



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Intention to Vacate the South 174 Feet of Sacramento Street

MEETING DATE: July 1, 1998

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council adopt the attached resolution of intention to abandon the south 174 feet of Sacramento Street, as shown on **Exhibit A**, refer the matter to the Planning Commission, and set it for public hearing at the regular Council meeting of August 5, 1998.

BACKGROUND INFORMATION: As noted in the attached letters dated June 2 and 11, 1998, (**Exhibits B and C**), Vanderlans & Sons, Inc. needs additional space to expand their business. To obtain this additional space, the company has requested that the City abandon the south 174 feet of Sacramento Street. This is a cul-de-sac and is not needed for traffic other than access to the abutting properties. There are three property owners that would be affected by the proposed abandonment: Gerald Vanderlans, E. J. Ebel, and the City of Lodi. Mr. Vanderlans and Mr. Ebel have requested the abandonment in the June 11 letter. The City of Lodi property is for a pump station and would not be affected by the abandonment as long as access is permitted.

A permanent easement will be maintained to allow access to the City of Lodi pump station and to permit construction, maintenance, repair, and operation of utilities, both publicly and privately owned. All agencies and departments have been notified of the intention to vacate.

FUNDING: Not applicable.

Richard C. Prima, Jr.
Public Works Director

Prepared by Bob Murdoch, City Engineer
Attachments

- cc: City Attorney
- Community Development Director
- Street Superintendent
- Police Chief
- Fire Chief
- Affected Property and Business Owners

