



CITY OF LODI

PUBLIC WORKS DEPARTMENT

COUNCIL COMMUNICATION

TO: City Council
FROM: City Manager
MEETING DATE: February 4, 1987
AGENDA TITLE: Public Hearing to Consider Resolution of Intention to Vacate a Portion of the Public Utility Easement Along the Easterly Right-of-Way of Interlaken Drive

RECOMMENDED ACTION: That the City Council adopt an order of abandonment to abandon the easterly 4.35 feet of the south 154.53 feet of the 14.35 foot public utility easement along the easterly right-of-way of Interlaken Drive as shown in Book 13 of Parcel Maps, Page 175, San Joaquin County Records.

BACKGROUND INFORMATION: At the Council meeting of January 7, 1987, the City Council adopted a resolution of intent to abandon the easterly 4.35 feet of this easement and forward it to the Planning Commission for its findings. The Planning Commission determined at its meeting of January 26, 1987, that there was no public need, present or future, for this portion of the easement. The City is retaining the remaining 10 feet of the easement for the use of all the utility agencies.

The proposed abandonment is shown on the attached map.


Jack L. Ronsko
Public Works Director

Attachment

JLR/cag

APPROVED:

THOMAS A. PETERSON, City Manager

FILE NO.

RESOLUTION NO. 87-03

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI
DECLARING ITS INTENTION TO VACATE A PORTION OF THE
PUBLIC UTILITY EASEMENT ALONG THE EASTERLY RIGHT-OF-WAY
OF INTERLAKEN DRIVE, LODI

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 Sections 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon certain public service easement described as follows:

The easterly 4.35 feet of the south 154.53 feet of the 14.35 foot public utility easement along the easterly right-of-way of Interlaken Drive as shown in Book 13 of Parcel Maps, Page 175, San Joaquin County Records

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.

FURTHER RESOLVED that this City Council does hereby fix Wednesday, February 4, 1987 at the hour of 7:30 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.

FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of easement vacation conspicuously along the line of the easement 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.

FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to February 4, 1987 in the "Lodi New Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Date: January 7, 1987

I hereby certify that Resolution No. 87-03 was passed and adopted by the City Council of the City of Lodi in a regular meeting held January 7, 1987 by the following vote:

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

Noes: Council Members - None

Absent: Council Members - None

Alice M. Reimche
ALICE M. REIMCHE
City Clerk

87-03

TO: Honorable Chairman and
Members of the City of Lodi
Planning Commission

DATE: January 8, 1987

FROM: Alice M. Reimche
City Clerk

SUBJECT: Resolution of Intention to Abandon a Portion of the Electric
Utility Easement Along the Easterly Right-of-Way of
Interlaken Drive, Lodi, California.

Please be advised that the Lodi City Council at its Regular Meeting of
January 7, 1987 adopted Resolution No. 87-03 - Resolution of the City
Council of the City of Lodi Declaring Its Intention To Vacate A Portion Of
The Public Utility Easement Along The Easterly Right-of-Way Of Interlaken
Drive, Lodi, California.

Further, Council referred the matter to the Planning Commission for its
finding of a public need and set the matter for Public Hearing on
February 4, 1987.

Attached is a council communication which describes the proposed easement
abandonment.

Also attached herewith is a Certified Copy of Resolution No. 87-03.

ALICE M. REIMCHE
City Clerk

attachments



CITY OF LODI

PUBLIC WORKS DEPARTMENT

COUNCIL COMMUNICATION

TO: City Council

FROM: City Manager

MEETING DATE: January 7, 1987

AGENDA TITLE: Adopt Resolution of Intention to Vacate a Portion of the Public Utility Easement Along the Easterly Right-of-Way of Interlaken Drive

RECOMMENDED ACTION: That the City Council adopt a resolution of intention to abandon the easterly 4.35 feet of the south 154.53 feet of the 14.35 foot public utility easement along the easterly right-of-way of Interlaken Drive as shown in Book 13 of Parcel Maps, Page 175, San Joaquin County Records; refer the matter to the Planning Commission; and set it for Public Hearing at the Regular Council Meeting of February 4, 1987.

