



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution of Intention to Abandon Old Beckman Road, from 325 Feet to 1,400 Feet North of Kettleman Lane, and Set Public Hearing for May 2, 2001

MEETING DATE: April 4, 2001

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council adopt a resolution of intention to abandon Old Beckman Road from 325 feet to 1,400 feet north of Kettleman Lane, as shown on Exhibit A, and set it for public hearing on May 2, 2001.

BACKGROUND INFORMATION: With the realignment of Beckman Road and construction of Business Park Drive, this section of Beckman Road is no longer needed for street purposes. In addition, the developer of the site shown as Parcel I on the exhibit, G-REM, Inc., installed an underground storm drain where an open ditch adjacent to Highway 99 was located. The right-of-way for the ditch can be abandoned as well, as long as a permanent easement is retained. All of the abandoned right-of-way will be retained as permanent easement.

The relocation of the street is in conformance with the General Plan previously approved by the Planning Commission. An actual exchange of property will be addressed in a separate agreement with the developer. This action is only removing the public use of the street area.

FUNDING: Not applicable.

Richard C. Prima, Jr.
Public Works Director

Prepared by Sharon Blaufus, Management Analyst II

RCP/SB/pkh

Attachment

cc: Randy Hays, City Attorney
Rad Bartlam, Community Development Director
G-REM, Inc.