APPROVED: _____

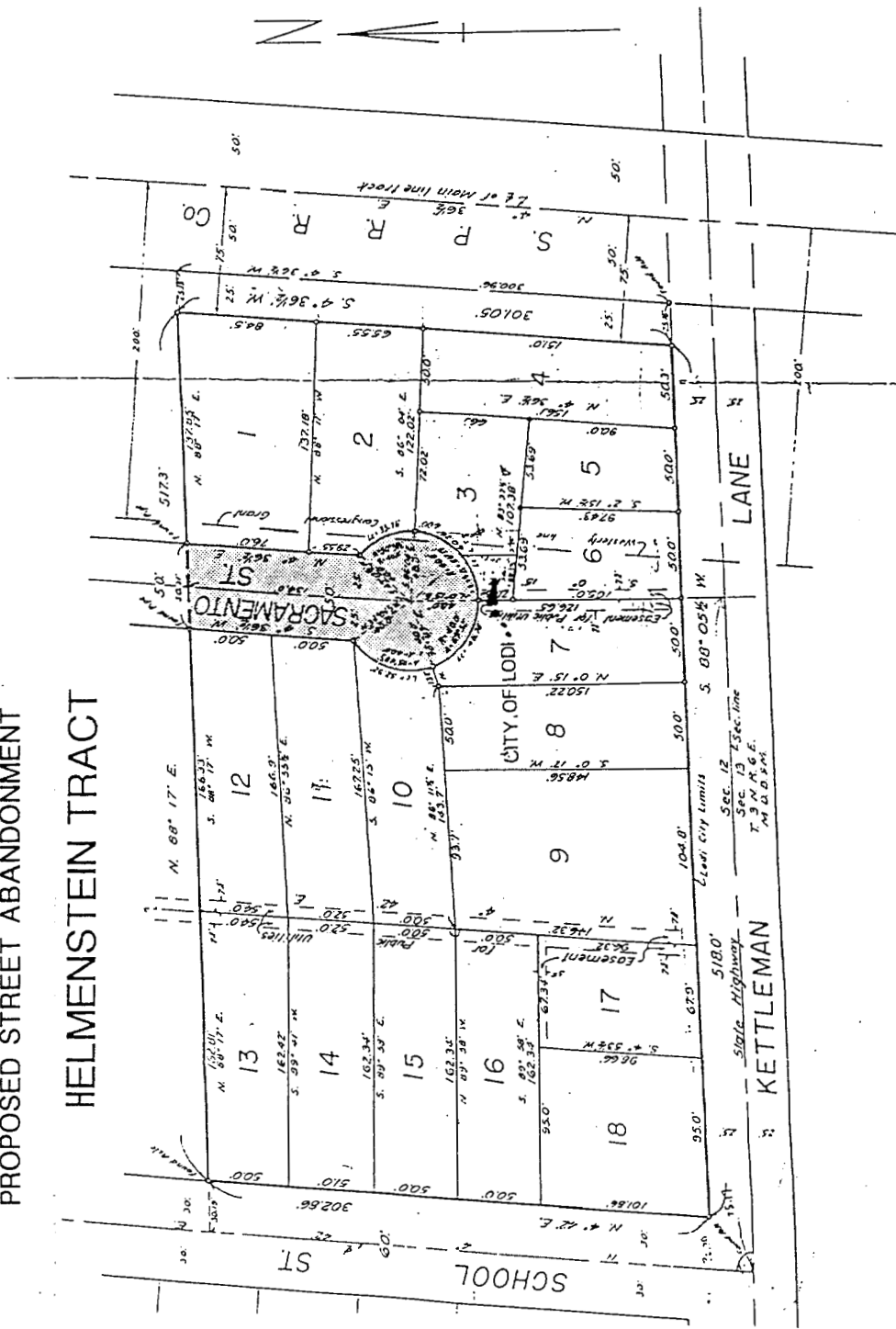
H. Dixon Flynn -- City Manager



CITY OF LODI
PUBLIC WORKS DEPARTMENT

PROPOSED
STREET ABANDONMENT

PROPOSED STREET ABANDONMENT
HELMENSTEIN TRACT



TELEPHONE
(209) 334-4115

FAX
(209) 339-8260



June 2, 1998

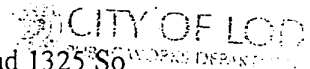
1320 SOUTH SACRAMENTO STREET
POST OFFICE BOX 758
LODI, CALIFORNIA 95241

City of Lodi
221 West Pine Street
Lodi, California 95240

RECEIVED

JUN 03 1998

Attention: Richard Prima
Subject: Expansion Project for Vanderlans & Sons, Inc. at 1320 and 1325th So Sacramento St.



Dear Mr. Prima:

On May 1, 1998 you met with me, Eric Vanderlans, Tony Goehring, Rad Bartlam and Wes Fujitonic. The purpose of this meeting was to go over requirements the city may have for a plant expansion we hope to do as soon as possible.

I showed a drawing of our existing buildings and our proposed new buildings along with a proposed parking layout. During this meeting it was determined that there was no place for loading and unloading freight other than in the street. Typically this has been, and is continuing to be, done all up and down a large portion of our street by other companies who own property on both sides of south Sacramento street. We were told that the city wants this to be no longer allowed on a public street.

Since we own property on both sides of the street, with the exception of one parcel, we are proposing the idea of abandoning this portion of the street. The owner of that one parcel is in agreement as well. This property is located on the end of a cul-de-sac and we feel this could be done very easily. The City of Lodi has a pump station located on the very end of this cul-de-sac and, of course, would have 24-hour access to this pump station.

Therefore we are proposing to have this street abandoned as per city requirements, and we need to know how to proceed in order to get this accomplished. At this point, with the amount of growth we are experiencing, we are running out of room at our existing plant, so time is a very important issue. Whatever can be done to facilitate this through the city process in an expedited manner would be very much appreciated.

Sincerely yours,

Victor Schuh
Corporate Manager



SEWER PLUGS • PIPE TESTERS • LEAK LOCATORS • FLOW-THRU

TELEPHONE
(209) 334-4115

FAX
(209) 339-8260

VANDERLANS & SONS, INC.
lansas

1320 SOUTH SACRAMENTO STREET
POST OFFICE BOX 758
LODI, CALIFORNIA 95241

June 11, 1998

Richard Prima
City of Lodi
221 West Pine Street
Lodi, California 95240

SUBJECT: Street Abandonment Request

Dear Mr. Prima:

As the owner of Vanderlans & Sons, Inc. and the property on which it is located, at the end of the cul-de-sac on So. Sacramento street (addresses 1320, 1328, 1325 and 1345) I am writing to formally request that this portion of the street be abandoned. These properties are located on both sides of this street.

