

RESOLUTION NUMBER _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, TO VACATE A PORTION OF WEST SPAATZ AVENUE AND DOOLITTLE DRIVE BETWEEN NORTH BLYTHE AVENUE AND WEST HERNDON AVENUE

WHEREAS, pursuant to Resolution of Intent Number 1128-D, on file in the Office of the City Clerk of the City of Fresno (City Clerk), a public hearing was held on August 20, 2020, 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 a portion West Spaatz Avenue and North Doolittle Drive between North Blythe Avenue and West Herndon Avenue; and

WHEREAS, Richard Ginder is requesting the proposed vacation of a portion of West Spaatz Avenue and North Doolittle Drive between North Blythe Avenue and West Herndon Avenue, as shown in Exhibit "A" which is attached and incorporated in this Resolution; and

WHEREAS the purpose of this vacation is to facilitate ultimate public street right of way alignments and widths within the City of Fresno; 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 proposed for vacation as shown in Exhibit "A" is unnecessary for present or prospective public street purposes subject to the reservation of a public utility easement over the entire area proposed to be vacated, and also subject to all conditions as listed in Exhibit "B" incorporated herein; and

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: 

Resolution No.

WHEREAS, this action is being taken pursuant to the provisions of the Public Streets, Highways, and Service Easements Vacation Law (Cal. Sts. & Hy. Code §§ 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 portion of West Spaatz Avenue and North Doolittle Drive between North Blythe Avenue and West Herndon Avenue, as shown in Exhibit "A" is unnecessary for present and prospective public street purposes.

2. The public interest and convenience require, and it is hereby ordered, that as of August 20, 2020, the public street easement as shown in Exhibit "A" be vacated.

3. The proceedings for the vacation of such right-of-way are intended to be and shall be taken subject to the conditions of approval listed in Exhibit "B", which is attached and incorporated herein. All work required by such conditions shall be completed in compliance with City Standard Specifications.

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, 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 _____, 2020.

AYES :
NOES :
ABSENT :
ABSTAIN :

YVONNE SPENCE, MMC, CRM
City Clerk

BY: _____
Deputy

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

BY: _____
Kristi M. Costa
Deputy City Attorney

Date

Attachment:
Exhibits "A" and "B"
PW File No. 12358