APPROVED: _____

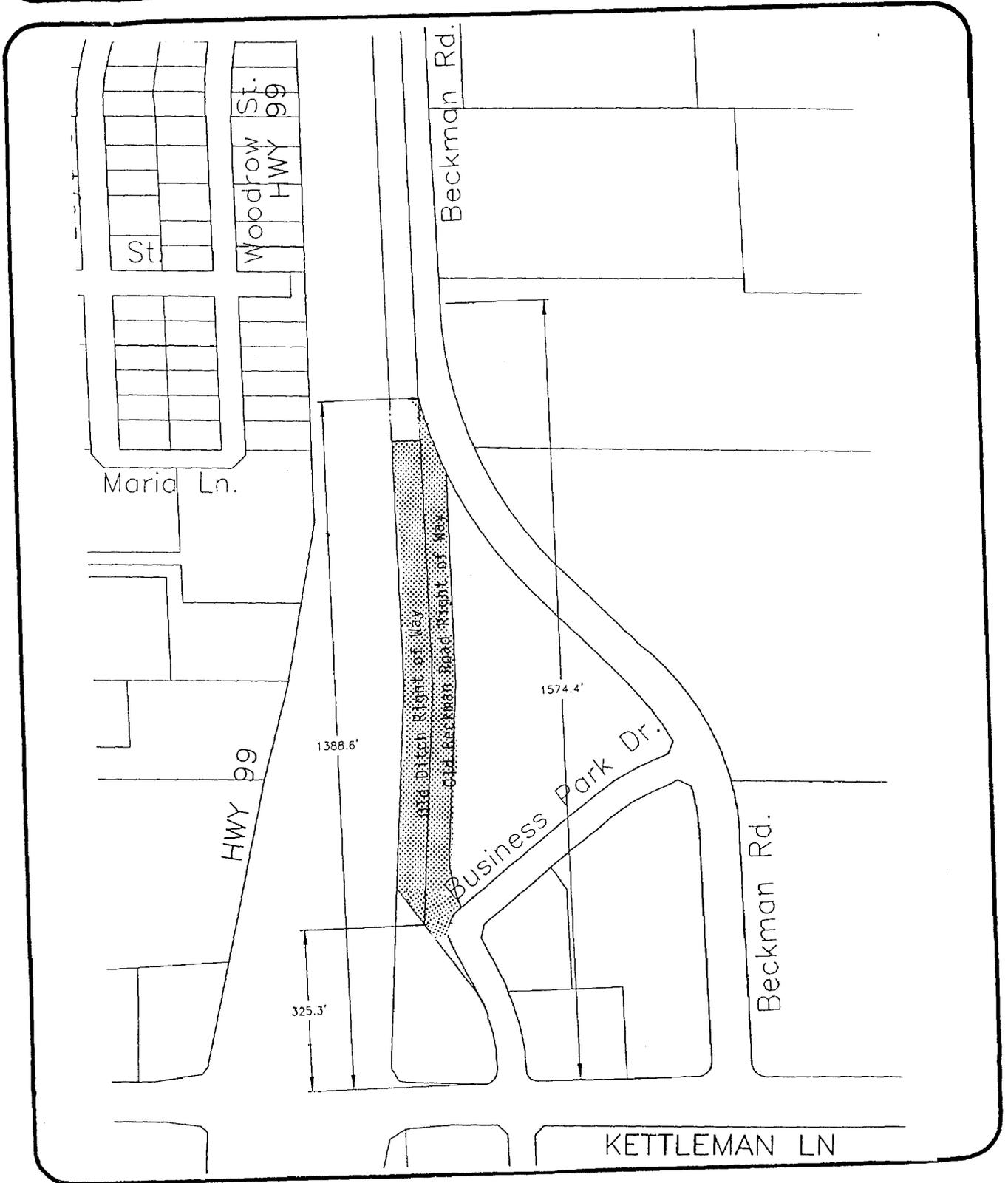
H. Dixon Flynn -- City Manager



CITY OF LODI

PUBLIC WORKS DEPARTMENT

EXHIBIT A BECKMAN ROAD ABANDONMENT



RESOLUTION NO. 2001-81

A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS INTENTION TO VACATE OLD BECKMAN ROAD, FROM 325 FEET TO 1,400 FEET NORTH OF KETTLEMAN LANE, AND FIXING A DATE, TIME AND PLACE FOR A PUBLIC HEARING WHEN AND WHERE ALL PERSONS INTERESTED IN OR OBJECTING TO THE PROPOSED VACATION MAY BE HEARD

=====

BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon Old Beckman Road, from 325 Feet to 1,400 Feet North of Kettleman Lane, as shown on Exhibit A attached hereto and thereby made a part hereof.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, May 2, 2001, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed vacation may appear before this City Council and be heard.

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of vacation conspicuously along the line of the portion of street hereinabove described and proposed to be vacated in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California.

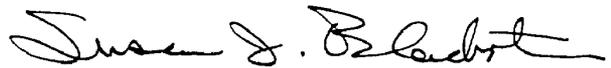
BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to May 2, 2001 in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: April 4, 2001

=====

I hereby certify that Resolution No. 2001-81 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 4, 2001, by the following vote:

- AYES: COUNCIL MEMBERS – Hitchcock, Land and Mayor Nakanishi
- NOES: COUNCIL MEMBERS – None
- ABSENT: COUNCIL MEMBERS – Howard and Pennino
- ABSTAIN: COUNCIL MEMBERS – None

