



City of Woodland

REPORT TO MAYOR AND CITY COUNCIL

AGENDA ITEM

TO: THE HONORABLE MAYOR
AND CITY COUNCIL

DATE: May 20, 2008

SUBJECT: Public Access Easement Abandonment 435 Sixth Street

Report in Brief

Based on request of the Woodland Joint Unified School District (WJUSD) the Development Engineering Division of the Community Development Department is initiating proceedings to abandon a portion of the City owned public access easement located on the properties at 435 Sixth Street and 1100 Main Street. The easement was dedicated to the City in 1993 via Parcel Map #4099 to benefit the subject properties and the property to the south. The portion of the access easement that benefits the property to the south will be retained by the City; however, the remainder of the easement which affects only 435 Sixth Street and 1100 Main Street will be abandoned.

The Planning Commission, at its April 17, 2008 meeting, made a finding that the proposed vacation is consistent with the General Plan. This Resolution of Intention to Vacate is pursuant to Chapter 3 of the Public Streets, Highways and Service Easements Law.

Staff recommends that the City Council adopt Resolution No. ____, A Resolution of Intention to Vacate, and set a public hearing date of June 10, 2008 for this proposed vacation.

Background

This abandonment was initiated at the request of the WJUSD, who is currently preparing to lease the site with an option for future purchase of the property at 435 Sixth Street. The easement is negatively affecting the transfer of title.

The portion of the easement that intersects with Sixth Street is no longer usable due to driveway relocations. Although a majority of the easement is located on the property at 435 Sixth Street, a small portion overlaps the property at 1100 Main Street. This portion is also unnecessary and is being included in this process.

Staff recommends that the easement be abandoned and deeded to the owners of 435 Sixth Street and 1100 Main Street. This action will remove a restriction on the sites, but does not negatively impact adjacent properties.

Discussion

The portion of the public access easement being abandoned negatively affects the subject property but no longer benefits the public. Furthermore, due to relocation of a driveway, it no longer connects to Sixth Street. There is no benefit to the City or the public to retain title to the easement. The abandonment was reviewed by all City departments through the Development Review Committee. A portion of the easement is being retained to facilitate Fire Department engine turn around at the end of Lincoln Street.

Fiscal Impact

The cost of the abandonment is about \$5,000 in contract services and City staff time. In an effort to assist the School District, the City has borne the costs from its operations budget. There is no on going impact to the City's budget.

Public Contact

Posting of the City Council agenda, and public noticing published and posted in the manner prescribed by Sections 8322 and 8323 of the Streets and Highways Code including legal notices in the paper and postings at the site.

Commission Recommendation

The Planning Commission, at its April 17, 2008 meeting, made a finding that the proposed vacation is consistent with the General Plan.

Recommendation for Action

Staff recommends that the City Council adopt Resolution No. ____, A Resolution of Intention to Vacate, and set a public hearing date of June 10, 2008 for this proposed vacation.

