

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, ORDERING THE VACATION OF
THE LORENA-GEARY ALLEY, EAST GEARY AVENUE,
AND THE GEARY-FLORENCE ALLEY, ALL BETWEEN
SOUTH PLUMAS STREET AND SOUTH WALNUT
STREET

WHEREAS, pursuant to Resolution of Intention No. 1102-D, on file in the Office of the City Clerk of the City of Fresno (the City Clerk), a public hearing was held on November 19, 2015, at a regular meeting of the Council of the City of Fresno, California (the City), at which evidence was heard for and against the vacation of the hereinafter described public street and alley rights-of-way, situated within the City; and

WHEREAS, Edison Plaza Partners, L.P. is requesting the vacation of the Lorena-Geary Alley, East Geary Avenue, and the Geary-Florence Alley, all between South Plumas Street and South Walnut Street, as shown on Exhibit "A", which is attached and incorporated in this Resolution; and

WHEREAS, the purpose of the vacation is to accommodate development as proposed by Conditional Use Permit (CUP) No. C-15-007 which proposes the construction of a 128 unit multi-family affordable/market rate residential project; and

WHEREAS, the street and alleys proposed to be vacated were dedicated as easements for public street and alley purposes by the map of Long Brother's Addition recorded January 28, 1888, in Volume 1 of Plats at Page 59, Fresno County Records; and

WHEREAS, the Traffic and Engineering Services Division, other City

1 of 4

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:



Resolution No.

departments and utility agencies have reviewed the proposed vacation and determined that the rights-of-way proposed for vacation are unnecessary for present or prospective public street or alley purposes subject to the reservations of public utility easements over portions of the areas to be vacated as shown on Exhibit "B", which is attached and incorporated in this resolution; and

WHEREAS, this action is being taken pursuant to the provisions of the Public Streets, Highways, and Service Easements Vacation Law (California Streets and Highways Code Sections 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 that the Lorena-Geary Alley, East Geary Avenue, and the Geary-Florence Alley, all between South Plumas Street and South Walnut Street, as shown on Exhibit "A", are unnecessary for present and prospective public street or alley purposes.

2. The public interest and convenience require, and it is hereby ordered, that as contemplated by Resolution of Intention No. 1102-D adopted by the Council on October 29, 2015, the public street and public alley rights-of-way as shown on Exhibit "A", which is attached and incorporated herein, be and are hereby vacated and abandoned.

3. The City reserves portions of the area to be vacated as a permanent easement, to be used any time, to construct, maintain, operate, replace, remove and renew sanitary sewers, water mains, storm drains, and appurtenant structures in, upon, and over the public street easement proposed to be vacated and, pursuant to any

existing franchises or renewals thereof, or otherwise, to construct, maintain, operate, replace, remove, renew and enlarge lines of pipe, conduits, cables, wires, poles, and other convenient structures, equipment, and fixtures for the operation of gas pipelines, telegraphic and telephone lines, railroad lines, and for the transportation or distribution of electric energy, petroleum and its products, ammonia and water, and for incidental purposes, including access to protect such works from all hazards in, upon, and over the public street right-of-way to be vacated. The areas to be reserved pursuant to this paragraph are shown on Exhibit "B", which is attached and incorporated herein.

4. All proceedings for the vacation of such rights-of-way are intended to be and shall be taken subject to the conditions listed herein. All work required by such conditions shall be completed in compliance with City Standard Specifications and approved by the Public Works Department.

5. 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.

6. The City Clerk shall file a certified copy of the resolution for recordation in the Office of the Recorder of Fresno County. The vacation shall become effective on the date this resolution is recorded.

* * * * *

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: _____
TRACY N. PARVANIAN
Deputy City Attorney

Attachments: Exhibits "A" and "B"

PW File 11933

EXHIBIT "A"

WEST CALIFORNIA AVENUE

NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 17, 14/20

[N 89°57'53"W 2609.23'] N 89°09'42"E 2609.26' (N 89°09'48"E 2609.30') WITH 2' SWING TIES
[1941.92'] 1956.94' (1956.97') [652.31'] 652.32' (652.33') CR 6144

NORTHEAST CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.