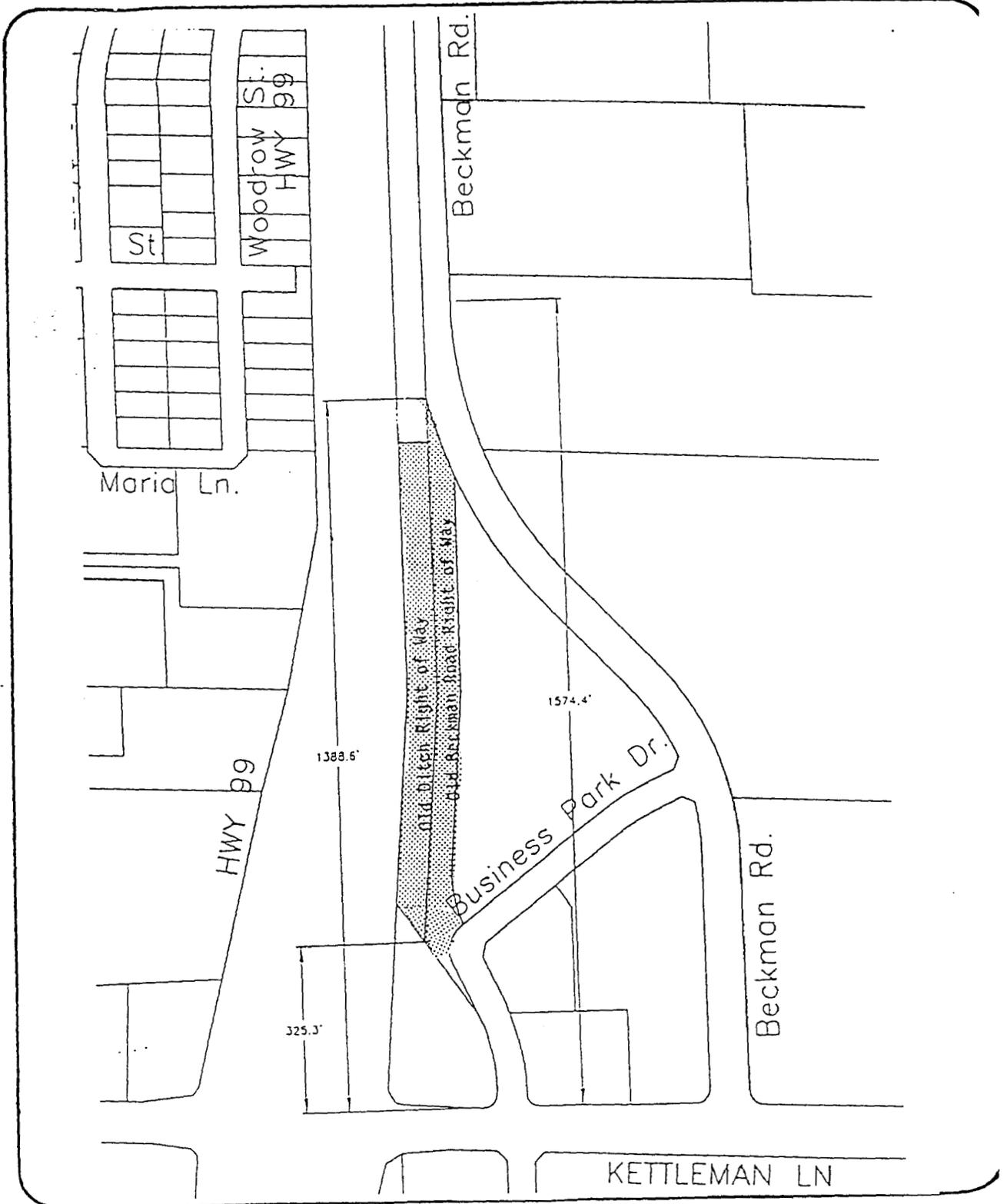

 SUSAN J. BLACKSTON
 City Clerk



CITY OF LODI

PUBLIC WORKS DEPARTMENT

EXHIBIT A BECKMAN ROAD ABANDONMENT



PROOF OF PUBLICATION

(2015.5 C.C.P.)

STATE OF CALIFORNIA,

County of San Joaquin.

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of the Lodi News-Sentinel, a newspaper of general circulation, printed and published daily, except Sundays and holidays, in the City of Lodi, California, County of San Joaquin, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court, Department 3, of the County of San Joaquin, State of California, under the date of May 26th, 1953, Case Number 65990; that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

..... April 9, 16

all in the year 2001.

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Lodi, California, this 16 day of

..... April 2001

Sarah Waterman
Signature

PROOF OF PUBLICATION

This space is for the County Clerk's Filing Stamp

RECEIVED

APR 18 2001

City Clerk
City of Lodi

Proof of Publication of

..... Public Hearing

NOTICE OF PUBLIC HEARING
RESOLUTION NO. 2001-81
A RESOLUTION OF THE LODI CITY COUNCIL
DECLARING ITS INTENTION TO VACATE
OLD BECKMAN ROAD, FROM 325 FEET
TO 1,400 FEET NORTH OF KETTLEMAN
LANE, AND FIXING A DATE, TIME AND
PLACE FOR A PUBLIC HEARING WHEN
AND WHERE ALL PERSONS INTERESTED
IN OR OBJECTING TO THE PROPOSED
VACATION MAY BE HEARD

BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon Old Beckman Road, from 325 Feet to 1,400 Feet North of Kettleman Lane, as shown on Exhibit A attached hereto and thereby made a part hereof.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, May 2, 2001, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed vacation may appear before this City Council and be heard.

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of vacation conspicuously along the line of the portion of street hereinabove described and proposed to be vacated in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California.

