

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA TO VACATE TWO PORTIONS OF CITY-OWNED RIGHT OF WAY LOCATED AT THE EASTERN INTERSECTION OF TUOLUMNE STREET AND FULTON STREET, AND THE SOUTHERN INTERSECTION OF TUOLUMNE STREET AND VAN NESS AVENUE

WHEREAS, pursuant to Resolution of Intention No. 1162-D, on file in the Office of the City Clerk of the City of Fresno (City Clerk), a public hearing was held on April 23, 2026, at a regular meeting of the Council of the City of Fresno, California (City), at which time evidence was heard for and against the vacation of two portions of City-owned right of way located at the eastern intersection of Tuolumne Street and Fulton Street, and the southern intersection of Tuolumne Street and Van Ness Avenue; and

WHEREAS, the area proposed for vacation as described in Exhibit A and as shown on Exhibit B, which are attached and 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 Housing Authority of the City of Fresno, California, a public body corporate and politic is requesting the proposed vacation; and

WHEREAS, the purpose of this proposed vacation is to accommodate the construction of mixed-income housing as well as additional parking and commercial/retail uses with Zone Clearance Application Number. P24-03984; and

WHEREAS, the Traffic and Engineering Services Division, other City departments and utility agencies have reviewed the proposed vacation and determined that the public

1 of 4

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: _____

637316v3



Resolution No. _____

street right-of-way easement proposed for vacation as described in Exhibit A and as shown on Exhibit B is unnecessary for present or prospective public street purposes, subject to a reservation of a public utility easement as shown in Exhibit C, and Conditions of Approval as listed in Exhibit D, said exhibits are 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.

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

1. The Council finds from all the evidence submitted that the vacation of two portions of City-owned right of way located at the eastern intersection of Tuolumne Street and Fulton Street, and the southern intersection of Tuolumne Street and Van Ness Avenue as described in Exhibit A and as shown on Exhibit B are unnecessary for present and prospective public street purposes.

2. The public interest and convenience require, and it is hereby ordered, that as of May 7, 2026 the public street easement as described in Exhibit A and as shown on Exhibit B be vacated.

3. The proceedings for the vacation of such right of way are intended to be and shall be taken subject to a reservation of a public utility easement as shown on attached Exhibit C, and subject to Conditions of Approval as listed in Exhibit D, which are attached and incorporated herein. All work required by such conditions shall be completed in compliance with City Standard Specifications and approved by the Public Works Department.

4. The City Clerk shall certify to 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. The City Clerk shall file a certified copy of the resolution for recordation in the Office once all work associated with this requirement has been accepted by the City Engineer or the Public Works Director.

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

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, AMY K. ALLER, Interim 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 _____ 2026.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2026
Mayor Approval/No Return: _____, 2026
Mayor Veto: _____, 2026
Council Override Vote: _____, 2026

AMY K. ALLER
Interim City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
ANDREW JANZ
City Attorney

By: _____
Brent Richardson Date
Deputy City Attorney

- Attachments:
Exhibit A – Street Easement Vacation Legal Description
Exhibit B – Street Easement Vacation Map
Exhibit C – Reserved Public Utility Easement
Exhibit D – Condition of Approval

PW File No. 13345

EXHIBIT "A"
Sheet 1 of 2

LEGAL DESCRIPTION

Tuolumne Diverter Vacation

Those portions of land granted to the City of Fresno per Grant Deeds recorded April 26, 1972 in Book 6016, Page 135 as Document Number 37305 and in Book 6016, Page 139 as Document Number 37306, Official Records of Fresno County, situated in Block 86 of the Town (now City) of Fresno, according to the map thereof recorded in Volume 1 of Plats at Page 2, Fresno County Records, described as follows:

Area 1

BEGINNING at the most Westerly corner of Lot 32 of said Block 86; thence along the Northwesternly line of said Lot 32, North 49°00'05" East, 149.94 feet to the most Northerly corner of said Lot 32; thence along the Northeasterly lines of Lots 32, 31, and the Southerly prolongation thereof, South 89°56'24" West, 91.69 feet to the beginning of a non-tangent curve concave to the Southeast having a radius of 204.00 feet and to which said beginning a radial line bears North 36°50'42" West; thence Southwesterly, 14.71 feet along said non-tangent curve through a central angle of 4°07'54"; thence South 48°00'05" West, 135.23 feet to the Southwesterly line of Lot 30; thence along the Southwesterly lines of Lots 32, 31, and Southerly prolongation thereof, North 40°59'09" West, 56.06 feet to the point of **BEGINNING**.