FOUND 1/2" ROD, DOWN 9" CR 6144

NORTH 1/4 CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.
FOUND 3/4" IRON PIPE TAGGED LS 8354
FLUSH IN PAVEMENT WITH
(4) 2-FOOT SWING TIES
MONUMENT OF RECORD
FOUND 1" IRON PIPE DOWN 11" IN HANDWELL
TAGGED LS 5096
CR 7414

BASIS OF BEARINGS

THE WEST LINE OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 14 SOUTH, RANGE 20 EAST, MOUNT DIABLO BASE AND MERIDIAN, WAS TAKEN TO BEAR NORTH, AS SHOWN ON THE MAP RECORDED IN BOOK 48 OF RECORD OF SURVEYS AT PAGE 95, FRESNO COUNTY RECORDS.

RECORD DATA

(...) PER RECORD OF SURVEY RECORDED IN BOOK 48 OF RECORD OF SURVEYS AT PAGE 95, FRESNO COUNTY RECORDS.

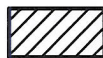
[...] PER DEED OF EASEMENT RECORDED AS DOCUMENT No. 2009-0095487 ON JULY 14, 2009, O.R.F.C.

FOUND 1" IRON PIPE UP 5", TAGGED LS 6945
ACCEPTED AS SOUTHEAST CORNER OF LOT 45 OF CALIFORNIA HEIGHTS VOLUME 12 OF PLATS PAGE 51 FRESNO COUNTY RECORDS



FOUND 1 1/2" IRON PIPE, DOWN 18" WITH BAR IN CENTER, NOT TAGGED
ACCEPTED AS POINT ON WEST LINE OF LOT 9 OF FRESNO COLONY, VOLUME 2 OF PLATS PAGE 8, FRESNO COUNTY RECORDS
N 00°16'28"W 0.25' FROM SOUTH LINE OF SAID LOT 9 (SET TAG, LS 6945)

LEGEND



INDICATES AREAS TO BE VACATED.

EAST 1/4 CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.
POSITION FALLS ON MANHOLE RE-ESTABLISHED PER TIES CR 6763

PLOT VIEW: SHEET 1
AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV.
PW FILE 11933

CITY OF FRESNO
DEPARTMENT OF PUBLIC WORKS

STREETS AND ALLEYS IN LONG BROTHER'S ADDITION
TO BE VACATED

PROJ. ID. _____ KRA _____
FUND NO. _____ RES TYPE _____
ORG. NO. _____

DR. BY _____ PWL _____
CH. BY _____
DATE _____
SCALE 1" = 200'

SHEET NO. 1
OF 3 SHEETS

EXHIBIT "A"

BLOCK 3
LONG BROTHERS
ADDITION
VOLUME 1 OF PLATS AT PAGE 59, F.C.R.

A.P.N.
477-142-22

PROVIDENCE BAPTIST
CHURCH OF FRESNO

DEED OF EASEMENT GRANTED TO THE CITY OF FRESNO
JUNE 14, 2004 AS DOCUMENT No. 2004-0130432.

SOUTH WALNUT AVENUE

EAST GEARY AVENUE

DETAIL "A"

SCALE: 1"=30"

LEGEND



INDICATES AREAS TO BE VACATED.

(...)

INDICATES RECORD DATA PER DEED OF
EASEMENT GRANTED TO THE CITY OF
FRESNO JULY 14, 2009 AS DOCUMENT
No. 2009-0095487, O.R.F.C.

