

*Page 52*  
*CC 8*  
*CC 11*

CITY COUNCIL MEETING

NOVEMBER 2, 1983

EASEMENT  
VACATION - 40  
NEUHARTH DRIVE  
083-01

COUNCIL ADOPTED ORDER OF ABANDONMENT 083-01 VACATING THE EASEMENT RESERVED FOR FUTURE STREET - NEUHARTH DRIVE FOLLOWING RECEIPT OF THE HEREINAFTER LISTED INFORMATION.

The easement was dedicated on the subdivision map of Maxwell Industrial Park in 1979. The reservation was to provide a large turning radius for possible truck traffic. Since that time a tentative parcel map has been submitted for the development of the "Maggio Parcel" between Century Boulevard and Maxwell Industrial Park, and a public street is not

EASEMENT VACATION  
40 NEUHARTH DR.  
083-01 (CONT'D)

required. It has been over a year since the easement was dedicated, and no use whatsoever has been made of it. Therefore, it is not necessary to set it for hearing or refer it to the Planning Commission prior to vacation.

MAS International wants to construct an additional building on Lot 2, and elimination of this easement will allow them to build closer to the street and make more efficient use of the land.



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## COUNCIL COMMUNICATION

TO: City Council  
FROM: City Manager  
DATE: October 26, 1983  
SUBJECT: Easement Vacation - 40 Neuharth Drive

RECOMMENDED ACTION: That the City Council adopt an order vacating the easement reserved for future street as shown on the attached sketch.

BACKGROUND INFORMATION: The easement was dedicated on the subdivision map of Maxwell Industrial Park in 1979. The reservation was to provide a large turning radius for possible truck traffic. Since that time a tentative parcel map has been submitted for the development of the "Maggio Parcel" between Century Boulevard and Maxwell Industrial Park, and a public street is not required. It has been over a year since the easement was dedicated, and no use whatsoever has been made of it. Therefore, it is not necessary to set it for hearing or refer it to the Planning Commission prior to vacation.

MAS International wants to construct an additional building on Lot 2, and elimination of this easement will allow them to build closer to the street and make more efficient use of the land.

It is recommended that the owner's request be granted.

Jack L. Ronsko  
Public Works Director

Attachment

JLR/GER/eeh

APPROVED:

HENRY A. GLAVES, City Manager

FILE NO.

SOUTH

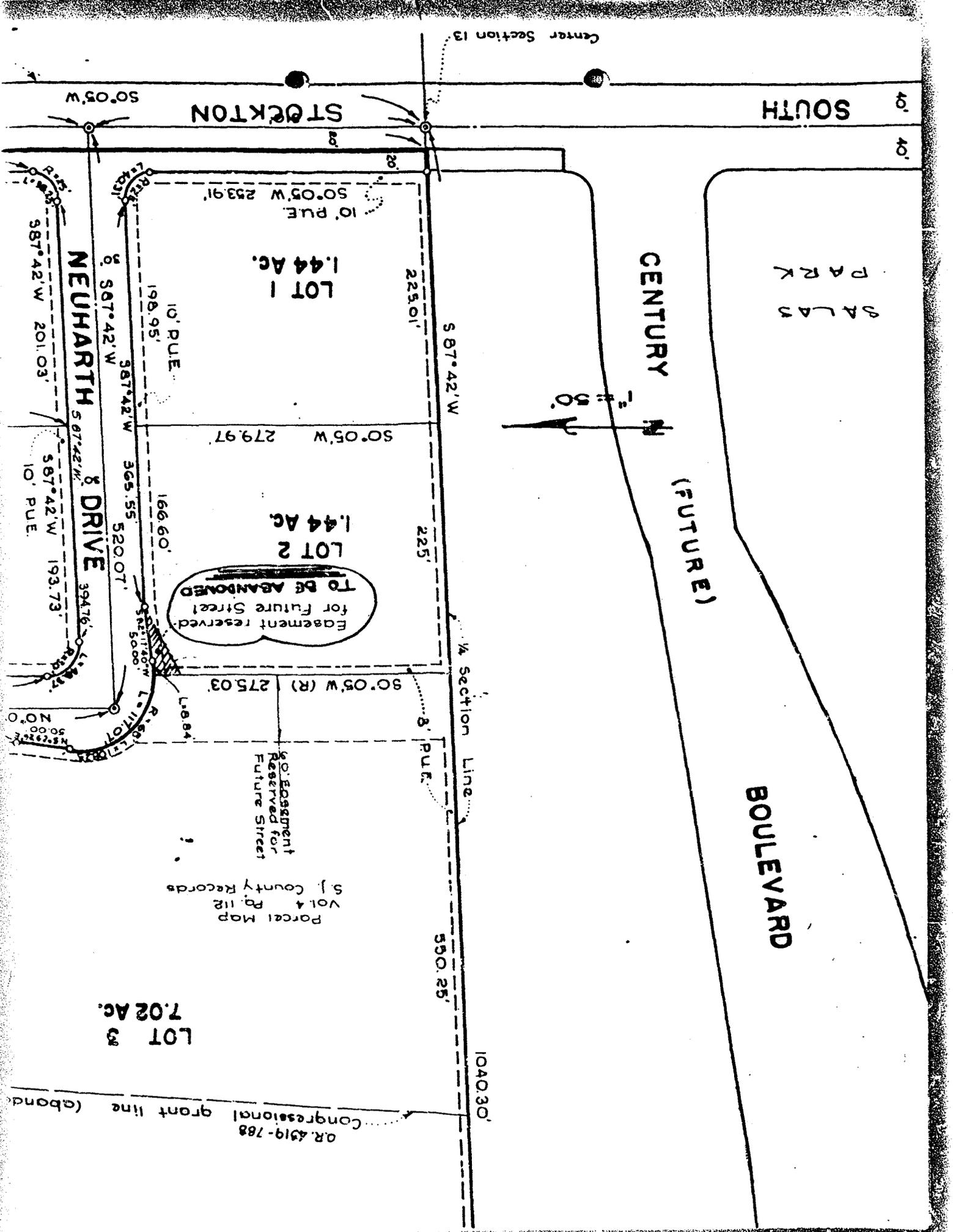
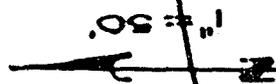
STOCKTON

PARK  
LANDS

CENTURY

(FUTURE)

BOULEVARD



LOT 1  
1.44 Ac.