Prepared by: Lolly Weichel
Engineering Technician

Reviewed by: Bruce Pollard
Senior Civil Engineer

Reviewed by: Barry Munowitch, AICP
Assistant City Manager

Mark G. Deven
City Manager

Attachments: Location Map
Resolution

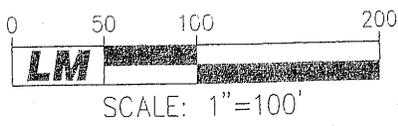
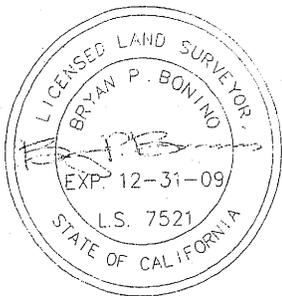
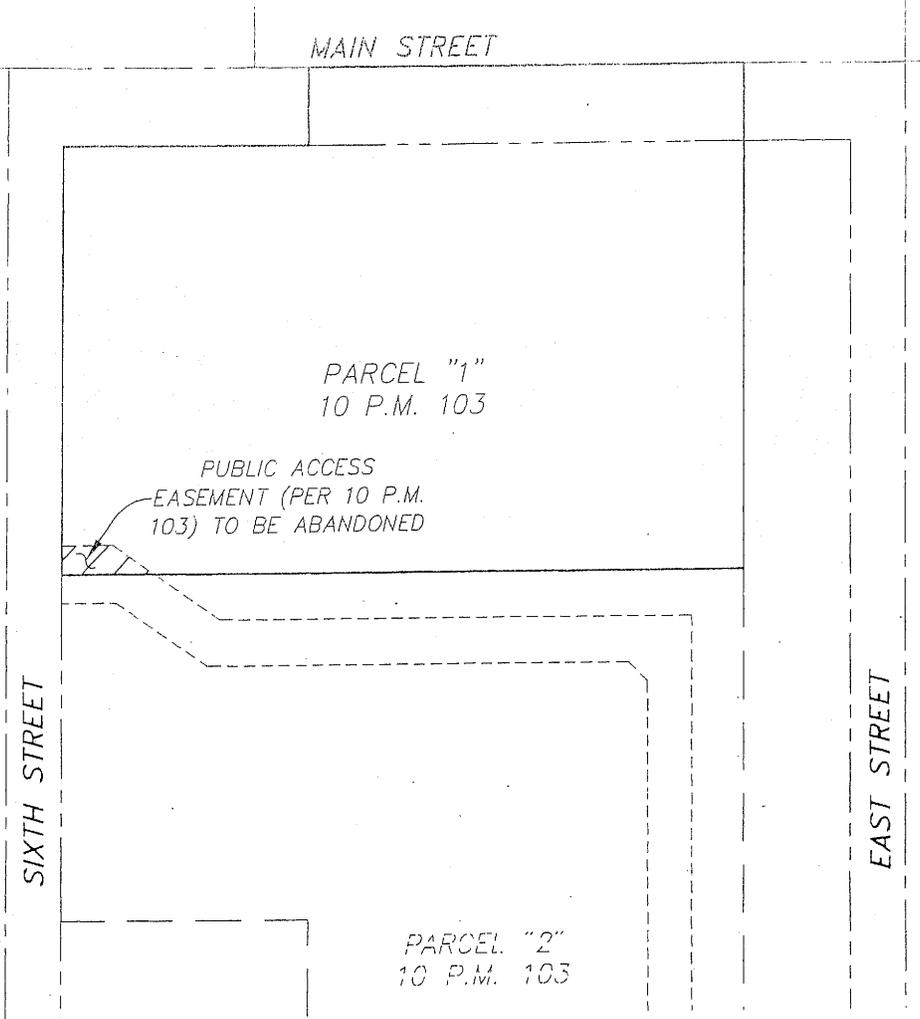


EXHIBIT B
 PUBLIC ACCESS EASEMENT
 ABANDONMENT
 FOR
 CITY OF WOODLAND
 LOCATED IN A PORTION OF SECTION 32,
 TOWNSHIP 10 NORTH, RANGE 2 EAST,
 MOUNT DIABLO MERIDIAN,
 CITY OF WOODLAND, YOLO COUNTY,
 CALIFORNIA