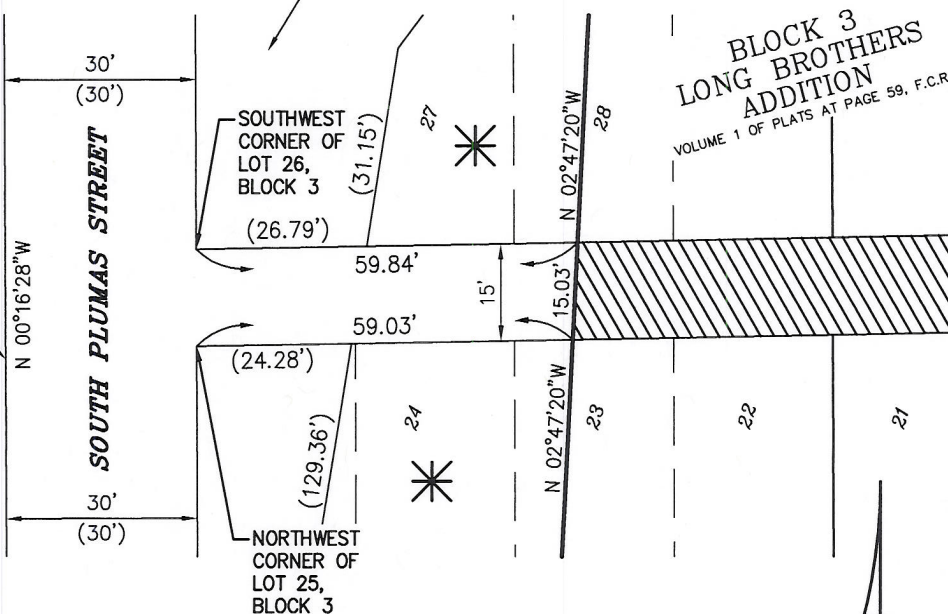


PUBLIC STREET EASEMENT TO BE
DEDICATED.

DEED OF EASEMENT GRANTED TO THE CITY OF FRESNO
JULY 14, 2009 AS DOCUMENT No. 2009-0095487.

BLOCK 3
LONG BROTHERS
ADDITION
VOLUME 1 OF PLATS AT PAGE 59, F.C.R.

WEST RIGHT OF WAY FOR SOUTH
PLUMAS STREET PER CALIFORNIA
HEIGHTS, RECORDED IN VOLUME 12
OF PLATS AT PAGE 51, FRESNO
COUNTY RECORDS.



DETAIL "B"

SCALE: 1"=30"



MARK W. GREENWOOD

LS 6945

STREETS AND ALLEYS IN LONG BROTHER'S ADDITION
TO BE VACATED

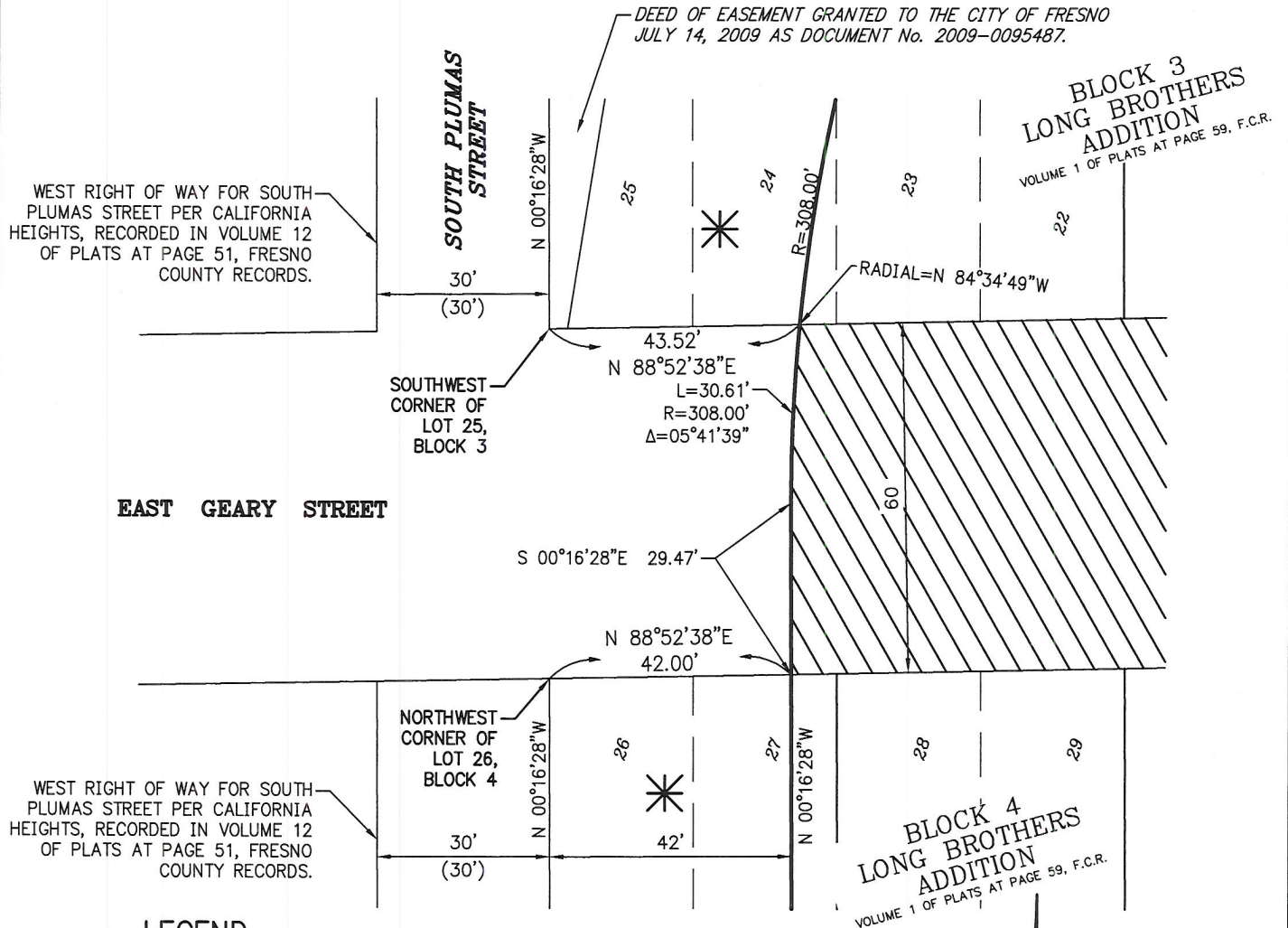
PROJ. ID. _____	KRA _____
FUND NO. _____	RES TYPE _____
ORG. NO. _____	
DR. BY _____	PWL _____
CH. BY _____	
DATE _____	
SCALE 1" = 30'	
SHEET NO. <u>2</u> OF <u>3</u> SHEETS	

