

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, TO VACATE A STREET,  
PIPELINE, AND UTILITY EASEMENT IN LOT 8 OF TRACT  
MAP NO. 4043

WHEREAS, pursuant to Resolution of Intention No. 1125-D, on file in the Office of the City Clerk of the City of Fresno (City Clerk), a public hearing was held on September 20, 2018, 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 a street, pipeline, and utility easement in Lot 8 of Tract Map No. 4043, situated within the City; and

WHEREAS, Joseph Pickett is requesting the proposed vacation a street, pipeline, and utility easement in Lot 8 of Tract Map No. 4043, as shown in Exhibit "A" which is attached and incorporated in this Resolution; and

WHEREAS the purpose of this vacation is to is to allow construction of a new residence on the subject property; and

WHEREAS, the Traffic and Engineering Services Division, other City departments and utility agencies have reviewed the proposed vacation and determined that the public street right-of-way, pipeline, and utility easement proposed for vacation as shown in Exhibit "A" is unnecessary for present or prospective public street and utility purposes subject to the reservation of public utility easement as shown in Exhibit "B", 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, this action is being taken pursuant to the provisions of the Public Streets, Highways, and Service Easements Vacation Law (Cal. Sts. & Hy. Code §§

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:



Resolution No. \_\_\_\_\_

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 vacation of a street, pipeline, and utility easement in Lot 8 of Tract Map No. 4043, as shown in Exhibit “A” is unnecessary for present and prospective public street and utility purposes.
2. The public interest and convenience require, and it is hereby ordered, that as contemplated by Resolution of Intention No. 1125-D adopted by the Council on August 30, 2018, the public street right-of-way, pipeline, and utility easement as shown in Exhibit “A” be vacated.
3. The City further reserves a public utility easement over that portion of the proposed area to be vacated as shown in Exhibit “B”.
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.

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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 \_\_\_\_\_, 2018.

AYES       :  
NOES       :  
ABSENT     :  
ABSTAIN    :

Mayor Approval: \_\_\_\_\_, 2018  
Mayor Approval/No Return: \_\_\_\_\_, 2018  
Mayor Veto: \_\_\_\_\_, 2018  
Council Override Vote: \_\_\_\_\_, 2018

YVONNE SPENCE, MMC, CRM  
City Clerk

BY: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
CITY ATTORNEY'S OFFICE

BY: \_\_\_\_\_  
John Hastrup  
Deputy City Attorney

\_\_\_\_\_ Date

Attachment: Exhibits "A" and "B"  
PW File No. 12317

# EXHIBIT "A"



TRACT  
NO. 4043

6

7

32

((N 00°06'18" E))

WEST SWIFT AVENUE

10' PUE

25'

THE N.W. CORNER OF LOT 1 OF TRACT 3589  
ACCEPTED FOR THE EAST LINE OF THE W. 1/2 OF THE S.W. 1/4  
OF THE S.E. 1/4 OF SEC 15, 13/19

10

N 00°06'51" E  
166.00'

9

N 00°06'51" E  
166.00'

8

((40.00'))  
((N 89°51'04" W))  
((N 00°06'51" E 150.00'))  
166.00'  
166.00' (166.00')  
166.00' (166.00')  
50'  
56.00'

828.05' (828.05')  
N 00°06'51" E

1

2

3

INDICATES EXISTING EASEMENT AREA TO BE VACATED.

[N 89°59'27" W 657.35']

AN EASEMENT FOR STREET, PIPELINE, AND UTILITY PURPOSES  
RECORDED JANUARY 15, 1986 AS DOC. NO. 86005116 O.R.

REF. & REV.