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to May 2, 2001 in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: April 4, 2001
I hereby certify that Resolution No. 2001-81 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 4, 2001, by the following vote:

AYES: COUNCIL MEMBERS-Hitchcock, Land and Mayor Nakanishi

NOES: COUNCIL MEMBERS-None

ABSENT: COUNCIL MEMBERS-Howard and Pennino

ABSTAIN: COUNCIL MEMBERS-None

SUSAN J. BLACKSTON



**Please immediately confirm receipt
of this fax by calling 333-6702**

CITY OF LODI
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

ADVERTISING INSTRUCTIONS

SUBJECT: SET PUBLIC HEARING FOR MAY 2, 2001 - INTENTION TO ABANDON OLD
BECKMAN ROAD FROM 325 FEET TO 1,400 FEET NORTH OF KETTLEMAN LANE

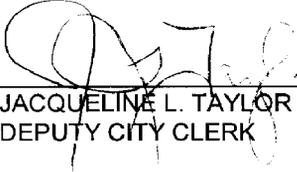
PUBLISH DATE(s): MONDAY, APRIL 9, 2001
and
MONDAY, APRIL 16, 2001

TEAR SHEETS WANTED: Three (3) please

SEND AFFIDAVIT AND BILL TO: SUSAN BLACKSTON, CITY CLERK
City of Lodi
P.O. Box 3006
Lodi, CA 95241-1910

DATED: APRIL 5, 2001

ORDERED BY:



JACQUELINE L. TAYLOR
DEPUTY CITY CLERK

JENNIFER M. PERRIN
DEPUTY CITY CLERK

Verify Appearance of this Legal in the Newspaper - Copy to File

SARA Faxed to the Sentinel at 369-1084 at 1:50 pm (time) on 4/5/01 (date) 2 (pages)
Sharen Phoned to confirm receipt of all pages at 2:15 p (time) J Jac Jen (initials)

NOTICE OF PUBLIC HEARING

RESOLUTION NO. 2001-81

A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS INTENTION TO VACATE OLD BECKMAN ROAD, FROM 325 FEET TO 1,400 FEET NORTH OF KETTLEMAN LANE, AND FIXING A DATE, TIME AND PLACE FOR A PUBLIC HEARING WHEN AND WHERE ALL PERSONS INTERESTED IN OR OBJECTING TO THE PROPOSED VACATION MAY BE HEARD

=====

BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon Old Beckman Road, from 325 Feet to 1,400 Feet North of Kettleman Lane, as shown on Exhibit A attached hereto and thereby made a part hereof.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, May 2, 2001, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed vacation may appear before this City Council and be heard.

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of vacation conspicuously along the line of the portion of street hereinabove described and proposed to be vacated in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California.

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to May 2, 2001 in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: April 4, 2001

=====

I hereby certify that Resolution No. 2001-81 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 4, 2001, by the following vote:

- AYES: COUNCIL MEMBERS – Hitchcock, Land and Mayor Nakanishi
- NOES: COUNCIL MEMBERS – None
- ABSENT: COUNCIL MEMBERS – Howard and Pennino
- ABSTAIN: COUNCIL MEMBERS – None


SUSAN J. BLACKSTON
City Clerk



DECLARATION OF MAILING

**Notice: PUBLIC HEARING will be held on May 2, 2001 to consider
Lodi City Council's Intention to Vacate Old Beckman Road,
from 325 Feet to 1,400 Feet North of Kettleman Lane**

On April 5, 2001 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

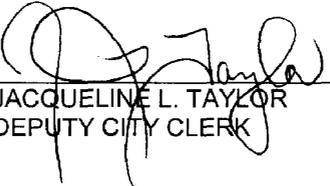
I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 5, 2001, at Lodi, California.