BACKGROUND INFORMATION: This public utility easement abandonment has been requested by the owners in order to allow for more buildable space on the lot. The easterly 4.35 feet had been used for a 15" storm drain which has now been abandoned.

The owners have paid the required fees to process this abandonment. Pacific Bell, PG&E, King Videocable Company, and City utilities have been notified of this proposed abandonment and their approval will be secured prior to the final action.

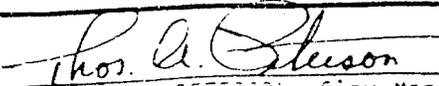
The area of the proposed abandonment is shown on the attached sketch.


Jack L. Ronsko
Public Works Director

JLR/WF/ma

Attachment

APPROVED:


THOMAS A. PETERSON, City Manager

FILE NO.

R.R. SPIKE @ CENTER OF SECTION 10
 R.R. SPIKE L & I Community

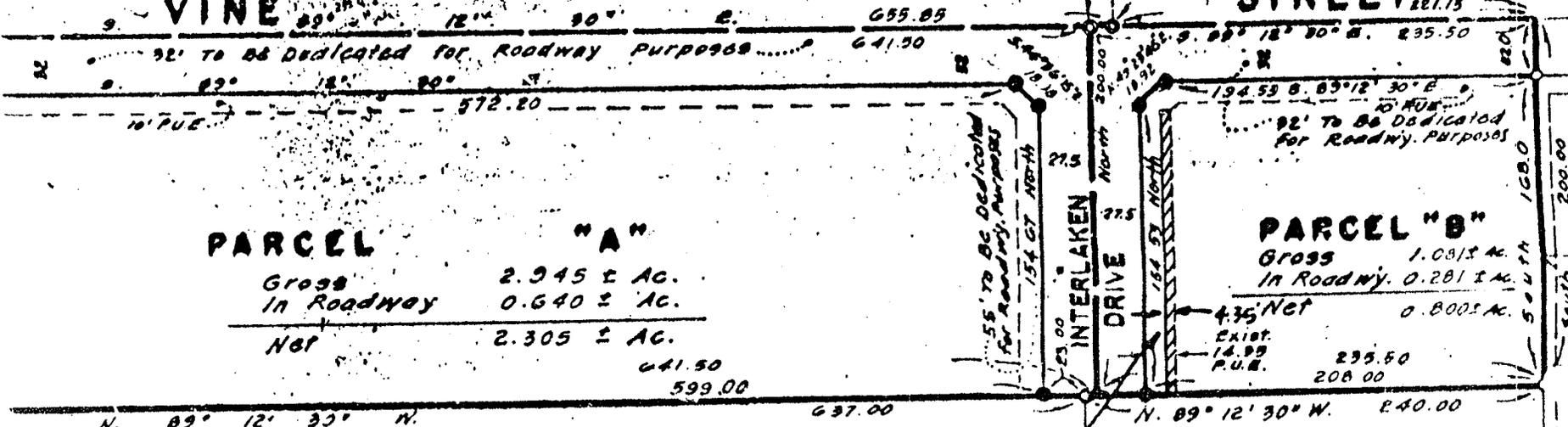
Hospital & Man. Box to be Set

Fd. Man. in Mon. Box

E. Farmer
 Quarry Drive
 (Abandoned)

VINE

STREET



PARCEL "A"
 Gross 2.945 ± AC.
 In Roadway 0.640 ± AC.
 Net 2.305 ± AC.

PARCEL "B"
 Gross 1.0815 AC.
 In Roadway 0.281 ± AC.
 Net 0.8005 AC.

641.50
 599.00

295.50
 208.00

Parcel Map
 Vol. 3, Page 169
 Vol. 3, Page 173
 Vol. 13, Page 147
 S. J. Co. Records

Portion of Easement -
 to be abandoned.

