



Legislation Details (With Text)

File #: ID16-1187 **Version:** 1 **Name:**
Type: Action Item **Status:** Passed
File created: 10/5/2016 **In control:** City Council
On agenda: 10/20/2016 **Final action:** 10/20/2016

Title: Actions pertaining to Resolution of Intention No. 1110-D to vacate the “F” - “G” alley between Stanislaus Street and Tuolumne Street and a portion of Tuolumne Street. (Council District 3).
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301 of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment No. EA-16-022-HSR.
2. Adopt Resolution of Intention No. 1110-D to vacate the “F” - “G” alley between Stanislaus Street and Tuolumne Street and a portion of Tuolumne Street.

Sponsors: Public Works Department

Indexes:

Code sections:

Attachments: 1. VICINITY.pdf, 2. EA 16-022-HSR.pdf, 3. 12014 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
Public Works Department, Traffic and Engineering Services Division

JILL GORMLEY, TE, City Traffic Engineer/Division Manager
Public Works Department, Traffic and Engineering Services Division

BY: JASON A. CAMIT, PLS, Chief Surveyor
Public Works Department, Traffic and Engineering Services Division

SUBJECT

Actions pertaining to Resolution of Intention No. 1110-D to vacate the “F” - “G” alley between Stanislaus Street and Tuolumne Street and a portion of Tuolumne Street. (Council District 3).
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301 of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment No. EA-16-022-HSR.

2. Adopt Resolution of Intention No. 1110-D to vacate the “F” - “G” alley between Stanislaus Street and Tuolumne Street and a portion of Tuolumne Street.

RECOMMENDATION

Staff recommends the City of Fresno to adopt Resolution of Intention No. 1110-D for the proposed vacation of a portion the “F” - “G” alley between Stanislaus Street and Tuolumne Street and a portion of Tuolumne Street, and set the required hearing at 10:00 a.m. on November 17, 2016.

EXECUTIVE SUMMARY

The Ellis Family Partnership, is requesting the vacation of the “F” - “G” alley between Stanislaus Street and Tuolumne Street and a portion of Tuolumne Street as shown on Exhibit “A” of the attached Resolution of Intention. The proposed vacation will mitigate construction impacts due to High Speed Rail construction.

BACKGROUND

The proposed vacation will mitigate impacts to the adjacent properties northerly of the Tuolumne Street overpass, which is being reconstructed. This reconstruction will eliminate the Tuolumne Street overpass frontage road and also eliminate access to the “F” - “G” alley creating a dead end alley.

The public street and alley right-of-way easement being vacated is shown on Exhibit “A” of the attached Resolution of Intention. The right-of-way is described as that portion a 20-foot “F” - “G” alley in Block 16 of the map of the Town of Fresno in Book 1 of Plats at Page 2, Fresno County Records, and a portion of Tuolumne Street as dedicated per said map.

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

This project is exempt under Sections 15301/Class 1 of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment No. EA-16-105. Under the Section 15301/Class 1 exemption, the minor alteration of existing public facilities, such as streets, sidewalks, etc., involving no expansion of use beyond that existing at this time, are exempt from CEQA requirements. The vacation will remove unusable sidewalks and return the property's maintenance over to the adjoining private property owners. The proposed vacation of the above-described land meets the criteria noted

above. No significant effects would occur as a result of the proposed project. Therefore, the above described project complies with the conditions described in Section 15301/Class 1 of the CEQA Guidelines. None of the exceptions to Categorical Exemptions set forth in the CEQA Guidelines Section 15300.2 apply to this project.

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:

Vicinity Map

EA-16-022-HSR

Resolution of Intent No. 1110-D