Containing an area of 8,413 square feet more or less

Area 2

BEGINNING at the most Northerly corner of Lot 1 of said Block 86; thence along the Northeasterly lines of Lots 1 through 8 and the Southerly prolongation thereof, South 40°57'53" East, 203.41 feet to the beginning of a non-tangent curve concave to the Southwest having a radius of 70.00 feet and to which said beginning a radial line bears North 49°02'07" East, thence Northwesternly, 59.83 feet along said non-tangent curve through a central angle of 48°58'30"; thence North 89°56'24" West, 91.69 feet to the beginning of a tangent curve concave to the Southeast having a radius of 30.00 feet; thence Westerly and Southwesterly, 68.61 feet along said tangent curve through a central angle of 131°02'08" to a point on a line parallel with and being 7.00 feet Northerly of the Southwesterly lines of Lots 16 through 6 and the Northerly prolongation thereof of said Block 86; thence South 40°58'31" East along said parallel line, 286.99 feet to the Southeasterly line of Lot 16 of said Block 86; thence South 49°00'18" West along said Southeasterly line of Lot 16, 7.00 feet to the Most Southerly corner of said Lot 16; thence North 40°58'31" West along the Southwesterly lines of Lots 16 through 4 and the Northerly prolongation thereof, 332.04 feet to the beginning of a non-tangent curve concave to the Southeast having a radius of 58.00 feet and to which said beginning a radial line bears North 81°54'29" West; thence Northeasterly, 6.61 feet along said non-tangent curve through a central angle of 6°31'46"; thence North 11°12'31" West, 0.79 feet; thence South 76°34'55" West, 6.34

EXHIBIT "A"

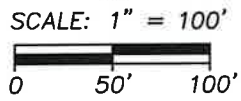
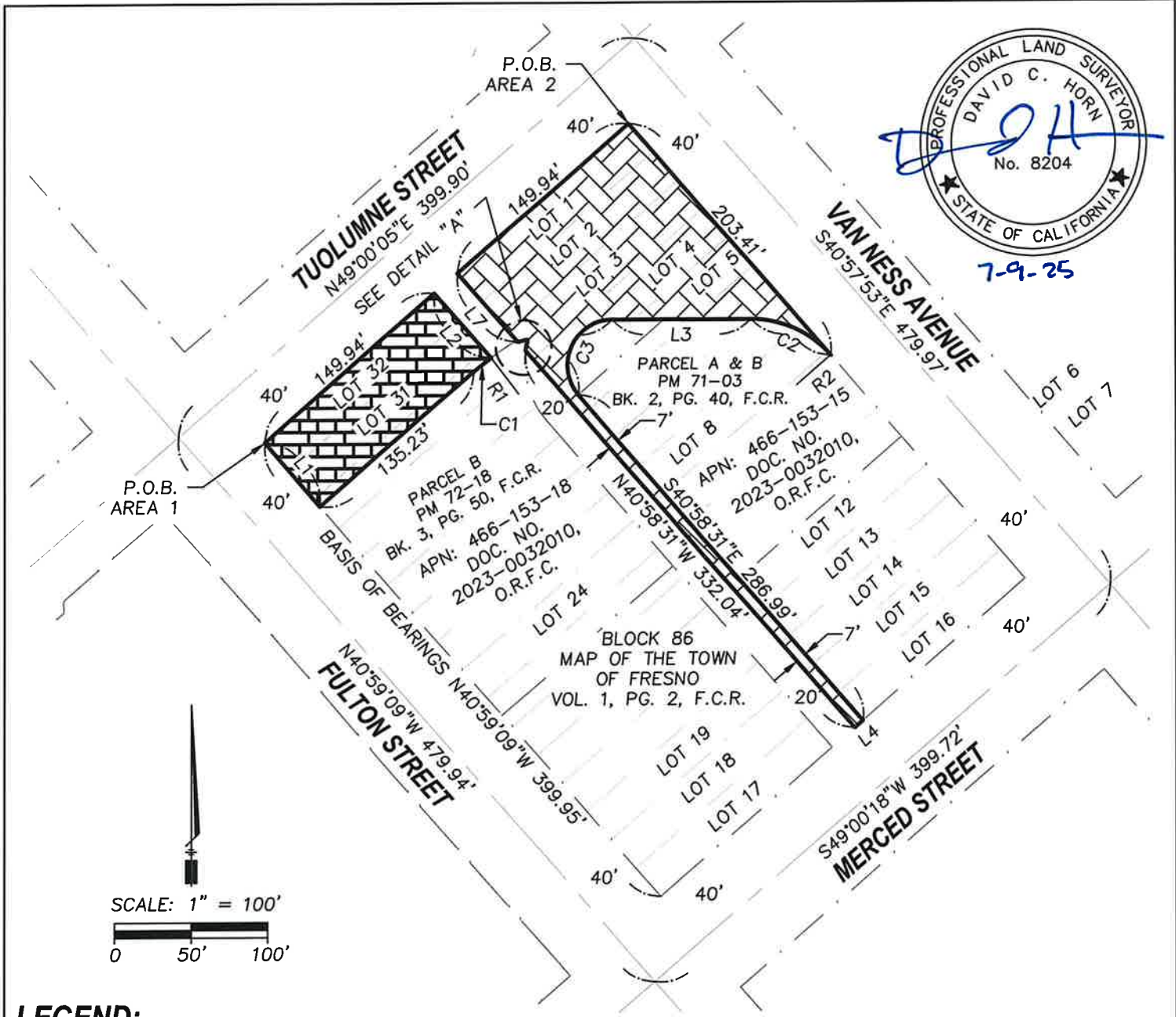
Sheet 2 of 2