ORDERED BY:

**SUSAN BLACKSTON
CITY CLERK, CITY OF LODI**

ORDERED BY:



JACQUELINE L. TAYLOR
DEPUTY CITY CLERK

JENNIFER M. PERRIN
DEPUTY CITY CLERK

OLD BECKMAN ROAD VACATION

Richard E Sanborn
P O BOX 1057
LODI CA 95241

Miguel Sandoval
800 DeLores Street
LODI CA 95240

Daryl J & B I Cline
1106 Woodrow Street
LODI CA 95240

Silvia R Santana
1112 S Woodrow Street
LODI CA 95240

Rafael B & M Gutierrez
1118 S Woodrow Street
LODI CA 95240

Steve & Kevi M Tr
Toumazos
2266 Harborview Drive
Martinez CA 94553

Emil P Schmierer
1130 Woodrow Street
LODI CA 95240

GFLIP III Limited Partners
920 S Cherokee Ln Suite A
LODI CA 95240

McDonalds Corporation
4502 Georgetown Pl #202
Stockton CA 95207

Geweke Land Dev &
Marketing Pt
P O BOX 1210
LODI CA 95241

GFLIP III Limited Partners
P O BOX 1210
LODI CA 95241



DECLARATION OF POSTING

On Thursday, April 5, 2001 in the City of Lodi, San Joaquin County, California, a copy of a Notice of Public Hearing to consider the Lodi City Council's Declaring its Intention to Vacate Old Beckman Road, from 325 Feet to 1,400 Feet North of Kettleman Lane, (attached hereto, marked Exhibit "A") was posted at the following three locations:

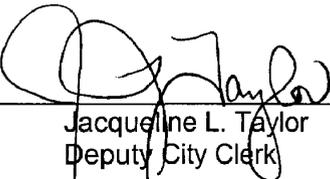
Lodi Public Library
Lodi Police Public Safety Building
Lodi City Hall Lobby

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 5, 2001, at Lodi, California.

ORDERED BY:

**SUSAN J. BLACKSTON
CITY CLERK**



Jacqueline L. Taylor
Deputy City Clerk

Jennifer M. Perrin
Deputy City Clerk



DECLARATION OF MAILING

Notice: Lodi City Council's Resolution of Intention to Abandon Old Beckman Road, from 325 Feet to 1,400 Feet North of Kettleman Lane

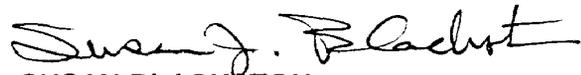
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I declare under penalty of perjury that the foregoing is true and correct.

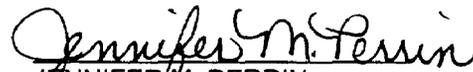
Executed on April 5, 2001, at Lodi, California.

ORDERED BY:


SUSAN BLACKSTON
CITY CLERK, CITY OF LODI

ORDERED BY:

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK


JENNIFER M. PERRIN
DEPUTY CITY CLERK

CITY COUNCIL

ALAN S. NAKANISHI, Mayor
PHILLIP A. PENNINO
Mayor Pro Tempore
SUSAN HITCHCOCK
EMILY HOWARD
KEITH LAND

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6702
FAX (209) 333-6807

H. DIXON FLYNN
City Manager
SUSAN BLACKSTON
City Clerk
RANDALL A. HAYS
City Attorney

April 5, 2001

EXHIBIT A

TO: Interested Parties

**VACATION: TO ABANDON OLD BECKMAN ROAD, FROM 325 FEET TO
1,400 FEET NORTH OF KETTLEMAN LANE**

This is to inform you that the City Council at its regular meeting on April 4, 2001 adopted a Resolution of Intention to abandon Old Beckman Road, from 325 feet to 1,400 feet North of Kettleman Lane and set a public hearing for May 2, 2001.

Enclosed, for your information, is a certified copy of the resolution along with a map of the area to be abandoned.

Should you have questions regarding the abandonment, please contact Public Works Director Richard Prima at (209) 333-6706.



Susan J. Blackston
City Clerk

SJB/jmp

Enclosure

cc: Public Works Director

RESOLUTION NO. 2001-81

A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS INTENTION TO VACATE OLD BECKMAN ROAD, FROM 325 FEET TO 1,400 FEET NORTH OF KETTLEMAN LANE, AND FIXING A DATE, TIME AND PLACE FOR A PUBLIC HEARING WHEN AND WHERE ALL PERSONS INTERESTED IN OR OBJECTING TO THE PROPOSED VACATION MAY BE HEARD

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Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, May 2, 2001, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed vacation may appear before this City Council and be heard.

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of vacation conspicuously along the line of the portion of street hereinabove described and proposed to be vacated in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California.

