

RESOLUTION OF INTENT NO. 1120-D

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, TO VACATE A PORTION OF EAST COPPER AVENUE AT NORTH MILLBROOKE AVENUE AND A PORTION OF A PUBLIC UTILITY EASEMENT IN OUTLOT A AND LOTS 1 THROUGH 4 OF TRACT NO. 6099

WHEREAS, it is the intention of the Council of the City of Fresno, State of California (the "City"), to order the vacation a portion of East Copper Avenue at North Millbrook Avenue and a portion of a public utility easement in Outlot "A" and Lots 1 through 4 of Tract Map No. 6099 reserved from a previous vacation, as shown on the attached Vacation Exhibit. City of Fresno Resolution No. 2009-138 vacated a portion of North Millbrook Avenue north of East Copper Avenue and reserved a portion as a public utility easement, and it also vacated a portion of public utility easement next to North Millbrook Avenue.

WHEREAS, the area proposed for vacation is shown on the Vacation Exhibit, said exhibit is 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, Granville Homes is requesting the proposed vacation; and

WHEREAS, the purpose of the vacation is accommodate development associated with Tract Map No. 6099, recorded in Volume 87, at Pages 32 through 34, Fresno County Records; and

WHEREAS, the Traffic and Engineering Services Division, other City departments and utility agencies have reviewed the proposed vacation and determined that the public right-of-way and utility easement proposed for vacation as shown on the

1 of 3

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:



Resolution No.

Vacation Exhibit is unnecessary for present or prospective public street and utility purposes subject to the reservation of a multi-purpose trail easement over a portion of the proposed for vacation area as shown on said Vacation Exhibit.

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

1. The hour of 10:00 a.m. on April 5, 2018, 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 a portion of the public street and utility proposed to be vacated is useful as a multi-purpose trail as shown on the attached Vacation Exhibit 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 April 5, 2018, hearing, the Council may proceed to make a final determination, at the public hearing, that the public street be vacated as provided herein.

* * * * *

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 _____, 2018.

AYES :
NOES :
ABSENT :
ABSTAIN :

YVONNE SPENCE, MMC, CRM
City Clerk

BY: _____
Deputy

APPROVED AS TO FORM:

