17, a distance of 51.11 feet to the beginning of a tangent curve concave northeasterly and having a radius of 38.00 feet; thence southeasterly, along the arc of said curve, through a central angle of 57°46'03", an arc distance of 38.31 feet to the beginning of a reverse curve concave northwesterly and having a radius of 52.00 feet; thence southerly and westerly, along the arc of said reverse curve, through a central angle of 166°19'57", an arc distance of 150.96 feet; thence N 70°16'30" W, a distance of 3.63 feet to the west line of said Lot 17; thence N 1°09'36" E, along said west line, a distance of 174.91 feet to the POINT OF BEGINNING.

Contains an area of 8,649 square feet, more or less.

For the purposes of this description, the north line of said Lot 17 is taken to be 20 feet south of the north line of the southeast quarter of said Section 23.



EXHIBIT "B"



INDICATES AREA TO BE DEDICATED
8,649 S.F. ±

REF. & REV.

2015-031

PLAT 2059

CITY OF FRESNO
DEPARTMENT OF PUBLIC WORKS

**PARCEL TO BE DEDICATED TO THE CITY OF FRESNO
AS AN EASEMENT AND RIGHT-OF-WAY FOR
PUBLIC STREET PURPOSES**

PROJ. ID. WC00016 RES TYPE P052A
FUND NO. 40101
ORG. NO. 411501

DR. BY A.J.
CH. BY R.A.W.
DATE MAY 22, 2015
SCALE NO SCALE

SHEET NO. 1
OF 1 SHEETS

15-A-9131