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to May 2, 2001 in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: April 4, 2001

=====

I hereby certify that Resolution No. 2001-81 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 4, 2001, by the following vote:

- AYES: COUNCIL MEMBERS – Hitchcock, Land and Mayor Nakanishi
- NOES: COUNCIL MEMBERS – None
- ABSENT: COUNCIL MEMBERS – Howard and Pennino
- ABSTAIN: COUNCIL MEMBERS – None

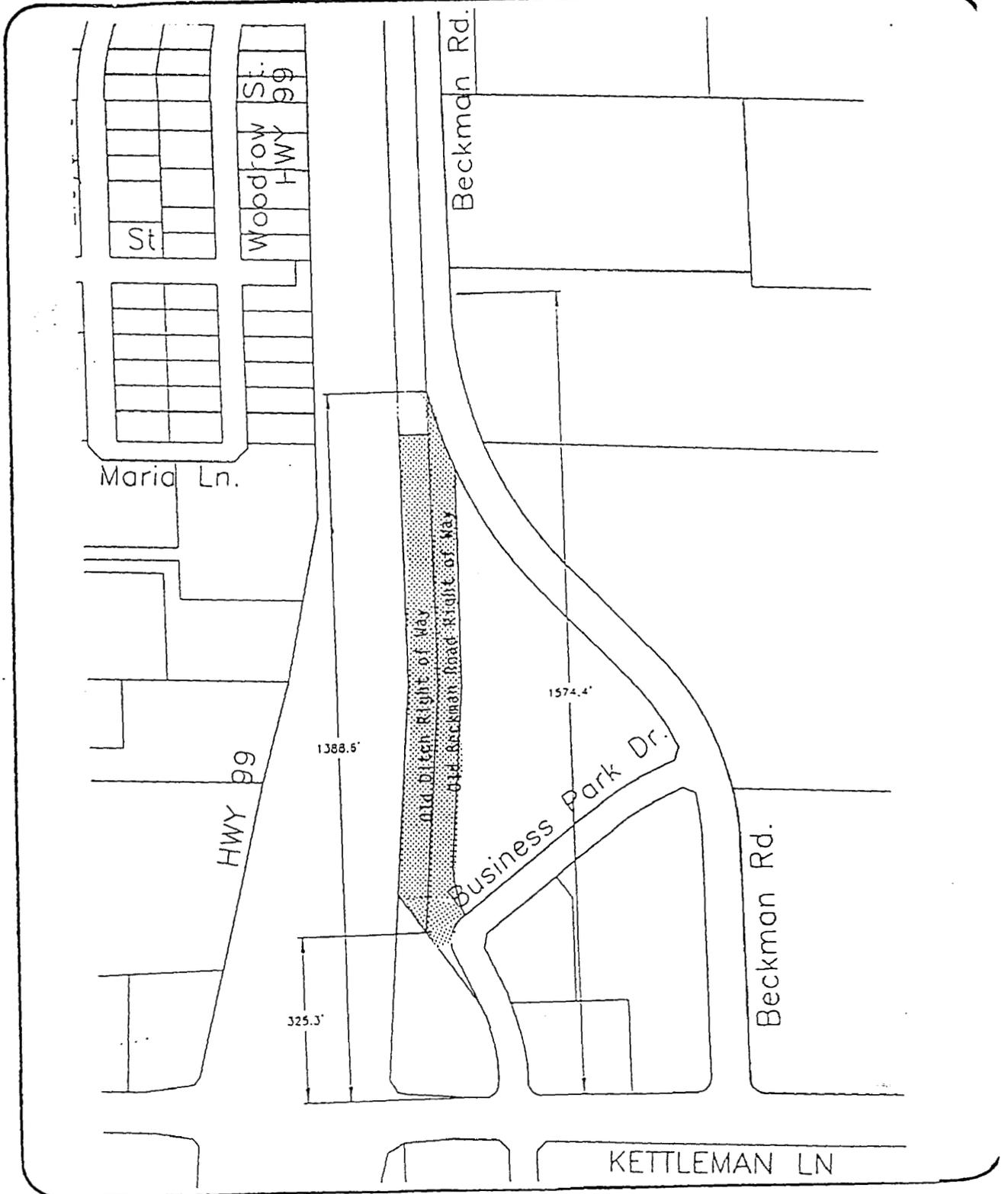

 SUSAN J. BLACKSTON
 City Clerk



CITY OF LODI

PUBLIC WORKS DEPARTMENT

EXHIBIT A BECKMAN ROAD ABANDONMENT



**VACATION / ABANDONMENT
MAILING LIST**

RESOLUTION OF INTENTION (Setting Public Hearing)