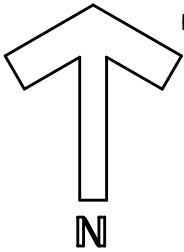
DOUGLAS T. SLOAN
CITY ATTORNEY'S OFFICE

BY: _____
John Hastrup
Deputy

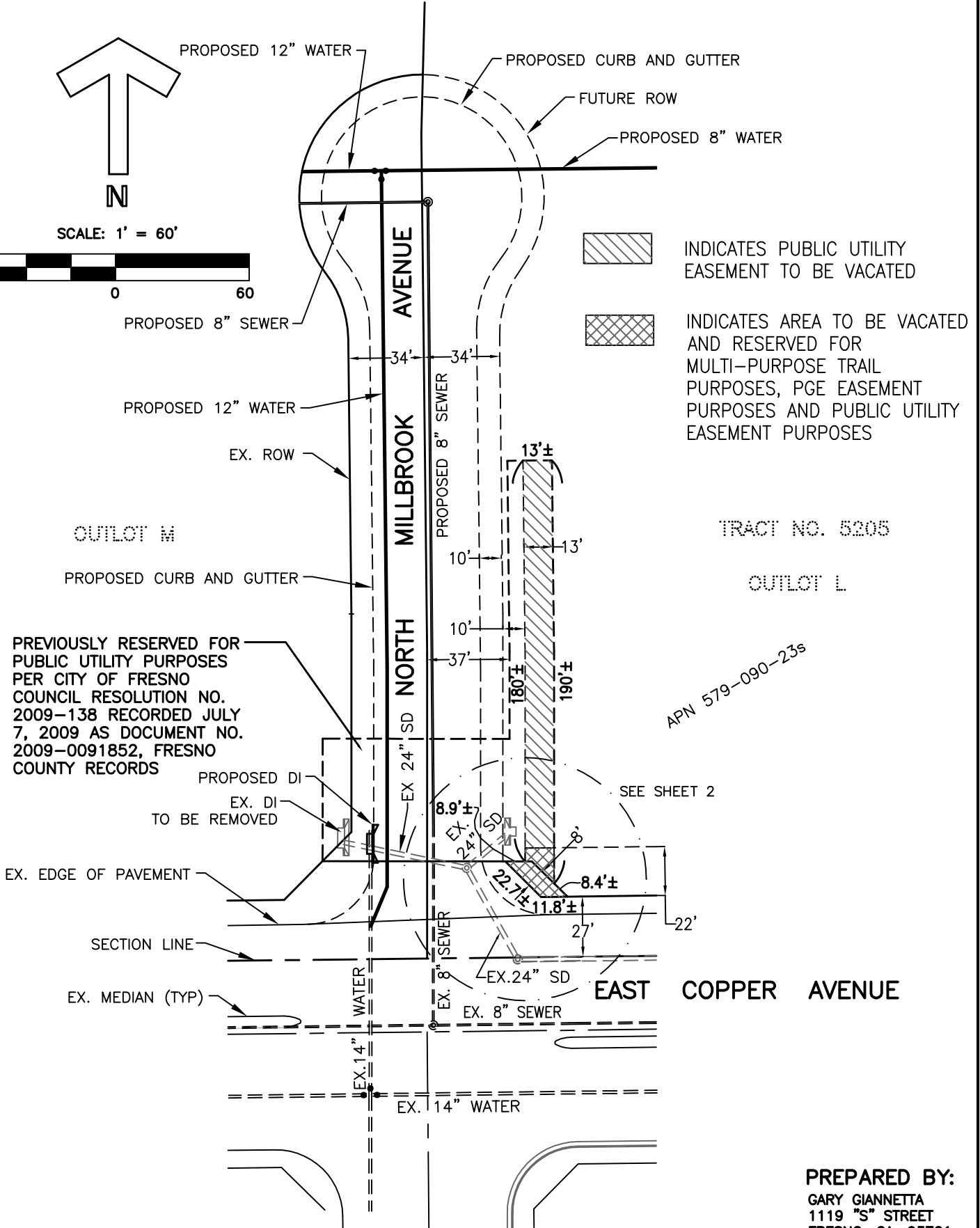
Attachment: Vacation Exhibit
PW File No. 11836

VACATION EXHIBIT

SHEET 1 OF 2



SCALE: 1" = 60'