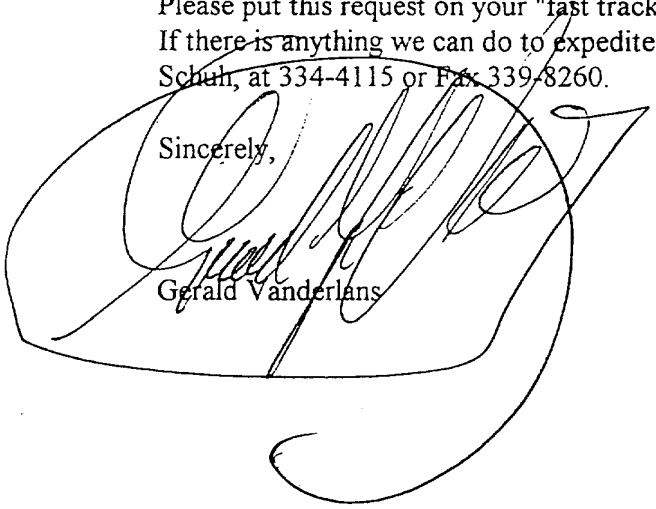
Granting of this request would allow us to do a much needed expansion of our facilities, and would allow freight to be loaded and unloaded in the abandoned area of the street. If this abandonment were to be refused we would not be able to proceed with our expansion and still comply with city ordinances.

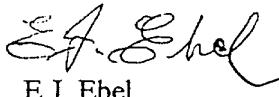
There is one other property owner who would be affected because his property is at the end of the street, at 1339 So. Sacramento St., between my properties. Mr. Ebel is in favor of this abandonment request, and his signature also appears below.

Also, the City of Lodi has a pump station located at the end of the street and we would definitely be able to ensure the city would have 24-hour accessibility to this station.

Please put this request on your "fast track" schedule as we are in desperate need of room. If there is anything we can do to expedite this quickly, please contact my assistant, Victor Schull, at 334-4115 or Fax 339-8260.

Sincerely,


Gerald Vanderlans


E.J. Ebel
Property Owner



SEWER PLUGS - PIPE TESTERS - LEAK LOCATORS - FLOW-THRU

98077758

PLEASE RECORD AND RETURN TO:
Alice M. Reimche, City Clerk
P.O. Box 3006
Lodi, CA 95241-1910

RECORDER
COUNTY CLERK
JAMES H. JOHNSTON

98 JUL -6 AM 10:45

SAN JOAQUIN COUNTY
COUNTY SHOWN

FEE _____
exempt

RESOLUTION NO. 98-109

A RESOLUTION OF THE LODI CITY COUNCIL
DECLARING ITS INTENTION TO VACATE THE SOUTH
174 FEET OF SACRAMENTO STREET

=====

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

Acting under the authority of Section 8333 of the Streets and Highways Code, the Lodi City Council hereby approves the vacation of 174 feet of Sacramento Street, Lodi, California, as shown in San Joaquin County Records as follows:

Sacramento Street as shown on "Helmenstein Tract" as filed for record in Book of Maps and Plats, Volume 13, at page 108, San Joaquin County Records.

Reference is hereby made to a drawing on file in the office of the City Clerk of the City of Lodi showing the particulars of the vacation.

Pursuant to the requirements of Government Code Section 27288.1, the name of the owner of the title or interest in the 174 feet of Sacramento Street as it appeared at the time and in the document creating the interest, right or encumbrance is as follows:

Vanderlans, Gerald J.; Ebel, Elton J. & V TRS; City of Lodi

Dated: July 1, 1998

=====

I hereby certify that Resolution No. 98-109 was passed and adopted by the City Council of the City of Lodi in a regular meeting held July 1, 1998, by the following vote:

- AYES: COUNCIL MEMBERS – Johnson, Land, Mann, Pennino and Sieglock (Mayor)
- NOES: COUNCIL MEMBERS - None
- ABSENT: COUNCIL MEMBERS - None
- ABSTAIN: COUNCIL MEMBERS - None

Alice M. Reimche
ALICE M. REIMCHE
City Clerk



CITY OF LODI

Carnegie Forum
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: August 5, 1998

Time: 7:00 p.m.