Certified copy w/cover letter to:

PG&E
12 W. Pine Street
Lodi, CA 95240

AT&T
6343 Tam O'Shanter Drive
Stockton, CA 95210

Pacific Bell
44 W. Yokuts Avenue
Stockton, CA 95207

Central Valley Waste Services
P.O. Box 241001
Lodi, CA 95241-9501

Chief Deputy County Surveyor
Attn: Joe Bussalacci
1810 E. Hazelton Avenue
Stockton, CA 95205

Certified copies to:

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

RESOLUTION OF VACATION (After Public Hearing)

Certified copy w/cover letter:

PG&E

AT&T

Pacific Bell

Central Valley Waste Services

Chief Deputy County Surveyor

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department



MEMORANDUM
Office of the Lodi City Clerk

TO: Public Works Director

FROM: Susan J. Blackston *SJB*
City Clerk

DATE: April 5, 2001

SUBJECT: RESOLUTION OF INTENTION TO ABANDON OLD BECKMAN ROAD, FROM
325 FEET TO 1,400 FEET NORTH OF KETTLEMAN, AND SET PUBLIC
HEARING FOR MAY 2, 2001

Please be advised that the City Council, at its meeting of April 4, 2001, adopted Resolution No. 2001-81 declaring its intention to abandon Old Beckman Road, from 325 feet to 1,400 feet North of Kettleman Lane, and set it for public hearing on May 2, 2001.

Pursuant to law, the Public Works Department is required to post at least three copies of the subject resolution and map in the area to be abandoned at least 15 days prior to the Public Hearing. Upon completion of the posting, please forward a copy of the Affidavit of Posting to me for our records.

Please contact me should you have any questions.

SJB/JMP

Attachment

CITY COUNCIL

ALAN S. NAKANISHI, Mayor
PHILLIP A. PENNINO
Mayor Pro Tempore
SUSAN HITCHCOCK
EMILY HOWARD
KEITH LAND

CITY OF LODI

PUBLIC WORKS DEPARTMENT

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6706
FAX (209) 333-6710
EMAIL pwdept@lodi.gov
<http://www.lodi.gov>

H. DIXON FLYNN
City Manager
SUSAN J. BLACKSTON
City Clerk
RANDALL A. HAYS
City Attorney
RICHARD C. PRIMA, JR.
Public Works Director

March 30, 2001

G-REM, Inc.
P.O. Box 1210
Lodi, CA 95241

SUBJECT: Resolution of Intention to Abandon Old Beckman Road from 325 Feet to 1,400 Feet North of Kettleman Lane, and Set Public Hearing for May 2, 2001

Dear Property Owner/Resident:

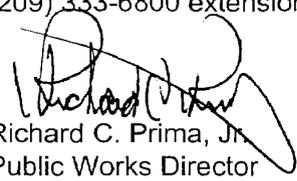
Enclosed is a copy of background information on an item on the City Council agenda of Wednesday, April 4, 2001. The meeting will be held at 7 p.m. in the City Council Chamber, Carnegie Forum, 305 West Pine Street.

This item is on the consent calendar and is usually not discussed unless a Council Member requests discussion. The public is given an opportunity to address items on the consent calendar at the appropriate time.

If you wish to write to the City Council, please address your letter to City Council, City of Lodi, P. O. Box 3006, Lodi, California, 95241-1910. Be sure to allow time for the mail. Or, you may hand-deliver the letter to City Hall, 221 West Pine Street.

If you wish to address the Council at the Council Meeting, be sure to fill out a speaker's card (available at the Carnegie Forum immediately prior to the start of the meeting) and give it to the City Clerk. If you have any questions about communicating with the Council, please contact Susan Blackston, City Clerk, at (209) 333-6702.

If you have any questions about the item itself, please call Sharon Blaufus at (209) 333-6800 extension 2658.



Richard C. Prima, Jr.
Public Works Director

RCP/jo

Enclosure

cc: City Clerk

NCCMTG