DATE: 9/15/14

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

VACATION EXHIBIT

SHEET 2 OF 2

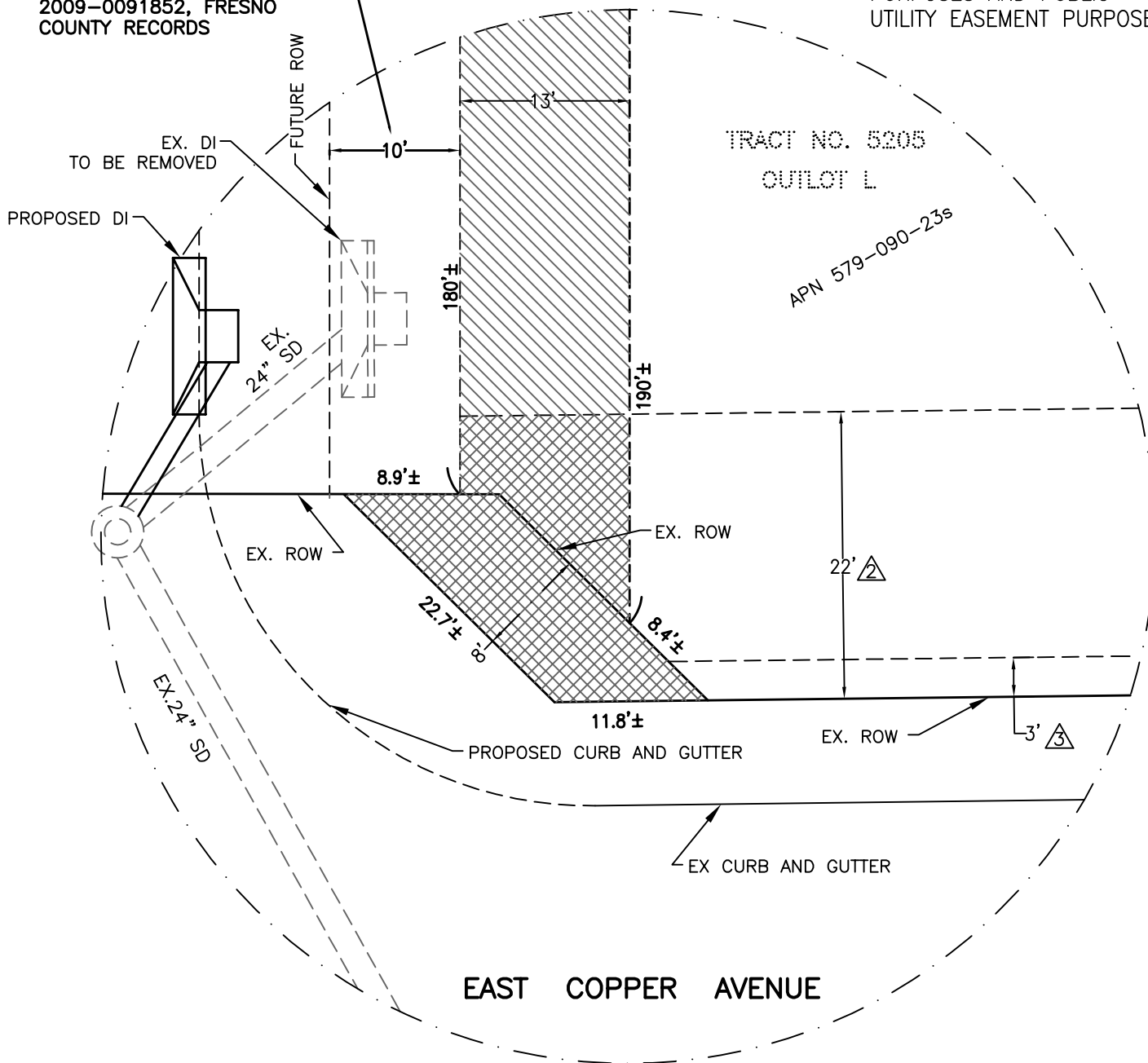


INDICATES PUBLIC UTILITY EASEMENT TO BE VACATED



INDICATES AREA TO BE VACATED AND RESERVED FOR MULTI-PURPOSE TRAIL PURPOSES, PGE EASEMENT PURPOSES AND PUBLIC UTILITY EASEMENT PURPOSES

PREVIOUSLY RESERVED FOR PUBLIC UTILITY PURPOSES PER CITY OF FRESNO COUNCIL RESOLUTION NO. 2009-138 RECORDED JULY 7, 2009 AS DOCUMENT NO. 2009-0091852, FRESNO COUNTY RECORDS



PREVIOUSLY DEDICATED FOR MULTI PURPOSE TRAIL EASEMENT PURPOSES, PER AMENDING MAP OF TRACT NO. 5205, RECORDED IN VOLUME 76 OF PLATS, AT PAGES 46 THROUGH 70, FRESNO COUNTY RECORDS



PREVIOUSLY DEDICATED FOR PG&E EASEMENT PURPOSES, PER DOCUMENT NO. 2006-0127434 RECORDED JUNE 19, 2006 F.C.R.



PG&E EASEMENT FOR PUBLIC UTILITIES RECORDED AS DOCUMENT NO. 97048897, O.R.F.C.

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

9/15/14