When recorded, return to:

City Clerk
City of Lodi
Call Box 3006
Lodi, CA 95241

RESOLUTION/ORDER NO. 083-16

RESOLUTION/ORDER VACATING A PORTION OF THE PUBLIC UTILITY EASEMENT
LOCATED AT 900 AND 906 INTERLAKEN DRIVE, LODI

WHEREAS, the City Council of the City of Lodi, acting in accordance with the provisions of Sections 8320 et seq. of the Streets and Highways Code of the State of California, did on the 7th day of January, 1987, pass and adopt Resolution No. 87-03, therein declaring the intention of said City Council to vacate a portion of the public utility easement located at 900 and 906 Interlaken Drive, Lodi, California, and more particularly described in said resolution; and

WHEREAS, said matter has been referred to the Planning Commission of the City of Lodi and a favorable recommendation has been made by said Planning Commission to this City Council; and

WHEREAS, notice of adoption of said Resolution of Intention to vacate was regularly given by publication in the "Lodi News Sentinel", a newspaper of general circulation published in the City of Lodi, County of San Joaquin, and by posting on the property, both in the time, form, and manner as required by law, and there are on file in the office of the City Clerk affidavits showing said publication and posting; and

WHEREAS, in accordance with the notice given in said Resolution No. 87-03, a public hearing was held before said City Council in the Council Chambers, City Hall, 221 West Pine Street, Lodi, California, at 7:30 p.m., on February 4, 1987; and

WHEREAS, at the aforesaid time and place set for public hearing, no person appeared to object to the vacation of said portion of the public utility easement; and

WHEREAS, the City Council of the City of Lodi did then and there determine, at said public hearing, that the public utility easement described in said resolution and more particularly hereinafter described is unnecessary for present or prospective public use.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to the foregoing findings and under the authority of Sections 8320, et seq., of the Streets and Highways Code of the State of California, that there is hereby abandoned and vacated a portion of that certain public utility easement situated in the City of Lodi, County of San Joaquin, State of California, more particularly described as follows:

083-16

Commencing at the southwest corner of Parcel D, as shown on the Parcel Map of a portion of the southeast quarter of Section 10, Township 3 North, Range 6 East, Mount Diablo Base and Meridian, and filed in Book 14 of Parcel Maps, at Page 3, of Official Records of the County of San Joaquin;

Thence South 89°12'30" East, 10.00 feet to the TRUE POINT OF BEGINNING;

Thence North, 150.49 feet;

Thence North 45°23'45" East, 6.11 feet;

Thence South, 154.84 feet;

Thence North 89°12'30" West, 4.35 feet to the TRUE POINT OF BEGINNING.

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: February 4, 1987

I hereby certify that Resolution/Order No. 083-16 vacating the portion of the public utility easement heretofore described was passed and adopted by the City Council of the City of Lodi in a regular meeting held Wednesday, February 4, 1987, by the following vote:

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

Noes: Council Members - None

Absent: Council Members - None

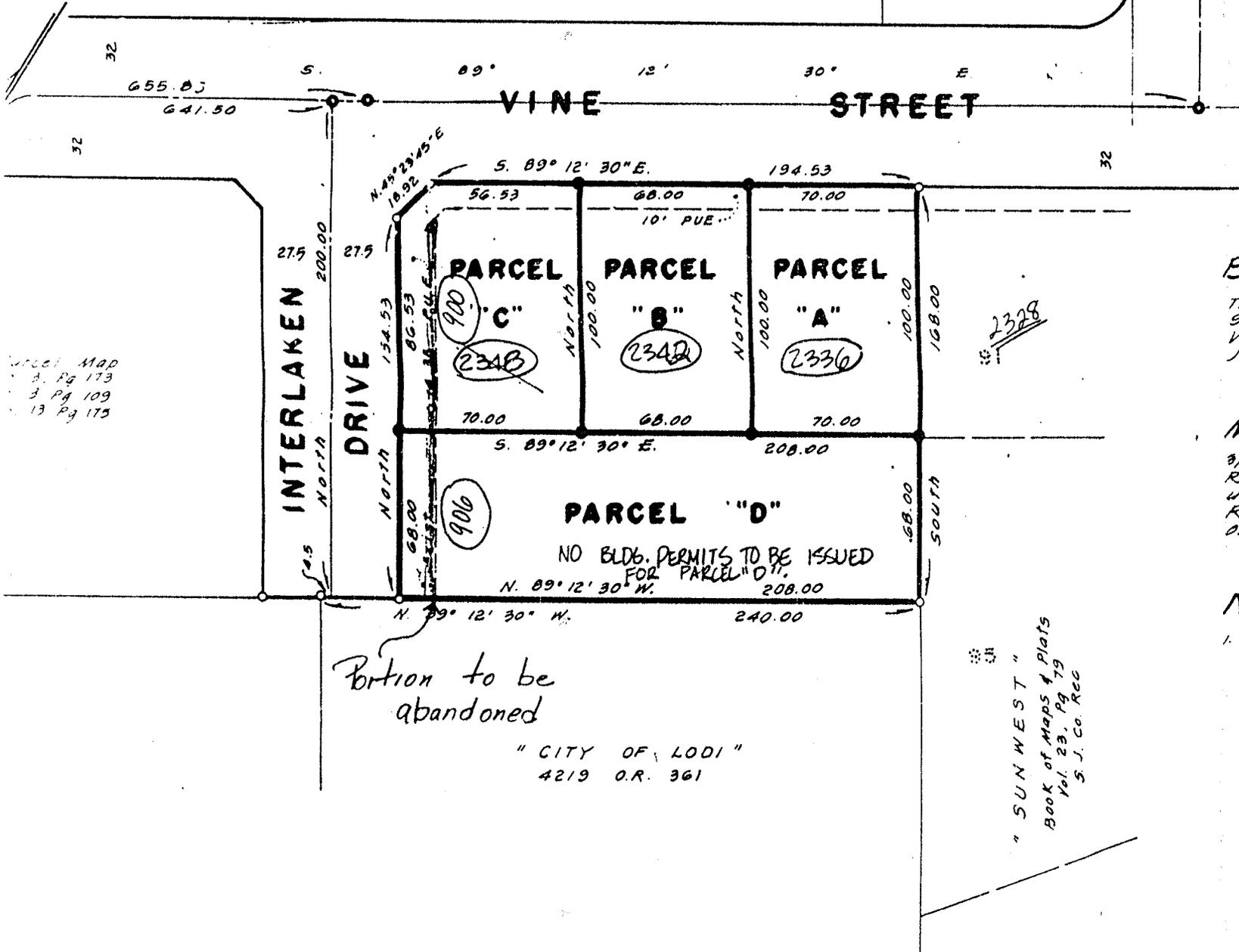
Alice M. Reimche
ALICE M. REIMCHE
City Clerk

Lodi Community

Hospital

101.421 '19' Records
S. J. Co. Records

WEST DR
27.5



Parcel Map
Pg 173
Pg 109
Pg 175

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The Co.
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Vol 13
Joagu

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" CITY OF LODI "
4219 O.R. 361

" SUN WEST "
Book of Maps & Plats
Vol. 23, Pg 75
S. J. Co. Rec

2328

MEMORANDUM

TO: Jack Ronsko
Public Works Director

DATE: January 8, 1987

FROM: Alice M. Reimche
City Clerk

SUBJECT: Posting Notices Regarding Intention to Vacate An Easement -
(portion of public utility easement along the easterly
right-of-way of Interlaken Drive, Lodi)

Please be advised that the Lodi City Council at its Regular Meeting of January 7, 1987 adopted Resolution No. 87-03 - Resolution of the City Council of the City of Lodi Declaring its Intention to Vacate a Portion of the Public Utility Easement Along the Easterly Right-of-Way of Interlaken Drive, Lodi, California. A certified copy of the subject resolution is attached.