feet to the Southwesterly line of Lot 3 of said Block 86; thence North 40°58'31" West along the Southwesterly lines of Lots 1, 2, and Southerly prolongation thereof, 60.26 feet to the Most Westerly corner of said Lot 1; thence North 49°00'05" East along the Northwesterly line of said Lot 1, 149.94 feet to the point of **BEGINNING**.

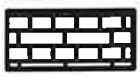
Containing an area of 19,487 square feet more or less.



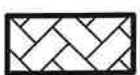
7-9-25



LEGEND:



AREA PREVIOUSLY GRANTED TO THE CITY OF FRESNO PER BOOK 6016, PAGE 135 OF DEEDS TO BE VACATED TO THE FRESNO CITY HOUSING AUTHORITY. AREA 1 = 8,413± S.F.



AREA PREVIOUSLY GRANTED TO THE CITY OF FRESNO PER BOOK 6016, PAGE 139 OF DEEDS TO BE VACATED TO THE FRESNO CITY HOUSING AUTHORITY. AREA 2 = 19,487± S.F.

- — — — — EXISTING CENTER LINE
- — — — — EXISTING RIGHT-OF-WAY/PROPERTY LINE
- F.C.R. FRESNO COUNTY RECORDS
- O.R.F.C. OFFICIAL RECORDS FRESNO COUNTY
- P.O.B. POINT OF BEGINNING

BASIS OF BEARINGS:

THE GEODETIC OBSERVATION OF THE SOUTHWEST LINE OF THE LOTS 17 THROUGH 32 IN BLOCK 86 OF THE MAP OF THE TOWN OF FRESNO, RECORDED IN VOL. 1 OF PLATS AT PAGE 2 FRESNO COUNTY RECORDS AND LOCATED IN SECTION 4, TOWNSHIP 14 SOUTH, RANGE 20 EAST, MOUNT DIABLO BASE AND MERIDIAN. TAKEN TO BE NORTH 40°59'09" WEST.

