

RESOLUTION NO. 2017- 08

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MERCED, CALIFORNIA,
DECLARING ITS INTENTION TO VACATE A
14-FOOT WIDE SIDEWALK EASEMENT ALONG
THE WESTERN PROPERTY LINE OF 3172 M
STREET, GENERALLY LOCATED ON THE EAST
SIDE OF M STREET, APPROXIMATELY 200
FEET NORTH OF FAIRFIELD DRIVE
(VACATION #16-02) SETTING TIME AND PLACE
FOR PUBLIC HEARING**

WHEREAS, the City Engineer of the City of Merced has recommended that the hereinafter described portion of sidewalk easement is unnecessary for prospective public purposes; and

WHEREAS, the City Engineer has filed maps or plans with the City Clerk of the City of Merced showing the portion of the sidewalk easement to be vacated at a specific time that will be determined.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCED DOES HEREBY RESOLVE, DETERMINE, FIND, AND ORDER AS FOLLOWS:

SECTION 1. The City Council of the City of Merced declares its intention to proceed under the provisions of Part 3 of the Streets and Highways Code of the State of California, being the Public Streets, Highways, and Service Easements Vacation Law, Chapter 3, to vacate a 14-foot wide sidewalk easement along the western property line of 3172 M Street, generally located on the east side of M Street, approximately 200 feet north of Fairfield Drive (Vacation #16-02), as described in Exhibits "A" and "B" and shown in Exhibits "A" and "B" attached hereto and incorporated herein by this reference.

SECTION 2. Reference is made to the maps and plans which are filed in the office of the City Clerk of the City of Merced for further particulars as to the proposed vacation and reservation.

SECTION 3. March 20, 2017, at the hour of 7:00 p.m. of said day in the Council Chamber of the City Council, 678 West 18th Street, Merced, California, is

SECTION 4. The City Engineer is directed to post or cause to be posted at least two weeks before the date set for hearing not less than three (3) notices of vacation of a portion of public right-of-way, not more than three hundred (300) feet apart, conspicuously along the lines of said portion of the public street proposed to be vacated, stating adoption of this resolution and the time and place of the hearing herein called. Posting a copy of this resolution shall constitute the posting of the required notice.

PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the 21 day of February 2017, by the following vote:

ABSTAIN: 0 Council Members: NONE


Mayor

ATTEST:
STEVE CARRIGAN, CITY CLERK

BY: [Signature]
Assistant/Deputy City Clerk

(SEAL)



APPROVED AS TO FORM:

[Signature] 1-25-2017
City Attorney Date

EXHIBIT "A"
EASEMENT ABANDONMENT

THE LAND REFERENCED TO HEREIN BELOW IS SITUATED IN A PORTION OF SECTION 18, T.7S., R.14E., M.D.B. & M., CITY OF MERCED, COUNTY OF MERCED, STATE OF CALIFORNIA AND IS DESCRIBED AS FOLLOWS:

A STRIP OF LAND LYING WITHIN A PORTION OF PARCEL 1, AS PARCEL 1 IS DELINEATED ON THAT CERTAIN MAP ENTITLED "PARCEL MAP FOR HERBERT H. LOCKYER, ET AL", FILED FOR RECORD DECEMBER 30, 1975, IN BOOK 28 OF PARCEL MAPS, PAGE 45, MERCED COUNTY OF RECORDS, SAID STRIP OF LAND IS DESCRIBED IN GRANT DEED TO THE CITY OF MERCED RECORD APRIL 17, 1970 AS DOCUMENT NUMBER 6782, VOLUME 1823, AT PAGE 722, OFFICIAL RECORDS OF MERCED COUNTY.