For information regarding this notice please contact:

Alice M. Reimche

City Clerk

Telephone: (209) 333-6702

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Wednesday, August 5, 1998 at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a Public Hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) intention to abandon the south 174 feet of Sacramento Street.

Further, this matter was referred to the Planning Commission to be heard on July 22, 1998.
An original map is on file with the City Clerk's Office.

All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, P.O. Box 3006, at or prior to the Public Hearing.

Alice M. Reimche
City Clerk

Dated: July 1, 1998

Approved as to form:

Randall A. Hays
City Attorney

PLEASE RECORD AND RETURN TO:
Alice M. Reimche, City Clerk
P.O. Box 3006
Lodi, CA 95241-1910

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AYES: COUNCIL MEMBERS – Johnson, Land, Mann, Pennino and Sieglock
(Mayor)

NOES: COUNCIL MEMBERS - None

ABSENT: COUNCIL MEMBERS - None

ABSTAIN: COUNCIL MEMBERS - None


ALICE M. REIMCHE
City Clerk



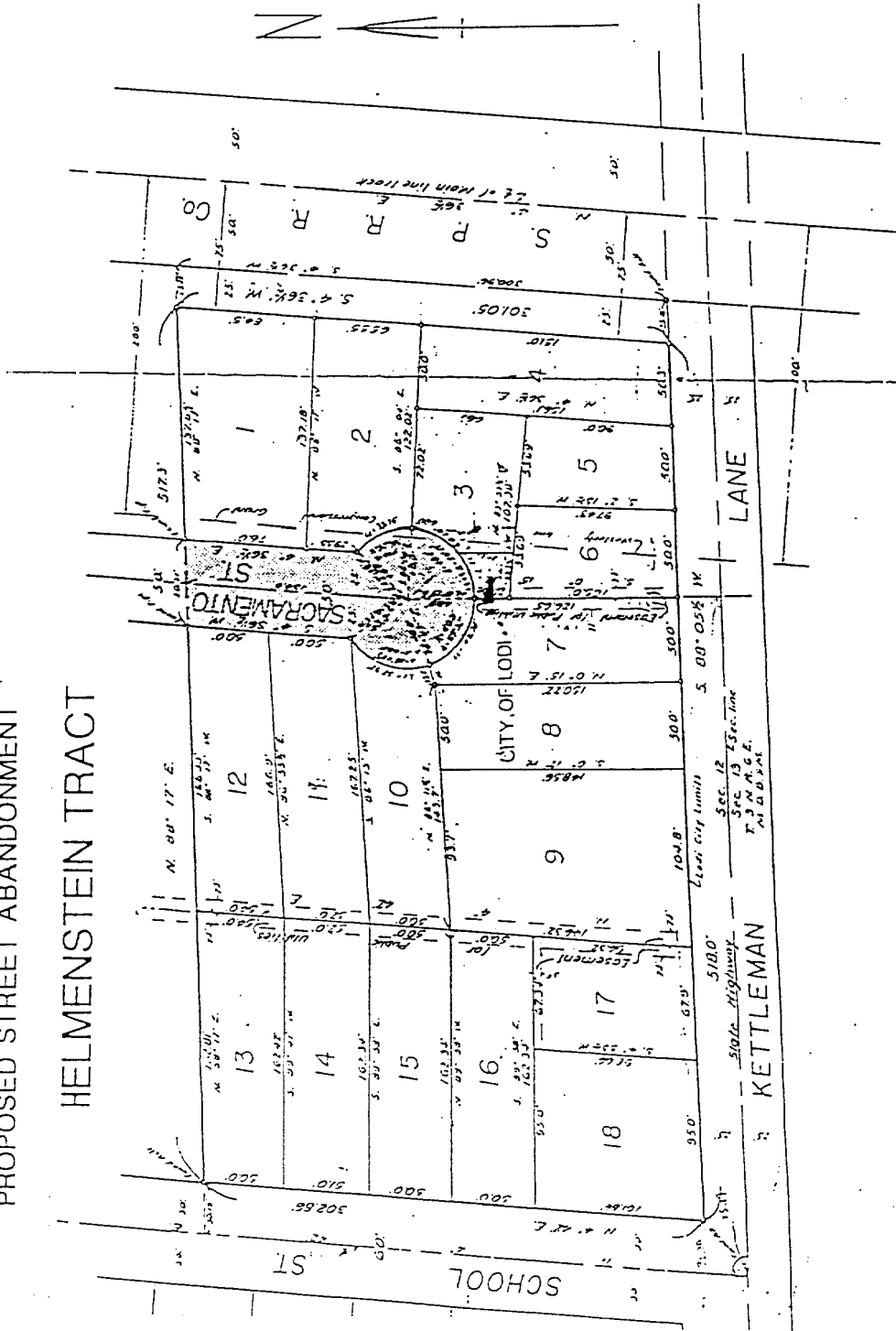
CITY OF LODI

PUBLIC WORKS DEPARTMENT

PROPOSED STREET ABANDONMENT

PROPOSED STREET ABANDONMENT

HELMENSTEIN TRACT





DECLARATION OF MAILING

SET PUBLIC HEARING FOR 8/5/98 RE: VACATION OF 174 FT OF SACRAMENTO STREET

On July 2, 1998, 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.

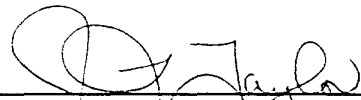
There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

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

Executed on July 2, 1998, at Lodi, California.

ORDERED BY:

ALICE M. REIMCHE
CITY CLERK



Jacqueline L. Taylor
Deputy City Clerk

Jennifer M. Perrin
Deputy City Clerk

CITY OF LODI

CITY HALL, 221 W. PINE ST.
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

Office of the City Clerk

|||||

Mr. Gerald Vanderlans
Vanderlans & Sons, Inc.
P.O. Box 758