CITY OF FRESNO DEPARTMENT OF PUBLIC WORKS AND PLANNING

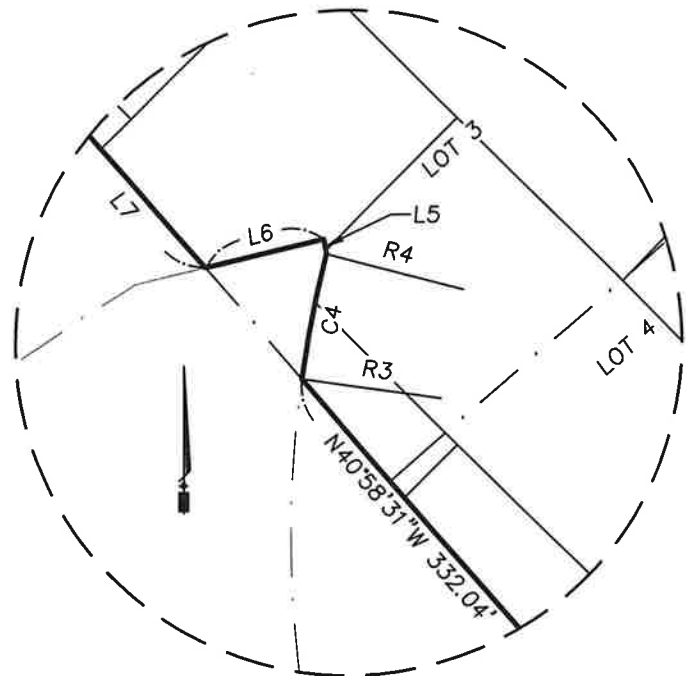
Yamabe & Horn Engineering, Inc.
 CIVIL ENGINEERS • LAND SURVEYORS
 2985 N. BURL AVENUE SUITE 101 FRESNO, CA 93727
 TEL: (559) 244-3123 WEBSITE: YANDHENG.COM

EXHIBIT "B"
 PUBLIC STREET RIGHT-OF-WAY TO BE VACATED AND GRANTED TO THE FRESNO CITY HOUSING AUTHORITY

Dr. By: <u>JA</u>	YH Job No. <u>22-339</u>
Ch. By: <u>RW</u>	F.B. No. _____
Date: <u>12/15/2023</u>	Sheet No. <u>1</u>
Scale: <u>As Noted</u>	of <u>2</u> Sheets



7A-25




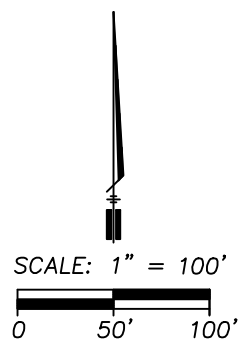
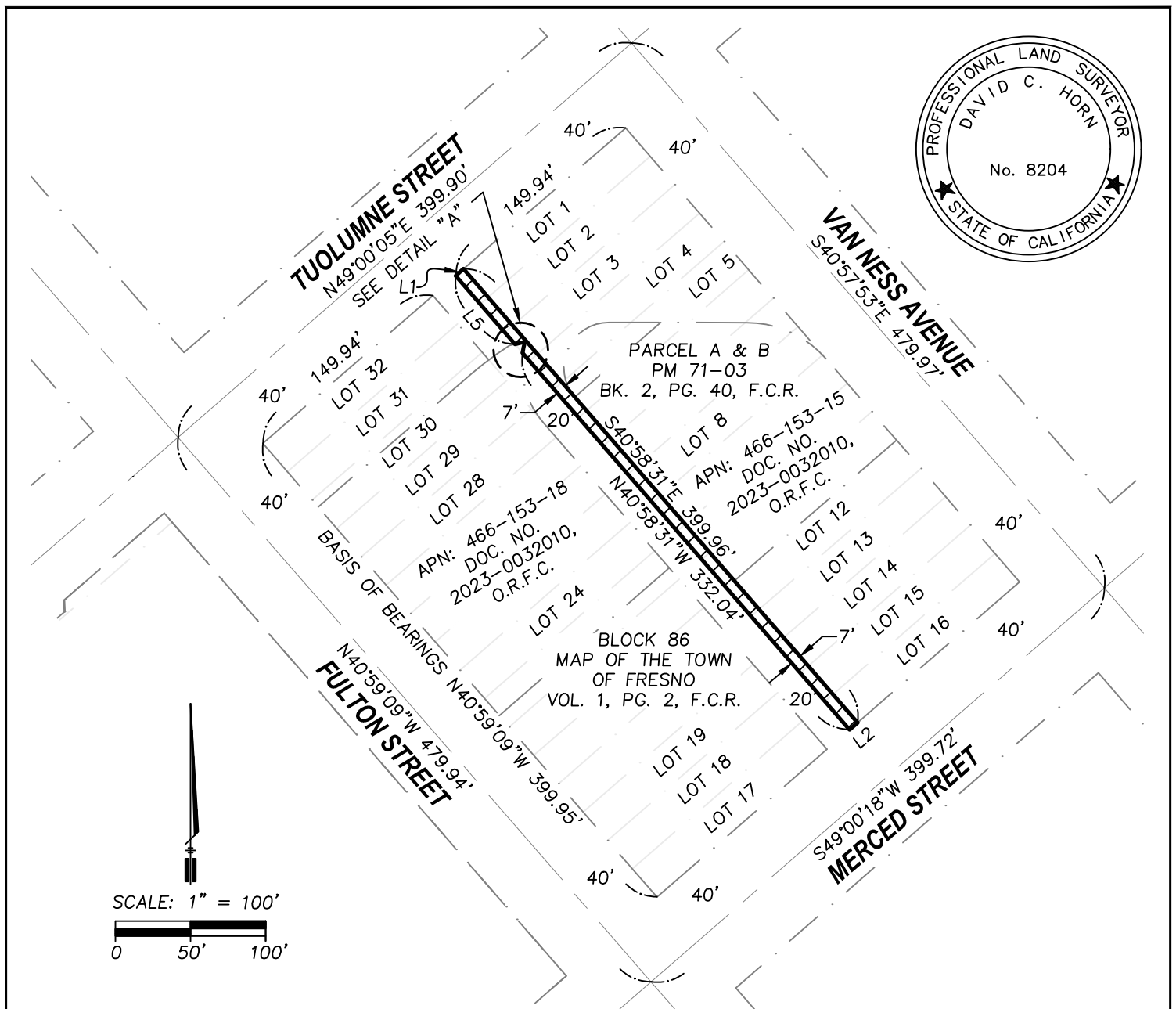
RADIAL TABLE	
RADIAL LINE	DIRECTION
R1	N36°50'42\"W
R2	N49°02'07\"E
R3	N81°54'29\"W
R4	N75°22'43\"W