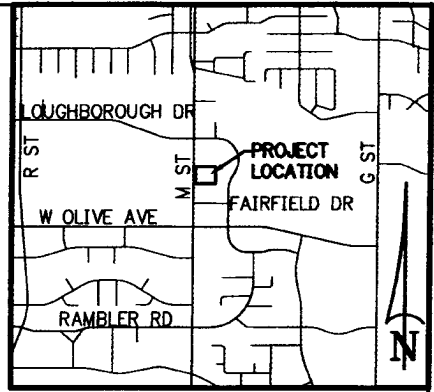
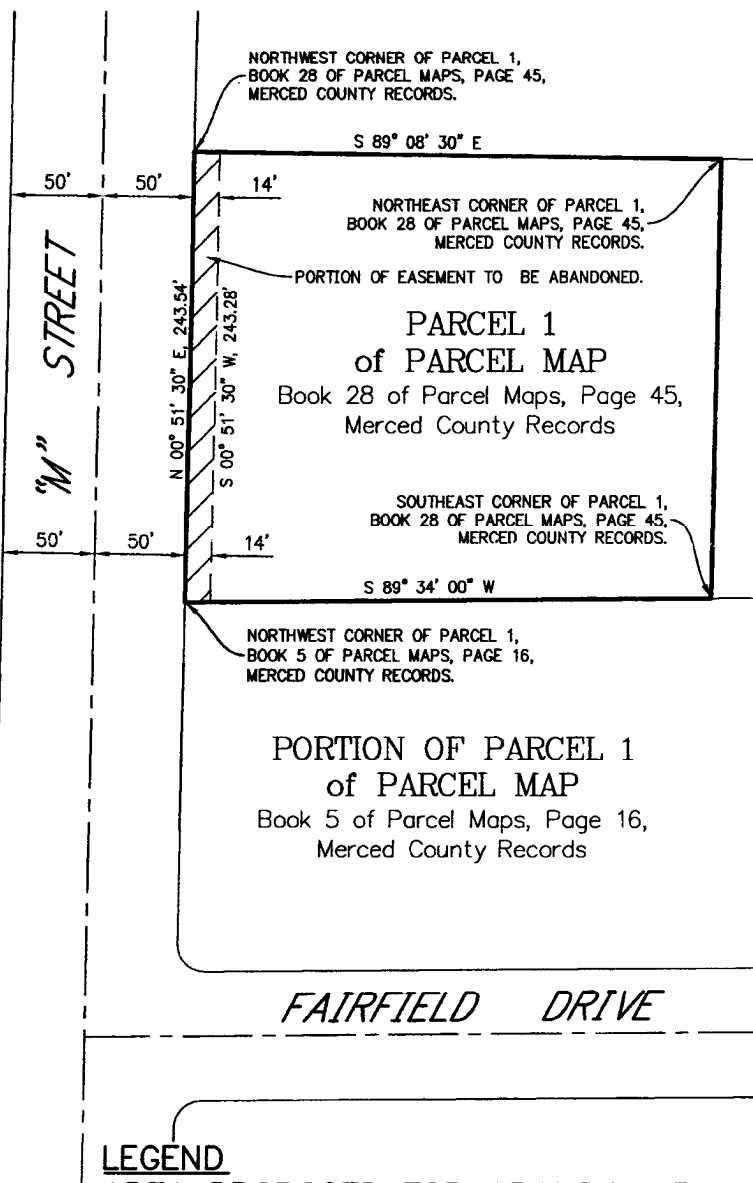
A STRIP OF LAND SITUATED IN LOTS 55 AND 72 ACCORDING TO MAP ENTITLED "MAP OF THE CROCKER COLONY", FILED FOR RECORD JUNE 7, 1911, IN VOLUME 5 OF OFFICIAL RECORDS, BEING ALSO A PORTION OF PARCEL 2 ACCORDING TO MAP ENTITLED "PARCEL MAP FOR J.F. COLLINS, ET AL", FILED FOR RECORD JANUARY 17, 1968, IN BOOK 5 OF PARCEL MAPS, AT PAGE 16, MERCED COUNTY RECORDS, SAID PORTION BEING MORE PARTICULARLY DESCRIBE AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST LINE OF "M" STREET FROM WHENCE THE NORTHWEST CORNER OF PARCEL 2 OF THE AFORESAID "PARCEL MAP FOR J.F. COLLINS, ET AL" BEARS NORTH 00°52'34" EAST 89.48 FEET AND RUNNING THENCE SOUTH 77°50'00" EAST 14.28 FEET; THENCE SOUTH 00°51'30" WEST 1476.79 FEET TO A POINT ON THE NORTH LINE OF PARCEL 1 ACCORDING TO THE AFORESAID "PARCEL MAP FOR J.F. COLLINS, ET AL"; THENCE SOUTH 89°34'00" WEST 14.00 FEET ALONG SAID NORTH LINE TO A POINT ON THE EAST LINE OF "M" STREET; THENCE NORTH 00° 51'30" EAST 1479.90 FEET ALONG SAID EAST LINE TO THE POINT OF BEGINNING.

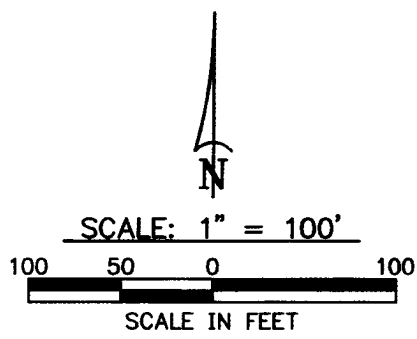


EPI/MG
15051 SIDEWALK LEGAL.DOC

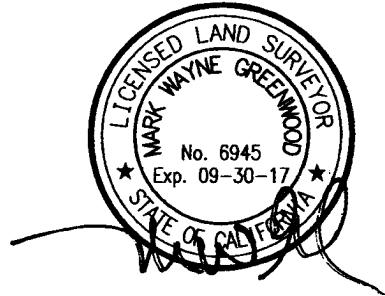
EXHIBIT A



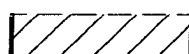
VICINITY MAP
NOT TO SCALE



SITE ADDRESS:
3172 M STREET
MERCED, CA. 95348
APN: 236-230-010



LEGEND

 AREA PROPOSED FOR ABANDONMENT
EXISTING 14' SIDEWALK EASEMENT GRANTED TO THE CITY OF
MERCED, AS DOCUMENT No. 6783 RECORDED ON APRIL 17,
1970, IN BOOK 1823, PAGE 722, OF OFFICIAL RECORDS.

AREA CONTAINS 3,408.0 SQUARE FEET

BUILDING PERMIT NUMBER: 15-1982

REV. 07/13/16 MGG
Fb. 270/35 MC
PLOT VIEW: EXHIBIT
AUTOCAD ID: 15051.DWG

EXHIBIT "B"

BEING A PORTION OF PARCEL 1 OF PARCEL MAP
RECORDED IN BOOK 28 OF PARCEL MAPS
AT PAGE 45, MERCED COUNTY RECORDS.

PREPARED FOR

CVRC NORTH, LLC

R.W.GREENWOOD ASSOCIATES, INC.
CIVIL ENGINEERING — LAND SURVEYING
2558 E. OLIVE AVE. — FRESNO, CALIFORNIA 93701 — Tel. (559) 268-7831
W.O. No. 15051 APRIL 20, 2016

Sheet 1 of 1

Notes by MC
F.B. No. 270 Pg. 35
Dr. by PWL
Checked by _____
Drawing No. _____

EXHIBIT B