Lodi, CA 95241

CITY OF LODI

CITY HALL, 221 W. PINE ST.
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

Office of the City Clerk

|||||

Mr. E. J. Ebel
225 Charles Street
Lodi, CA 95240



MEMORANDUM
Office of the Lodi City Clerk

TO: Community Development Director

FROM: Alice M. Reimche *AR*
City Clerk

DATE: July 2, 1998

SUBJECT: Resolution Of Intention To Vacate The South 174 Feet Of Sacramento Street

Please be advised that the Lodi City Council at its regular meeting of July 1, 1998 adopted Resolution No. 98-109 entitled, "A Resolution Of The Lodi City Council Declaring Its Intention To Vacate The South 174 Feet Of Sacramento Street" (Exhibit A).

Further, the City Council referred the matter to the Planning Commission for its recommendation and set the matter for a Public Hearing before the Lodi City Council on August 5, 1998.

AMR/JMP

Attachment

cc: Public Works Department

CITY COUNCIL

JACK A. SIEGLOCK, Mayor
KEITH LAND
Mayor Pro Tempore
ROBERT J. JOHNSON
STEPHEN J. MANN
PHILLIP A. PENNINGO

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6706
FAX (209) 333-6710

June 25, 1998

H. DIXON FLYNN
City Manager
ALICE M. REIMCHE
City Clerk
RANDALL A. HAYS
City Attorney

Mr. Gerald Vanderlans
Vanderlans & Sons, Inc
P. O. Box 758
Lodi, CA 95241

Mr. E. J. Ebel
225 Charles Street
Lodi, CA 95240

SUBJECT: Intention to Vacate the South 174 Feet of Sacramento Street

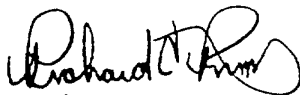
Enclosed is a copy of background information on an item on the City Council agenda of Wednesday, July 1, 1998. The meeting will be held at 7 p.m. in the City Council Chamber, Carnegie Forum, 305 West Pine Street.

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 Alice Reimche, City Clerk, at 333-6702.

If you have any questions about the item itself, please call Bob Murdoch at 333-6706.



Richard C. Prima, Jr.
Public Works Director

RCP/lm

Enclosure

cc: City Clerk