



Legislation Details (With Text)

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Title: Adopt Resolution of Intention No. 1111-D to vacate the Broadway Diagonal between "H" Street and Broadway Plaza and the Broadway Plaza - "H" Street alley between Merced Street and the Broadway Diagonal. (Council District 3.)

Sponsors: Public Works Department

Indexes:

Code sections:

Attachments: 1. Exhibit A.pdf, 2. 12066 RESO ROI.pdf

Date	Ver.	Action By	Action	Result
10/20/2016	1	City Council	approved	Pass

REPORT TO THE CITY COUNCIL

October 20, 2016

FROM: SCOTT L. MOZIER, PE, Director
Public Works Department

THROUGH: ANDREW J. BENELLI, PE, City Engineer/Assistant Director
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JILL GORMLEY, TE, City Traffic Engineer/Division Manager
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BY: JASON A. CAMIT, PLS, Chief Surveyor
Public Works Department, Traffic and Engineering Services Division

SUBJECT

Adopt Resolution of Intention No. 1111-D to vacate the Broadway Diagonal between "H" Street and Broadway Plaza and the Broadway Plaza - "H" Street alley between Merced Street and the Broadway Diagonal. (Council District 3.)

RECOMMENDATION

Staff recommends the City of Fresno to adopt Resolution of Intention No. 1111-D to vacate the Broadway Diagonal between "H" Street and Broadway Plaza and the Broadway Plaza - "H" Street

alley between Merced Street and the Broadway Diagonal, and set the required hearing at 2:05 p.m. on November 17, 2016.

EXECUTIVE SUMMARY

APEC International, is requesting the vacation of the Broadway Diagonal between “H” Street and Broadway Plaza and the Broadway Plaza - “H” Street alley between Merced Street and the Broadway Diagonal, as shown on Exhibit “A” of the attached Resolution of Intention. The proposed vacation is to accommodate development proposed by Site Plan No. S-14-076.

BACKGROUND

The proposed vacation is to accommodate development proposed by Site Plan No. S-14-076. This development includes the rehabilitation of the historic Hotel Fresno with 10,005 square feet of retail space and the construction of a multi-story parking structure with 4,000 square feet of retail space.

The public street and alley right-of-way being vacated is shown on Exhibit “A” of the attached Resolution of Intention. A portion of the Broadway Diagonal right-of-way was dedicated in fee simple title by grant deed recorded May 9, 1967 in Book 5437, at Page 79, Official Records Fresno County. The remaining portion of the Broadway Diagonal right-of-way was dedicated in easement by deed recorded June 29, 1981 in Book 7754, at Page 797, Official Record Fresno County. The Broadway Plaza - “H” Street alley between Merced Street and the Broadway Diagonal is a 20-foot alley in Block 63 of the map of the Town of Fresno in Book 1 of Plats at Page 2, Fresno County Records.

The Traffic and Engineering Services Division, other City departments and utility agencies have reviewed the proposed vacation and determined that the portion right-of-way easement proposed for vacation is unnecessary for present or prospective public street purposes as shown in Exhibit “A” of the attached Resolution of Intent, subject to the reservation of a public utility easement over the entire area proposed for vacation and the conditions listed on Exhibit “B” of the attached Resolution of Intention.

City Attorney has approved the attached Resolution of Intention 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

The adoption of a Resolution of Intention is not a “project” pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378.

LOCAL PREFERENCE

Not applicable because the vacation of public right-of-way does not involve bidding or contracting.

FISCAL IMPACT

There will be no City funds involved with this vacation. The adjacent property owners have paid all processing fees to cover staff cost in accordance with the Master Fee Schedule.

Attachment:

Exhibit "A"

Resolution of Intent No. 1111-D