

cc-3363

CITY COUNCIL MEETING

AUGUST 4, 1982

Notice thereof having been published and posted, in accordance with law and affidavits of the publication and posting being on file in the office of the City Clerk Mayor Reid called for the Public Hearing to consider the proposed vacation of a portion of Timberlake Circle, east of Lakeshore Drive, Lodi.

The matter was introduced by Assistant City Engineer Glenn Robison who presented diagrams of the subject area. Mr. Robison then responded to questions regarding the matter as were posed by the Council.

There were no persons in the audience wishing to speak on the matter, and the public portion of the hearing was closed.

ORDER TO VACATE
PORTION OF
TIMBERLAKE CIRCLE,
EAST OF LAKESHORE
DRIVE, LODI
APPROVED

On motion of Councilman Pinkerton, Olson second, Council adopted an Order of Vacation to vacate a portion of Timberlake Circle, east of Lakeshore Drive, Lodi, as depicted on a diagram presented to Council relative to this matter.

*Judy
Attach Copy of Order*

CITY OF LODI

221 W. Pine Street

Lodi, California

ADVERTISING INSTRUCTIONS

RESOLUTION OF INTENTION TO VACATE TIMBERLAKE CIRCLE

Subject _____

Publish Dates: July 12, 1982

Tear Sheets Wanted three

Affidavit and Bill to: ALICE M. REIMCHE, CITY CLERK, CITY HALL

Date: July 7, 1982 Ordered by: _____

ALICE M. REIMCHE
CITY CLERK



DECLARING THE INTENTION OF THE CITY COUNCIL OF THE CITY OF LODI TO VACATE THAT PORTION OF TIMBERLAKE CIRCLE, EAST OF LAKESHORE DRIVE, LODI, CALIFORNIA.

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

Section 1. It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Part 3 of Division 9 of the Streets and Highways Code of the State of California, to vacate, close, and abandon the following portions of a street situated in the City of Lodi, County of San Joaquin, State of California, more particularly depicted as follows:

Reserving, however, and excepting from the vacation of said street, the permanent easement and the right therein to construct, maintain, repair and operate lines for public utilities, both publicly and privately owned, in, over, and across said alleys.

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

Section 2. NOTICE IS HEREBY GIVEN that this City Council does hereby fix WEDNESDAY, August 4, 1982, at the hour of 8:00 p.m. in the City Council Chambers, City Hall, Lodi, California, as the time and place when and where all persons interested in or objecting to the vacation herein proposed may appear before this City Council and be heard.

Section 3. Upon adopting of this resolution, the Superintendent of Streets shall post, or cause to be posted, notice of such passage and of the time, form and manner as prescribed by law for the vacation of streets.

Section 4. This resolution shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi, said publication to be completed at least fifteen days prior to said hearing.

Dated: July 7, 1982

I hereby certify that Resolution No. 82-66 was passed and adopted by the City Council of the City of Lodi in a regular meeting of said Council held July 7, 1982

I hereby certify that Resolution No. 82-66 was passed and adopted by the City Council of the City of Lodi in a regular meeting of said Council held on July 7, 1982 by the following vote:

Ayes:	Councilmen - Olson, Snider, Pinkerton, Murphy, and Reid
Noes:	Councilmen - None
Absent:	Councilmen - None

Alice M. Reimche
ALICE M. REIMCHE
CITY CLERK

82048164

SAN JOAQUIN COUNTY
RECORDER'S OFFICE
JAMES M. JOHNSTONE 1966

When Recorded Return to

1982 AUG 23 AM 11: 20

City Clerk
City of Lodi
Post Office Box 320
Lodi, California 95241

RECORDED AT REQUEST OF

~~CITY SHOWS~~
FEE EXEMPT FROM FEE

**ORDER VACATING THAT PORTION OF TIMBERLAKE CIRCLE,
EAST OF LAKESHORE DRIVE, LODI, CALIFORNIA**

WHEREAS, this City Council, acting in accordance with provisions of Part III of Division 9 of the Streets and Highways Code of this state, did on the seventh day of July, 1982 pass and adopt a Resolution of Intention No. 82-66 therein declaring the intention of said City Council to vacate that portion of Timberlake Circle, East of Lakeshore Drive, Lodi, California, County of San Joaquin, State of California, and more particularly described as follows, to wit:

Being a portion of Timberlake Circle situate in Section 14, Township 3 North, Range 6 East, Mount Diablo Base and Meridian, City of Lodi, San Joaquin County, California, shown on that certain Map of Tract No. 1710, Subdivisions of San Joaquin County, Lakeshore Village, Unit No. 1, filed for record in Book of Maps and Plats, Volume 25, Page III, San Joaquin County Records, said portion of Timberlake Circle being more particularly described as follows:

Beginning at a point on the boundary of said Timberlake Circle, said point being the south-easterly corner of Lot 5 shown on said map; thence along the boundary of said Timberlake Circle, (1) South 22° 00' East 80.00 feet, (2) South 68° 00' West 77.75 feet, and (3) along the arc of a curve to the left having a radius of 20 feet, a central angle of 58° 55' 25", an arc length of 20.57 feet, and a chord bearing South 38° 32' 17" West 19.67 feet; thence leaving said boundary along a line 33.00 feet easterly of measured at right angles to the centerline of Lakeshore Drive as shown on said map, (1) North 34° 28' West 20.56 feet, and (2) along the arc of a curve to the right having a radius of 219.50 feet, a central angle of 20° 37' 45", an arc length of 79.03 feet, and a chord bearing North 24° 09' 07" West 78.60 feet to a point on the northerly boundary of said Timberlake Circle; thence along said northerly boundary, (1) from a tangent bearing South 55° 32' 23" East along the arc of a curve to the left having a radius of 20 feet, a central angle of 56° 27' 37", an arc length of 19.71 feet, and a chord bearing South 83° 46' 11" East 18.92 feet, and (2) North 68° 00' East 85.60 feet to the point of beginning, containing 0.191 acres, more or less.

WHEREAS, notice of said intended vacation was regularly given by publication and by posting, both in time, form and manner as required by law as is evidenced by affidavits on file and of record in the office of the City Clerk of the City of Lodi; and

WHEREAS, in accordance with the provisions stated in Resolution No. 82-66 and also contained in the posted notices of the adoption of said resolution, notice was given that a public hearing would be held before the City Council in the City Council Chambers, City Hall, Lodi, California, beginning at 8:00 p.m. on Wednesday, August 4, 1982 where and when any person interested in or objecting to said vacation could appear and be heard in relation thereto; and,

WHEREAS, at that time and place a public hearing was held and conducted and testimony received for and against the vacation contemplated, and from the evidence submitted the City Council of the City of Lodi did determine that said portion of said street is unnecessary for present or future public use and did so find and declare;

that the Planning Commission did find that the subject vacation was consistent with the general plan of the City of Lodi;

NOW, THEREFORE, BE IT RESOLVED that pursuant to the findings and under the authority of Section 8323 of the Streets and Highways Code of the State of California, that there is hereby abandoned that portion of Timberlake Circle, East of Lakeshore Drive, Lodi, California, and more particularly described as follows:

Being a portion of Timberlake Circle situate in Section 14, Township 3 North, Range 6 East, Mount Diablo Base and Meridian, City of Lodi, San Joaquin County, California, shown on that certain Map of Tract No. 1710, Subdivisions of San Joaquin County, Lakeshore Village, Unit No. 1, filed for record in Book of Maps and Plats, Volume 25, Page 111, San Joaquin County Records, said portion of Timberlake Circle being more particularly described as follows:

Beginning at a point on the boundary of said Timberlake Circle, said point being the southeasterly corner of Lot 5 shown on said map; thence along the boundary of said Timberlake Circle, (1) South 22° 00' East 80.00 feet, (2) South 68° 00' West 77.75 feet, and (3) along the arc of a curve to the left having a radius of 20 feet, a

central angle of $58^{\circ} 55' 25''$, an arc length of 20.57 feet, and a chord bearing South $38^{\circ} 32' 17''$ West 19.67 feet; thence leaving said boundary along a line 33.00 feet easterly of measured at right angles to the centerline of Lakeshore Drive as shown on said map, (1) North $34^{\circ} 28'$ West 20.56 feet, and (2) along the arc of a curve to the right having a radius of 219.50 feet, a central angle of $20^{\circ} 37' 45''$, an arc length of 79.03 feet, and a chord bearing North $24^{\circ} 09' 07''$ West 78.60 feet to a point on the northerly boundary of said Timberlake Circle; thence along said northerly boundary, (1) from a tangent bearing South $55^{\circ} 32' 23''$ East along the arc of a curve to the left having a radius of 20 feet, a central angle of $56^{\circ} 27' 37''$, an arc length of 19.71 feet, and a chord bearing South $83^{\circ} 46' 11''$ East 18.92 feet, and (2) North $66^{\circ} 00'$ East 85.60 feet to the point of beginning, containing 0.191 acres, more or less.

RESERVING, however, and excepting from the vacation of said street, the permanent easement and the right therein to construct, maintain, repair and operate lines for public utilities, both publicly and privately owned, in, over, and across said street.

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.

Dated: August 4, 1982

I hereby certify that the foregoing ORDER VACATING that portion of Timberlake Circle, East of Lakeshore Drive, Lodi, California with the conditions heretofore stated, was passed and adopted by the Lodi City Council in a regular meeting held August 4, 1982 by the following vote:

Ayes: Council Members - Olson, Snider, Pinkerton and Reid

Noes: Council Members - None

Absent: Council Members - Murphy

Alice M. Reimche
ALICE M. REIMCHE
City Clerk