PLOT VIEW: SHEET 2
AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV.
PW FILE 11933

CITY OF FRESNO
DEPARTMENT OF PUBLIC WORKS

EXHIBIT "A"



LEGEND



INDICATES AREA TO BE VACATED.



PUBLIC STREET EASEMENT TO BE DEDICATED.

DETAIL "C"

SCALE: 1"=30'



SCALE: 1" = 30'



SCALE IN FEET



MARK W. GREENWOOD

LS 6945

9/28/15

PLOT VIEW: SHEET 2
AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV.
PW FILE 11933

CITY OF FRESNO
DEPARTMENT OF PUBLIC WORKS

PROJ. ID. _____ KRA _____
FUND NO. _____ RES TYPE _____
ORG. NO. _____

STREETS AND ALLEYS IN LONG BROTHER'S ADDITION
TO BE VACATED

DR. BY _____ PWL _____
CH. BY _____
DATE _____
SCALE 1" = 30'

SHEET NO. **3**
OF **3** SHEETS

EXHIBIT "B"

WEST CALIFORNIA AVENUE

NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 17, 14/20

[N 89°57'53"W 2609.23'] N 89°09'42"E 2609.26' (N 89°09'48"E 2609.30') WITH 2' SWING TIES
[1941.92'] 1956.94' (1956.97') [652.31'] 652.32' (652.33') CR 6144

NORTHEAST CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.

FOUND 1/2" ROD, DOWN 9" POSITION FALLS ON MANHOLE RE-ESTABLISHED PER TIES CR 6763

NORTH 1/4 CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.
FOUND 3/4" IRON PIPE TAGGED LS 8354
FLUSH IN PAVEMENT WITH
(4) 2-FOOT SWING TIES
MONUMENT OF RECORD
FOUND 1" IRON PIPE DOWN 11" IN HANDWELL
TAGGED LS 5096
CR 7414

BASIS OF BEARINGS

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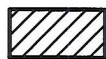
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FRESNO COUNTY RECORDS



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ACCEPTED AS POINT ON WEST LINE OF LOT 9 OF FRESNO COLONY, VOLUME 2 OF PLATS PAGE 8, FRESNO COUNTY RECORDS
N 00°16'28"W 0.25' FROM SOUTH LINE OF SAID LOT 9 (SET TAG, LS 6945)

LEGEND



INDICATES AREAS TO BE VACATED AND RESERVED FOR PUBLIC UTILITY PURPOSES.