LOT 2  
1.44 Ac.

LOT 3  
7.02 Ac.

Easement reserved  
for Future Street  
**TO BE ABANDONED**

Easement  
Reserved for  
Future Street

Parcel Map  
Vol. 4 Pg. 112  
S. J. County Records

OR 4519-788  
Congressional grant line (aband

Center Section 13

1/4 Section Line

550.25'

1040.30'

225.01'

225'

10' P.U.E.  
50.05' W 253.91'

50.05' W 279.97'

50.05' W (R) 275.03'

10' P.U.E.  
198.95'

166.60'

L=8.84'

5 587.42' W

NEUHARTH

DRIVE

394.76'

394.76'

394.76'

394.76'

394.76'

394.76'

387.42' W 201.03'

387.42' W 193.73'

387.42' W

387.42' W

387.42' W

387.42' W

387.42' W

50.05' W

SALAS  
PARK

BOULEVARD

CENTURY (FUTURE)



Center Section 13

S 87° 42' W 1040.30' 1/4 Section Line

225.01' 225' 550.25'

LOT 1  
1.44 AC.

LOT 2  
1.44 AC.

Easement reserved  
for Future Street  
**TO BE ABANDONED**

Parcel Map  
Vol 4 Pg. 112  
S.J. County Records

O.R. 4919-785  
Congressional grant line (abandoned)

LOT 3  
7.02 AC.

10' P.U.E.  
50° 05' W 253.91'

50° 05' W 279.97'

50° 05' W (R) 275.03'

50' Easement  
Reserved for  
Future Street

10' P.U.E.  
198.95'

587° 42' W 365.55'

587° 42' W 520.07'

NEUHARTH DRIVE

587° 42' W 201.03'

587° 42' W 193.73'

10' P.U.E.

SOUTH

STOCKTON

50° 05' W

RECEIVED

OCT 25 AM 8 04

ALICE M. REIMCHE  
CITY CLERK  
CITY OF LODI

ORDER NO. \_\_\_\_\_

ORDER VACATING EASEMENT ON NEUHARTH DRIVE

THE CITY COUNCIL OF THE CITY OF LODI FINDS:

That on April 19, 1979, there was dedicated an easement for future street located on Lot 2, Maxwell Industrial Park, Lodi, and filed for record in Volume 2, Page 47, San Joaquin County Records.

That the easement is no longer used, nor has it been used since it was dedicated for the purpose for which it was dedicated or for any purpose whatsoever, and that said described easement is unnecessary for present or prospective use.

NOW, THEREFORE, pursuant to the foregoing findings and under the authority of Section 8300 et seq of the Streets and Highway Code of the State of California, it is hereby ordered that there is hereby abandoned and vacated the easement which is described on Exhibit A attached hereto and thereby made a part hereof.

The City Manager and City Clerk are hereby authorized to execute on behalf of the City, a Quitclaim Deed to the appropriate persons.

Dated: \_\_\_\_\_

I hereby certify that Order No. \_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held \_\_\_\_\_, by the following vote:

Ayes: Council Members -

Noes: Council Members -

Absent: Council Members -

Alice M. Reimche  
City Clerk

ORDER VACATING EASEMENT ON NEUHARTH DRIVE

The easement reserved for Future Street shown within Lot 2 of Maxwell Industrial Park as filed for record on April 19, 1979, in Book of Maps & Plats, Volume 24, Page 27, San Joaquin County Records.

ORDER 83-

E X H I B I T A

ORDER VACATING EASEMENT ON NEUHARTH DRIVE

THE CITY COUNCIL OF THE CITY OF LODI FINDS:

That on April 19, 1979, there was dedicated an easement for future street located on Lot 2, Maxwell Industrial Park, Lodi, and filed for record in Volume 2, Page 47, San Joaquin County Records.

That the easement is no longer used, nor has it been used since it was dedicated for the purpose for which it was dedicated or for any purpose whatsoever, and that said described easement is unnecessary for present or prospective use.

NOW, THEREFORE, pursuant to the foregoing findings and under the authority of Section 8300 et seq of the Streets and Highway Code of the State of California, it is hereby ordered that there is hereby abandoned and vacated the easement which is described on Exhibit A attached hereto and thereby made a part hereof.

The City Manager and City Clerk are hereby authorized to execute on behalf of the City, a Quitclaim Deed to Pasco Enterprises.

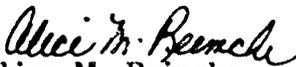
Dated: November 2, 1983

I hereby certify that Order No. 083-1 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 2, 1983, by the following vote:

Ayes: Council Members - Pinkerton, Snider, Reid,  
Murphy, & Olson (Mayor)

Noes: Council Members - None

Absent: Council Members - None

  
Alice M. Reimche  
City Clerk

Order 083-1  
Exhibit "A"

ORDER VACATING EASEMENT ON NEUHARTH DRIVE

The easement reserved for Future Street Shown within Lot 2 of Maxwell Industrial Park as filed for record on April 19, 1979, in Book of Maps & Plats, Volume 24, Page 27, San Joaquin County Records.