

RESOLUTION NO. 2024- 85

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MERCED, CALIFORNIA,
DECLARING ITS INTENTION TO VACATE THE
ARBOR WALKWAY SOUTH EASEMENT
(APPROXIMATELY 2,346 SQUARE FEET)
WHICH WOULD REVERT DEVELOPMENT
RIGHTS TO THE PROPERTY OWNER OF 534 W.
MAIN STREET (VACATION #24-01) AND
SETTING TIME AND PLACE FOR PUBLIC
HEARING**

WHEREAS, the City Engineer of the City of Merced has recommended that the hereinafter described area 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 area 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. That 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 Arbor Walkway South easement (approximately 2,346 square feet) which would revert development rights back to the property owner of 534 W. Main Street, generally located at the south side of Main Street, approximately 155 feet east of M Street (Vacation #24-01), as described in Exhibit A and shown at Exhibit 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.

SECTION 3. September 16, 2024, at the hour of 6:00 p.m. of said day in the Council Chamber of the City Council, 678 West 18th Street, Merced, California, is

fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation. Said hearing may be postponed or continued.

SECTION 4. That 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 the area, 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.

SECTION 5. That the City Clerk is directed to cause a copy of this Resolution to be published once each week for two successive weeks prior to the public hearing in the official newspaper.

PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the 19th day of August 2024, by the following vote:

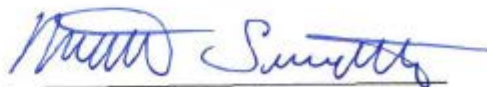
AYES: 6 Council Members: BOYLE, DEANDA, ORNELAS, SERRATTO, SMITH, XIONG

NOES: 0 Council Members: NONE

ABSENT: 1 Council Members: PEREZ

ABSTAIN: 0 Council Members: NONE

APPROVED:
MATTHEW SERRATTO, MAYOR



Mayor

ATTEST:
D. SCOTT MCBRIDE, CITY CLERK

BY: *Dejandra Medina*
Assistant/Deputy City Clerk



(SEAL)

APPROVED AS TO FORM:
CRAIG J. CORNWELL, CITY ATTORNEY

Craig Cornwell *7/25/2024*
City Attorney Date

MAIN STREET (17TH STREET)

S65°20'00"E 25.00'

S70°37'40"W
13.91'

Course	Bearing	Distance
L1	N65°20'00"W	4.00'
L2	S24°40'00"W	7.00'
L3	S65°20'00"E	4.00'
L4	S24°40'00"W	4.50'
L5	S65°20'00"E	2.00'

LOT 7

LOT 6

LOT 5

LOT 4



SCALE: 1"=20'



N24°40'00"E 150.00'

EASEMENT ABANDONMENT

L2

L4

L5

S24°40'00"W 69.68'

S24°40'00"W 28.83'

S24°40'00"W 22.30'

N65°20'00"W
2.00'

S65°20'00"E
2.00'

S24°40'00"W
6.83'

S65°20'00"E
17.00'

BLOCK 185
2 O.P. 59



City of Merced
"Gateway to Tomorrow"
DEVELOPMENT SERVICES
ENGINEERING PROJECTS AND STANDARDS
578 W. 18th Street (209) 385-0848

EXHIBIT B

DR. BY: CARDOSO
DATE: 5/28/24
CITY BY:
DATE:
FILE NO:
SCALE: 1"=20'

Exhibit A

LEGAL DESCRIPTION

A portion of Lot 5 in Block 185 according to map entitled, SUPPLEMENTAL MAP TO TOWN OF MERCED, originally recorded March 4, 1889, in Volume 1 of Official Plats, Page 12, Merced County Records, and now appearing in Volume 2 of Official Plats, Page 12.

BEGINNING at the southwesterly corner of said Lot 5; thence N24°40'E for 150.00 feet to the northwest corner of said Lot 5; thence S65°20'E for 25.00 feet along the north line of said Lot 5; thence S70°37'40"W for 13.91 feet; thence S24°40'W for 69.68 feet; thence N65°20'W for 4.00 feet, S24°40'W for 7.00 feet, S65°20'E for 4.00 feet, S24°40'W for 4.50 feet, S65°20'E for 2.00 feet; thence S24°40'W for 28.83 feet; thence N65°20'W for 2.00 feet; thence S24°40'W for 22.50 feet; thence S65°20'E for 2.00 feet; thence S24°40'W for 6.83 feet to a point on the southwesterly line of said Lot 5; thence N65°20'W, for 17.00 feet to the point of beginning.