



Legislation Details (With Text)

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**Title:** HEARING to consider the vacation of the most northerly corner cut-off of M street and Inyo Street (Council District 3)  
1. \*\*\*RESOLUTION - Ordering the vacation of the most northerly corner cut-off of M Street and Inyo Street (Subject to Mayor's Veto)

**Sponsors:** Public Works Department

**Indexes:**

**Code sections:**

**Attachments:** 1. 22-542 M\_InyoVacationVicinityMap, 2. Corrected Resolution to Vacate M\_Inyo03.14.22

Date	Ver.	Action By	Action	Result
4/21/2022	1	City Council	ADOPTED	Pass

**REPORT TO THE CITY COUNCIL**

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Public Works Department, Engineering Division, Right of Way Section

**SUBJECT**

HEARING to consider the vacation of the most northerly corner cut-off of M street and Inyo Street (Council District 3)  
1. \*\*\*RESOLUTION - Ordering the vacation of the most northerly corner cut-off of M Street and Inyo Street (Subject to Mayor's Veto)

**RECOMMENDATIONS**

Staff recommends the City Council conduct the required public hearing and at the close of the hearing, adopt the attached resolution ordering the vacation of the most northerly corner cut-off of M Street and Inyo Street.

**EXECUTIVE SUMMARY**

Metro Hospitality Services, Inc. is proposing to vacate the most northerly corner cut-off of M Street and Inyo Street, consisting of approximately 11 square feet of street right-of-way. The purpose of this

vacation is to accommodate Development Permit Application Number P21-01109, which is the construction of a five story Marriott hotel.

## **BACKGROUND**

The most northerly corner cut-off at M Street and Inyo Street was originally dedicated by Deed of Easement recorded February 27, 1986, Official Records Fresno County. It is located at the most southerly corner of Lot 17 of the Map the Town (now City) of Fresno, in Volume 1 of Plats, at Page 2, Fresno County Records. The vacation will return approximately 11 square feet back to useable space by the owner. The purpose of this vacation is to accommodate Development Permit Application Number P21-01109, which is the construction of a five story Marriott hotel.

The 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 is unnecessary for present or prospective public street purposes as described in Exhibit "A" and as shown on Exhibit "B", subject to conditions of approval as listed in Exhibit "C", said exhibits are included in the attached Resolution to Vacate.

The City is not disposing of any land and therefore the Surplus Land Act is not applicable.

City Attorney's Office has approved the attached Resolution to Vacate as to form. The vacation, if approved by the Council at the public hearing, will become effective when the vacating resolution is recorded in the office of the Fresno County Recorder, but not until the City Engineer determines that the conditions listed in the attached resolution have been satisfied and accepted by the City.

## **ENVIRONMENTAL FINDINGS**

On March 10, 2022 the City Council of the City of Fresno adopted a Categorical Exemption per Environmental Assessment Number P21-04415. This project is exempt under Section 15301/Class 1 of the California Environmental Quality Act (CEQA) Guidelines.

## **LOCAL PREFERENCE**

Local preference does not apply because the vacation of a public street easement does not involve bidding or contracting.

## **FISCAL IMPACT**

There will be no City funds involved with this vacation and it is located in Council District 3. Metro Hospitality Services, Inc. has paid all processing fees to cover staff cost in accordance with the Master Fee Schedule.

Attachments:

M\_InyoVacationVicinityMap  
Resolution to Vacate