Further, Council referred the matter to the Planning Commission for a recommendation and set the matter for Public Hearing at the Regular Meeting of February 4, 1987.

Section 8323 of the State of California Streets and Highways Code provides that the Superintendent of Streets shall post notices pertaining to the Resolution of Intention to Vacate an Easement on the subject property at least 15 days before the hearing. The code further provides that there shall be at least three notices and they shall not be spaced any further apart than 300 feet.

Please provide me with a Declaration of Posting when this task has been accomplished.

ALICE M. REIMCHE
City Clerk

Encl.

VAC09

RESOLUTION NO. 87-03

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI
DECLARING ITS INTENTION TO VACATE A PORTION OF THE
PUBLIC UTILITY EASEMENT ALONG THE EASTERLY RIGHT-OF-WAY
OF INTERLAKEN DRIVE, LODI

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 Sections 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon certain public service easement described as follows:

The easterly 4.35 feet of the south 154.53 feet
of the 14.35 foot public utility easement along
the easterly right-of-way of Interlaken Drive as
shown in Book 13 of Parcel Maps, Page 175,
San Joaquin County Records

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.

FURTHER RESOLVED that this City Council does hereby fix Wednesday, February 4, 1987 at the hour of 7:30 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.

FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of easement vacation conspicuously along the line of the easement 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.

FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to February 4, 1987 in the "Lodi New Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Date: January 7, 1987

I hereby certify that Resolution No. 87-03 was passed and adopted by the City Council of the City of Lodi in a regular meeting held January 7, 1987 by the following vote:

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

Noes: Council Members - None

Absent: Council Members - None

Alice M. Reimche
ALICE M. REIMCHE
City Clerk

87-03

TXTA.02D VAC11

RESOLUTION NO. 87-03

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI
DECLARING ITS INTENTION TO VACATE A PORTION OF THE
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Hinchman & Reid (Mayor)

Noes: Council Members - None

Absent: Council Members - None

Alice M. Reimche
ALICE M. REIMCHE
City Clerk

87-03

CITY COUNCIL

FRED M. REID, Mayor
EVELYN M. OLSON
Mayor Pro Tempore
DAVID M. HINCHMAN
JAMES W. PINKERTON, Jr.
JOHN R. (Randy) SNIDER

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
CALL BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 334-5634

THOMAS A. PETERSON
City Manager

RECEIVED
ALICE M. REIMCHE
City Clerk

1987 FEB -2 PM 12:34
RONALD M. STEIN
City Attorney

ALICE M. REIMCHE
CITY CLERK
CITY OF LODI

January 30, 1987.

Farmers & Merchants Bank
121 W. Pine Street
Lodi, CA 95240

Attention: Phil Felde

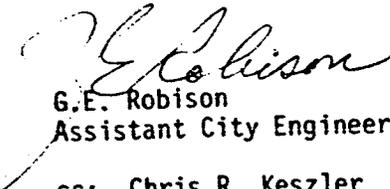
SUBJECT: Vine Street, 100' W/Interlaken Drive - 300' E/Interlaken
Drive, and Interlaken Drive, 150' S/Vine Street - Vine Street

The City Council of the City of Lodi, at its meeting on January 21, 1987,
accepted the offsite improvements in the above subdivision.

This letter, together with the security release, is your authorization to
exonerate the Instrument of Credit covering faithful performance. The
Instrument of Credit covering labor and materials must remain in effect
until April 21, 1987, in conformance with the requirements of the State
of California and the Subdivision Map Act. You will receive no further
correspondence regarding the release of the Instrument of Credit for
labor and materials unless a claim is filed.

If you have any questions, please contact me.

Sincerely


G.E. Robison
Assistant City Engineer

cc: Chris R. Keszler
City Clerk

GER/cag