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N40°59'09\"W	56.06'
L2	S40°58'31\"E	56.65'
L3	N89°56'24\"W	91.69'
L4	S49°00'18\"W	7.00'
L5	N11°12'31\"W	0.79'
L6	S76°34'55\"W	6.34'
L7	N40°58'31\"W	60.26'

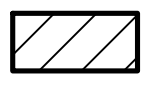
CURVE TABLE			
CURVE	RADIUS	DELTA	LENGTH
C1	204.00'	4°07'54\"	14.71'
C2	70.00'	48°58'30\"	59.83'
C3	30.00'	131°02'08\"	68.61'
C4	58.00'	6°31'46\"	6.61'

"A" **DETAIL**
1" = 10'

CITY OF FRESNO	DEPARTMENT OF PUBLIC WORKS AND PLANNING		
 <p>Yamabe & Horn Engineering, Inc. CIVIL ENGINEERS • LAND SURVEYORS <small>2985 N. BURL AVENUE SUITE 101 FRESNO, CA 93727 TEL: (559) 244-3123 WEBSITE: YANDHENG.COM</small></p>	EXHIBIT "B"		Dr. By: <u>JA</u> Ch. By: <u>RW</u> Date: <u>12/15/2023</u> Scale: <u>As Noted</u>
	PUBLIC STREET RIGHT-OF-WAY TO BE VACATED AND GRANTED TO THE FRESNO CITY HOUSING AUTHORITY		YH Job No. <u>22-339</u> F.B. No. _____ Sheet No. <u>2</u> of <u>2</u> Sheets



LEGEND:



AREA PREVIOUSLY GRANTED TO THE CITY OF FRESNO PER BOOK 6016, PAGE 139 OF DEEDS TO BE VACATED AND RESERVED AS A PUBLIC UTILITY EASEMENT
 AREA = 2,778± S.F.

