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CITY COUNCIL MEETING  
DECEMBER 18, 1985

35

VACATION OF TWO  
PARCELS RESERVED  
FOR STREET PURPOSES  
ADJOINING WHITNEY  
STREET, LODI

ORDER NO. 083-13

cc 5-2(c)

Notice thereof having been published and posted according to law and affidavits of publication and posting, being on file in the office of the City Clerk, Mayor Hinchman called for the Public Hearing to consider the proposed vacation of two parcels reserved for street purposes adjoining Whitney Street, Lodi.

Council was apprised that the two parcels were originally reserved in the Joaquin Park Subdivision to provide for the extension of Whitney Street if it were to become desirable.

Recently the Willow Court Subdivision was completed and the street extension is no longer desirable or possible and retaining the two parcels would also require maintenance by City forces.

An adjacent property owner would like to get clear title to half of it with the idea of maintaining it and possibly parking on it in the future. It would appear that this could be the best use for all concerned according to Staff.

There being no persons in the audience wishing to address the Council on the matter the public portion of the hearing was closed.

On motion of Mayor Pro Tempore Reid, Olson second, Council adopted Order No. 083-13 vacating two parcels reserved for street purposes adjoining Whitney Street, Lodi, and authorized the City Manager and City Clerk to execute two quitclaim deeds in favor of the adjacent owners.



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## COUNCIL COMMUNICATION

**TO:** City Council  
**FROM:** City Manager  
**DATE:** December 11, 1985  
**SUBJECT:** Abandonment of Two Parcels of Land, Whitney Street

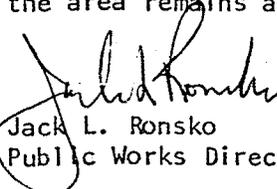
**RECOMMENDED ACTION:** That the City Council adopt an Order of Abandonment to abandon the two parcels shown on the attached map, retaining the area as a Public Utility Easement and authorize the City Manager and City Clerk to execute two (2) quitclaim deeds in favor of the adjacent owners.

**BACKGROUND INFORMATION:** The two parcels were originally reserved in the Joaquin Park subdivision to provide for the extension of Whitney Street if it were to become desirable. Recently the Willow Court subdivision was completed, and the street extension is no longer desirable or possible, and retaining the two parcels would also require maintenance by City forces.

An adjacent property owner would like to get clear title to half of it with the idea of maintaining it and possibly parking on it in the future. It appears that this would be the best use for all concerned.

PG&E, Pacific Bell, King Videocable Co., and City utilities have been notified of the proposed abandonment and their approval has been secured. The underlying public easement would remain to cover existing utilities.

The Planning Commission has found no public need for the street as long as the area remains as a Public Utility Easement.

  
Jack L. Ronsko  
Public Works Director

JLR/GER/eeh

Attachment

APPROVED:

  
THOMAS A. PETERSON, City Manager

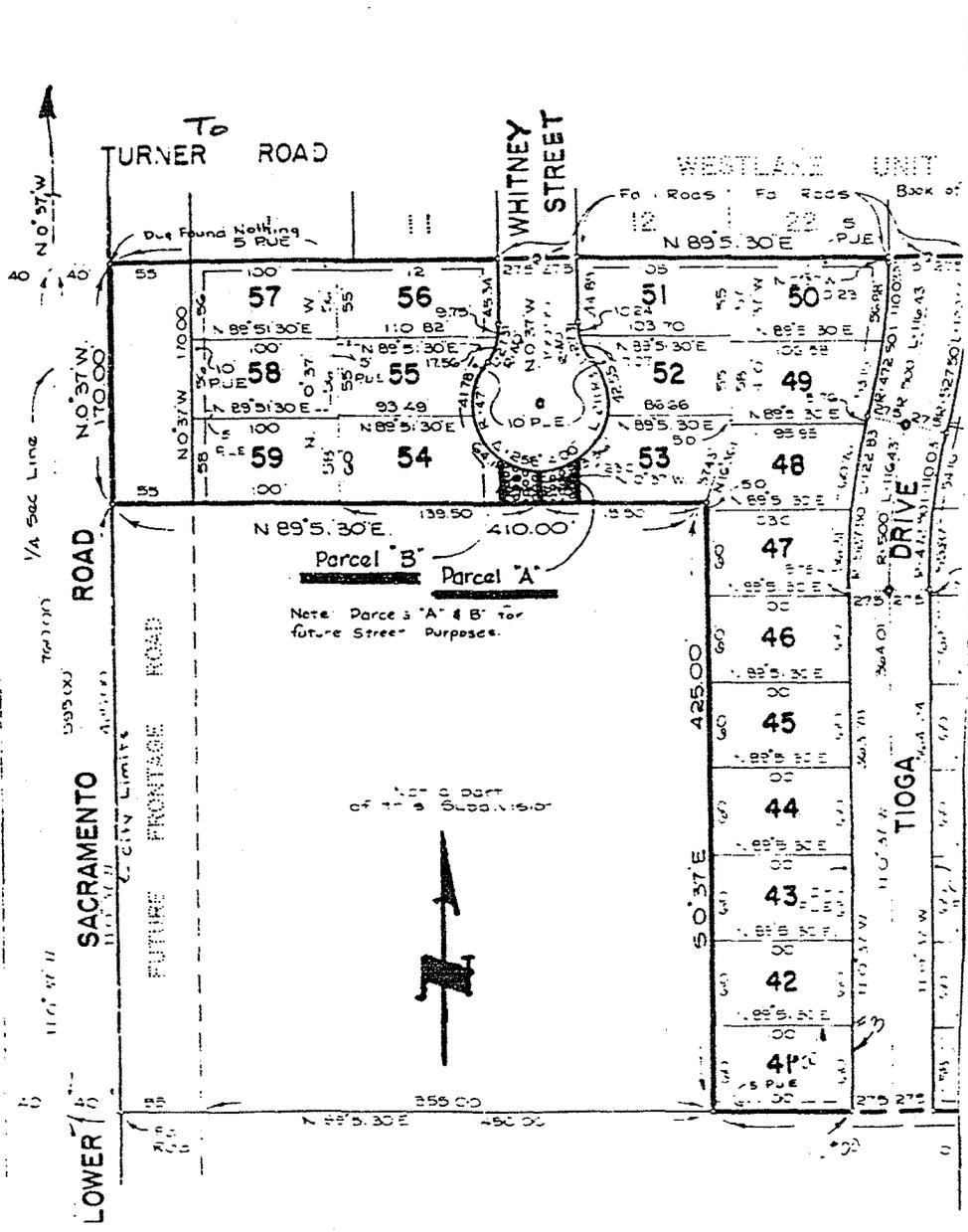
FILE NO.



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

PROPOSED ABANDONMENT  
WHITNEY STREET



Drawn	No.	Revised	By	Approved By
Checked				
Date				Public Works Director RCE 17509

RESOLUTION NO. 85-162

RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL OF THE CITY OF LODI TO ABANDON TWO PARCELS RESERVED FOR STREET PURPOSES ADJOINING WHITNEY STREET, 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 Section 8300 et seq of the Streets and Highways Code of the State of California, to vacate, close and abandon two parcels of land reserved for street purposes adjoining Whitney Street in the City of Lodi, County of San Joaquin, State of California. 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.

Section 2. Notice is hereby given that this City Council does hereby fix Wednesday, December 18, 1985 at the hour of 7:30 p.m. and the City Council Chambers, City Hall, Lodi, California, as the time and place when and where all persons interested in or objecting to these vacations herein proposed may appear before the City Council and be heard.

Section 3. Upon adoption of this resolution, the Director of Public Works shall post, or cause to be posted, notices of such passage and of the time and place set herein for public hearing, in accordance with and in 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 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: November 20, 1985

I hereby certify that Resolution No. 85-162 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 20, 1985 by the following vote:

Ayes: Council Members - Olson, Pinkerton, Reid,  
Snider and Hinchman (Mayor)

Noes: Council Members - None

Absent: Council Members - None

*Alice M. Reimche*  
Alice M. Reimche  
City Clerk

ORDER VACATING PARCELS A & B JOAQUIN PARK, TRACT 1010

THE CITY COUNCIL OF THE CITY OF LODI FINDS:

That on August 30, 1973 there was an offer of dedication for street purposes of Parcel "A" and Parcel "B" of Joaquin Park, Tract 1010, Lodi, and filed for record in Book of Maps and Plats in Volume 20, Page 52, San Joaquin County Records.

That the parcels have not been used for the purpose of extending Whitney Street, but have been used for the extension of utilities and that said described parcels are not necessary for the future extension of Whitney Street.

WHEREAS, pursuant to provisions of Section 8313, et seq, of the Government Code of the State of California, the matter was referred to the Planning Commission, a Resolution of Intention to Vacate was adopted setting the matter of public hearing, and the City Clerk was directed to publish and post such notice of public hearing in the manner and form required by law.

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 ordered that there is hereby abandoned and vacated Parcels "A" and "B" and RESERVING however and excepting from this vacation, 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 Parcels "A" and "B".

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

Dated: December 18, 1986

I hereby certify that Order No. 083-13 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 18, 1986 by the following vote:

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

Noes: Council Members - None

Absent: Council Members - None

Alice M. Reimche  
City Clerk