EAST 1/4 CORNER OF SECTION 17, T. 14 S., R. 20 E., M.D.B. & M.
POSITION FALLS ON MANHOLE RE-ESTABLISHED PER TIES CR 6763

N 89°10'56"E 2626.20' (S 89°10'54"W 2626.25')
EAST CHURCH AVENUE

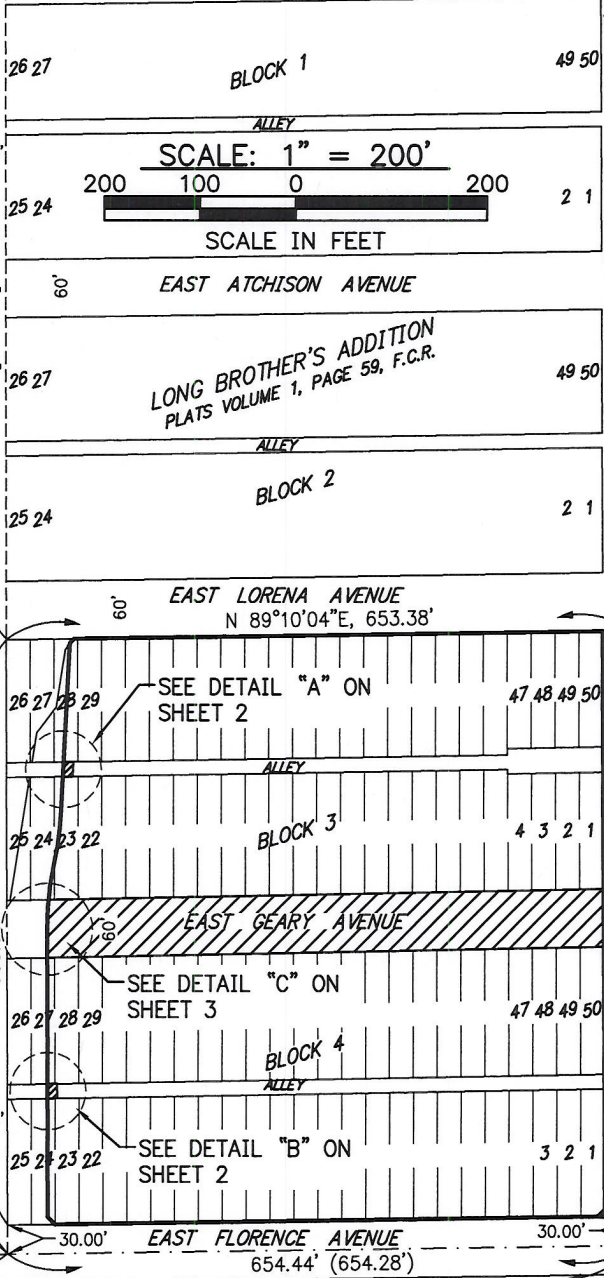
SOUTH FRUIT AVENUE
WEST LINE OF THE NORTHEAST QUARTER OF SECTION 17, 14/20

BASIS OF BEARINGS
[S 00°35'54"W] NORTH 2652.89' (1326.42') (1326.44')

SOUTH PLUMAS AVENUE
[S 00°35'54"W] N 00°16'28"W 1326.69' (693.15') [693.15']

SOUTH WALNUT AVENUE
EAST LINE OF THE NORTHEAST QUARTER OF SECTION 17, 14/20

[S 00°30'24"W] N 00°21'58"W, 2653.58' (1326.79') (1326.76')



PLOT VIEW: SHEET 04
AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV. PW FILE 11933	CITY OF FRESNO DEPARTMENT OF PUBLIC WORKS PORTIONS OF VACATED STREETS AND ALLEYS IN LONG BROTHER'S ADDITION BEING RESERVED AS PUBLIC UTILITY EASEMENTS	PROJ. ID. _____ KRA _____ FUND NO. _____ RES TYPE _____ ORG. NO. _____ DR. BY _____ PWL _____ CH. BY _____ DATE _____ SCALE 1" = 200'	SHEET NO. <u>1</u> OF <u>3</u> SHEETS
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EXHIBIT "B"

*-DEED OF EASEMENT GRANTED TO THE CITY OF FRESNO
JULY 14, 2009 AS DOCUMENT No. 2009-0095487.*

BLOCK 3
LONG BROTHERS
ADDITION
VOLUME 1 OF PLATS AT PAGE 59, F.C.R.