— — — — — EXISTING CENTER LINE


— — — — — EXISTING RIGHT-OF-WAY/PROPERTY LINE

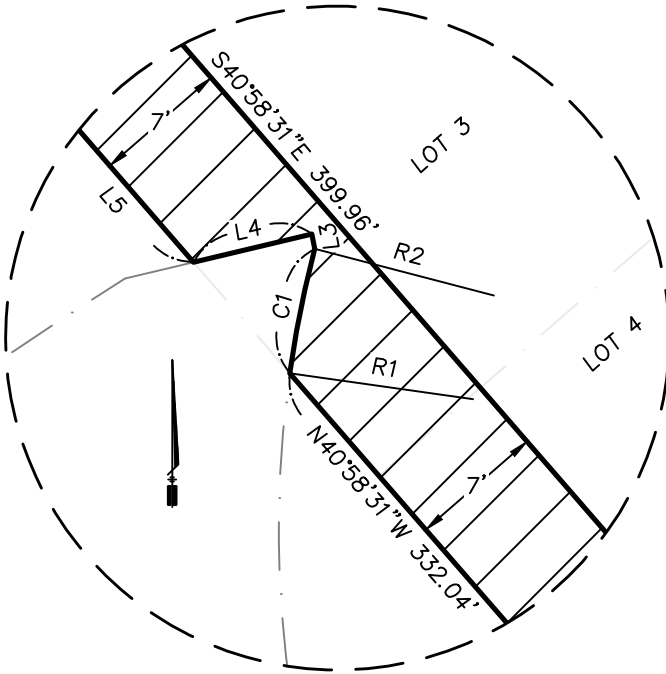
F.C.R. FRESNO COUNTY RECORDS

O.R.F.C. OFFICIAL RECORDS FRESNO COUNTY

BASIS OF BEARINGS:

THE GEODETIC OBSERVATION OF THE SOUTHWEST LINE OF THE LOTS 17 THROUGH 32 IN BLOCK 86 OF THE MAP OF THE TOWN OF FRESNO, RECORDED IN VOL. 1 OF PLATS AT PAGE 2 FRESNO COUNTY RECORDS AND LOCATED IN SECTION 4, TOWNSHIP 14 SOUTH, RANGE 20 EAST, MOUNT DIABLO BASE AND MERIDIAN.
 TAKEN TO BE NORTH 40°59'09" WEST.

CITY OF FRESNO	DEPARTMENT OF PUBLIC WORKS AND PLANNING		
 <p>Yamabe & Horn Engineering, Inc. <small>CIVIL ENGINEERS • LAND SURVEYORS</small> <small>2985 N. BURL AVENUE SUITE 101 FRESNO, CA 93727 TEL: (559) 244-3123 WEBSITE: YANDHENG.COM</small></p>	<p align="center">EXHIBIT "C"</p> <p align="center">PUBLIC STREET RIGHT-OF-WAY TO BE VACATED AND RESERVED AS A PUBLIC UTILITY EASEMENT BY THE CITY OF FRESNO</p>		<p>Dr. By: <u>JA</u> YH Job No. <u>22-339</u></p> <p>Ch. By: <u>RW</u> F.B. No. _____</p> <p>Date: <u>12/15/2023</u> Sheet No. <u>1</u></p> <p>Scale: <u>As Noted</u> of <u>2</u> Sheets</p>



RADIAL TABLE	
RADIAL LINE	DIRECTION
R1	S81°54'29"E
R2	N75°22'43"W

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N49°00'05"E	7.00'
L2	S49°00'18"W	7.00'
L4	S76°34'55"W	6.34'
L5	N40°58'31"W	60.26'

"A"

DETAIL

1" = 10'

CURVE TABLE			
CURVE	RADIUS	DELTA	LENGTH
C1	58.00'	6°31'46"	6.61'

CITY OF FRESNO

DEPARTMENT OF PUBLIC WORKS AND PLANNING



**Yamabe & Horn
Engineering, Inc.**

CIVIL ENGINEERS • LAND SURVEYORS

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EXHIBIT "C"

PUBLIC STREET RIGHT-OF-WAY TO BE
VACATED AND RESERVED AS A PUBLIC
UTILITY EASEMENT BY THE CITY OF FRESNO

Dr. By: JA

YH Job No. 22-339

Ch. By: RW

F.B. No. _____

Date: 12/15/2023

Sheet No. 2

Scale: As Noted

of 2 Sheets

EXHIBIT "D"
VACATION CONDITIONS OF APPROVAL

1. Fresno Metropolitan Flood Control District requires an easement or relocation of their facilities within the proposed area to be vacated.
2. Pacific Gas and Electric Company requires an easement or relocation of their facilities within the proposed area to be vacated.