PLAT \_\_\_\_\_

CITY OF FRESNO  
DEPARTMENT OF PUBLIC WORKS

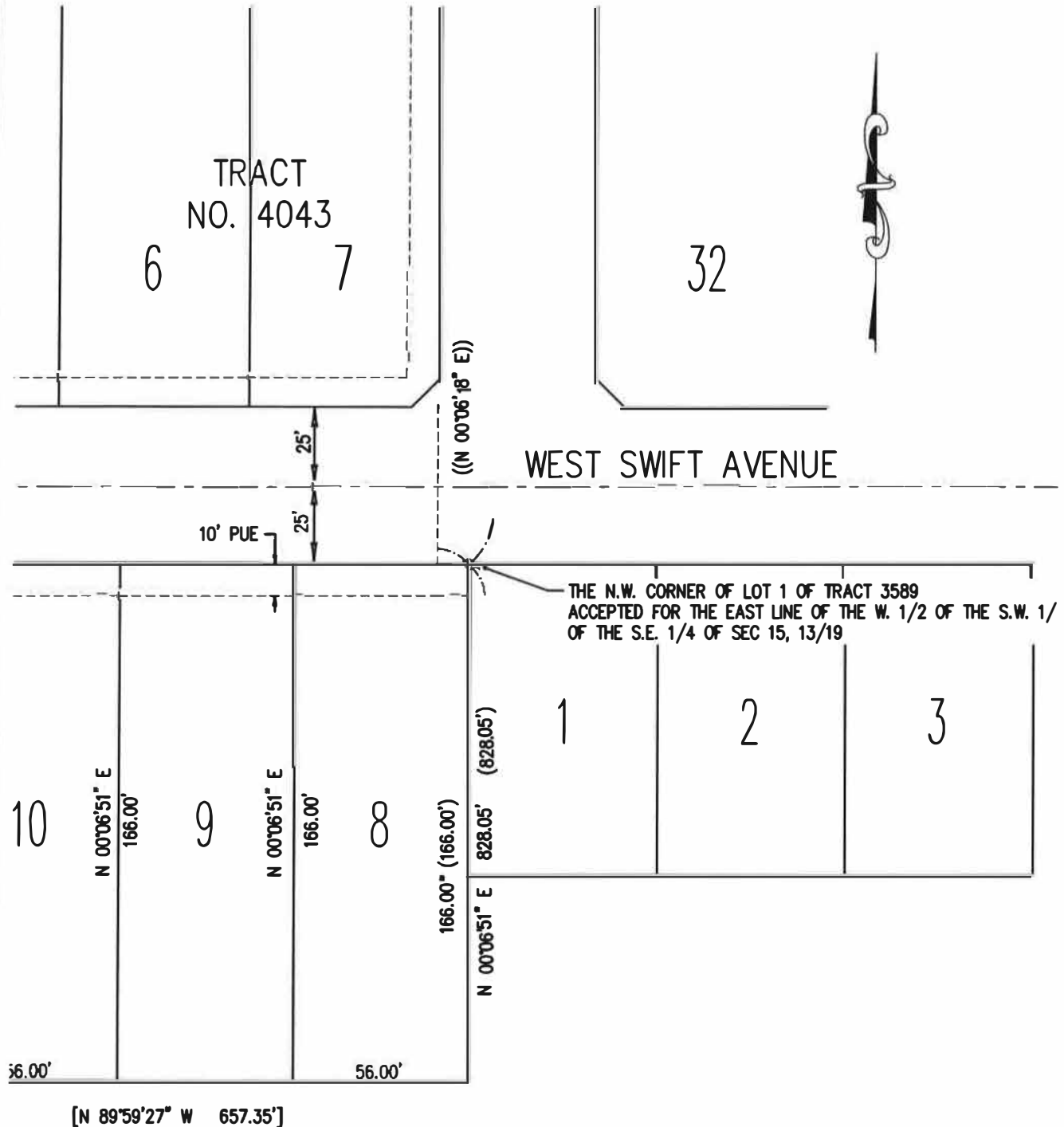
UTILITY EASEMENT TO BE VACATED  
BY THE CITY OF FRESNO

PROJ. ID. \_\_\_\_\_ RES TYPE \_\_\_\_\_  
FUND NO. \_\_\_\_\_  
ORG. NO. \_\_\_\_\_

DR. BY \_\_\_\_\_ PO \_\_\_\_\_  
CH. BY \_\_\_\_\_ JP \_\_\_\_\_  
DATE MAY 02, 2018  
SCALE NO SCALE

SHEET NO. 1  
OF 1 SHEET

# EXHIBIT "B"



|             |                                                         |                                         |
|-------------|---------------------------------------------------------|-----------------------------------------|
| REF. & REV. | CITY OF FRESNO<br>DEPARTMENT OF PUBLIC WORKS            | PROJ. ID. _____ RES TYPE _____          |
|             | UTILITY EASEMENT TO BE VACATED<br>BY THE CITY OF FRESNO | FUND NO. _____<br>ORG. NO. _____        |
| PLAT _____  |                                                         | DR. BY <u>PO</u>                        |
|             |                                                         | CH. BY <u>JP</u>                        |
|             |                                                         | DATE <u>MAY 03, 2018</u>                |
|             |                                                         | SCALE <u>NO SCALE</u>                   |
|             |                                                         | SHEET NO. <u>1</u><br>OF <u>1</u> SHEET |