WEST RIGHT OF WAY FOR SOUTH-
PLUMAS STREET PER CALIFORNIA
HEIGHTS, RECORDED IN VOLUME 12
OF PLATS AT PAGE 51, FRESNO
COUNTY RECORDS.

LEGEND

 INDICATES AREAS TO BE VACATED AND RESERVED FOR PUBLIC UTILITY PURPOSES.

(...) INDICATES RECORD DATA PER DEED OF
EASEMENT GRANTED TO THE CITY OF FRESNO
JULY 14, 2009 AS DOCUMENT No. 2009-0095487.

✱ PUBLIC STREET EASEMENT TO BE DEDICATED.

DETAIL "A"

SCALE: 1"=30"

WEST RIGHT OF WAY FOR SOUTH-
PLUMAS STREET PER CALIFORNIA
HEIGHTS, RECORDED IN VOLUME 12
OF PLATS AT PAGE 51, FRESNO
COUNTY RECORDS.

BLOCK 4
LONG BROTHERS
ADDITION
VOLUME 1 OF PLATS AT PAGE 59, F.C.R.

DETAIL "B"

SCALE: 1"=30"



MARK W. GREENWOOD

LS 6945

PLOT VIEW: SHEET 05
AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV.
PW FILE 11933

CITY OF FRESNO
DEPARTMENT OF PUBLIC WORKS

PORTIONS OF VACATED STREETS AND ALLEYS IN
LONG BROTHER'S ADDITION BEING RESERVED AS
PUBLIC UTILITY EASEMENTS

PROJ. ID. _____ KRA _____
FUND NO. _____ RES TYPE _____
ORG. NO. _____

DR. BY <u>PWL</u> CH. BY _____ DATE _____ SCALE <u>1" = 30'</u>	SHEET NO. <u>2</u> OF <u>3</u> SHEETS
--	--

EXHIBIT "B"

DEED OF EASEMENT GRANTED TO THE CITY OF FRESNO
JULY 14, 2009 AS DOCUMENT No. 2009-0095487

BLOCK 3
LONG BROTHERS
ADDITION
VOLUME 1 OF PLATS AT PAGE 59, F.C.R.

WEST RIGHT OF WAY FOR SOUTH
PLUMAS STREET PER CALIFORNIA
HEIGHTS, RECORDED IN VOLUME 12
OF PLATS AT PAGE 51, FRESNO
COUNTY RECORDS

SOUTH PLUMAS
STREET

SOUTHWEST
CORNER OF
LOT 25,
BLOCK 3

EAST GEARY STREET

WEST RIGHT OF WAY FOR SOUTH
PLUMAS STREET PER CALIFORNIA
HEIGHTS, RECORDED IN VOLUME 12
OF PLATS AT PAGE 51, FRESNO
COUNTY RECORDS

NORTHWEST
CORNER OF
LOT 26,
BLOCK 4

BLOCK 4
LONG BROTHERS
ADDITION
VOLUME 1 OF PLATS AT PAGE 59, F.C.R.

LEGEND



INDICATES AREAS TO BE VACATED AND
RESERVED FOR PUBLIC UTILITY PURPOSES.



PUBLIC STREET EASEMENT TO BE DEDICATED.

DETAIL "C"

SCALE: 1"=30"



SCALE: 1" = 30'



SCALE IN FEET



MARK W. GREENWOOD

LS 6945

PLOT VIEW: SHEET 06
AUTOCAD ID: 15011 EASEMENT.DWG

REF. & REV.
PW FILE 11933

CITY OF FRESNO
DEPARTMENT OF PUBLIC WORKS

PORTIONS OF VACATED STREETS AND ALLEYS IN
LONG BROTHER'S ADDITION BEING RESERVED AS
PUBLIC UTILITY EASEMENTS

PROJ. ID. _____ KRA _____
FUND NO. _____ RES TYPE _____
ORG. NO. _____

DR. BY _____ PWL _____
CH. BY _____
DATE _____
SCALE 1" = 30'
SHEET NO. 3
OF 3 SHEETS