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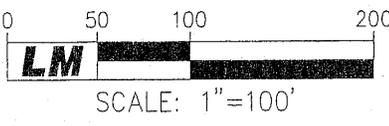
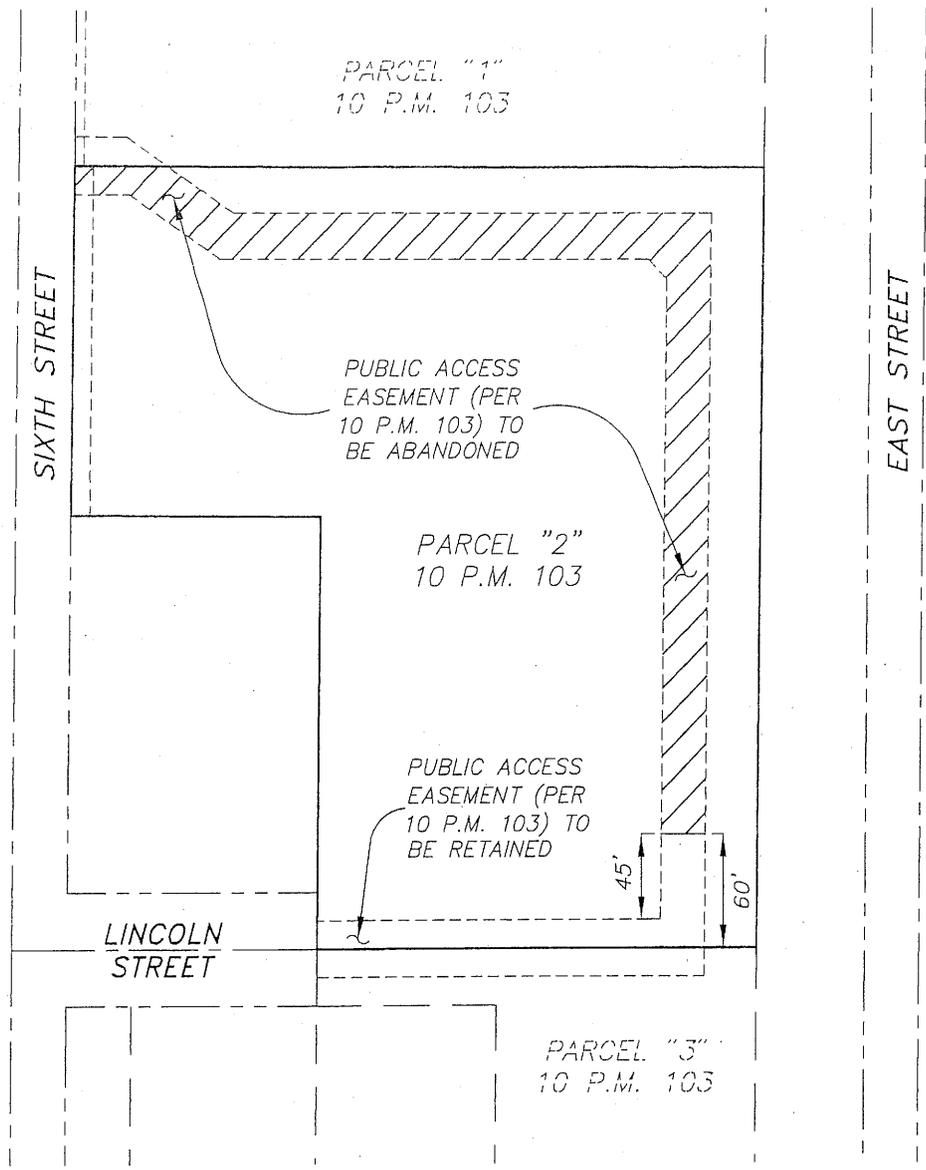


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County Road 98

Cottonwood Street

Gibson Road

West Street

College Street

East Street

Main Street

Beamer Street

Kentucky Avenue

To Redding

Easement Vacation
435 Sixth Street

To Davis

Bourne Dr.

East Main Street

Pioneer Avenue

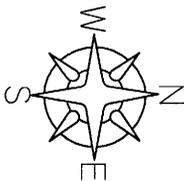
East Beamer Street

East Kentucky Avenue

East Gibson Road

County Road 102

To Sacramento



City
of
Woodland

RESOLUTION NO. _____

**RESOLUTION OF INTENTION TO VACATE A PUBLIC ACCESS EASEMENT
PURSUANT TO CHAPTER 3 OF THE PUBLIC STREETS, HIGHWAYS AND
SERVICE EASEMENT VACATION LAW**

BE IT RESOLVED AND ORDERED that it is the intention of the City Council of the City of Woodland to vacate a portion of the public access easement pursuant to the provisions of Chapter 3 of the Public Street, Highway and Service Easements Vacation Law (commencing at Section 8320 of the Streets and Highways Code) described as follows:

A Public Access Easement covering the onsite roads established with Parcel Map No. 4099, also known as 435 Sixth Street and 1100 Main Street, Woodland, California.

A map showing the portion or area to be vacated is on file in the office of the City Clerk of the City Council at City Hall, 300 First Street, Woodland, California and is available for public inspection during normal office hours.

BE IT FURTHER RESOLVED AND ORDERED that the proposed vacation is set for hearing at 7:00 p.m., or as soon thereafter as the matter can be heard, on the tenth day of June, 2008, in the City Council Chambers of the City of Woodland, California.

BE IT FINALLY RESOLVED that a copy of this Resolution shall be posted at least two weeks before the above hearing on the Directory in the Lobby of City Hall, 300 First Street, Woodland, California, and notices of the hearing shall be published and posted in the manner prescribed by Sections 8322 and 8323 of the Streets and Highways Code.

On a motion by Councilmember _____, seconded by Councilmember _____, the foregoing Resolution was passed and adopted by the City Council of the City of Woodland, State of California, this twentieth day of May 2008, by the following vote, to wit:

DATED:

AYES: Councilmembers

NOES: Councilmembers

ABSENT: Councilmembers

ABSTAINED: Councilmembers

DAVID M. FLORY, MAYOR

ATTEST:

SUSAN L. VANNUCCI, CITY CLERK