

RESOLUTION NO. 2021-_____

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MERCED, CALIFORNIA,
DECLARING ITS INTENTION TO VACATE A 32-
FOOT-WIDE STRIP OF RIGHT-OF-WAY,
CONTAINING APPROXIMATELY 19,628.69
SQUARE FEET, GENERALLY LOCATED
APPROXIMATELY 362 FEET NORTH OF
YOSEMITE AVENUE BETWEEN MANSIONETTE
DRIVE AND SANDPIPER AVENUE (EXTENDED)
(VACATION #21-02) AND SETTING TIME AND
PLACE FOR PUBLIC HEARING**

WHEREAS, the City Engineer of the City of Merced has recommended that the hereinafter described right-of-way 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 right-of-way 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 32-foot-wide strip of right-of-way, containing approximately 19,628.69 square feet, generally located approximately 362 feet north of Yosemite Avenue between Mansionette Drive and Sandpiper Avenue (extended), as described in Exhibit A and shown on the map 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. June 21, 2021, 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. 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.

SECTION 5. 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 ____ day of _____ 2021, by the following vote:

AYES: Council Members:

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

APPROVED:

Mayor

ATTEST:
STEPHANIE R. DIETZ, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

(SEAL)

APPROVED AS TO FORM:

Frederic A. [Signature] 4/20/21
City Attorney Date

January 28, 2010
W00209A

EXHIBIT "A"

DESCRIPTION OF ROAD DEDICATION FROM WATHEN

All that portion of Remainder D as shown on "Final Map for Mansionette Estates Unit 2", recorded in Volume 55 of Official Plats at pages 12, 13 and 14, Merced County Records, being more particularly described as follows:

COMMENCING at the northwest corner of said Remainder D;
thence South 00°42'36" West, 283.54 feet along the west line of said Remainder D to **TRUE POINT OF BEGINNING**;

- (1) thence North 89° 56' 09" East, 612.97 feet parallel with the north line of said Remainder D to the east line of said Remainder D;
- (2) thence North 00° 42' 17" East, 32.92 feet along the said east line of Remainder D;
- (3) thence South 45° 19' 13" West, 1.30 feet;
- (4) thence South 89° 56' 09" West, 606.92 feet parallel with and 32.00 feet north of course (1);
- (5) thence North 44° 40' 38" West, 7.21 feet to the said west line of Remainder D;
- (6) thence South 00° 42' 36" West, 37.14 feet along the said west line of Remainder D to the **TRUE POINT OF BEGINNING**;

Containing 19628.69 square feet



David D. Heinrichs

1-28-2010

AVENUE

NIGHTINGALE COURT

21 20 18 18 17 16 16

N89°56'09"E

NORTH LINE OF REMAINDER D

POINT OF COMMENCING
N.W. CORNER OF REMAINDER D

REMAINDER D
55 O.P. 12
M.C.R.

ROAD DEDICATION AREA
19,628± SQUARE FEET

S00°42'36"W 283.54'

N44°40'38"W 7.21'

N45°19'13"E 1.30'

S00°42'36"W 37.14'

N89°56'09"E 608.92'

N00°42'17"E 32.92'

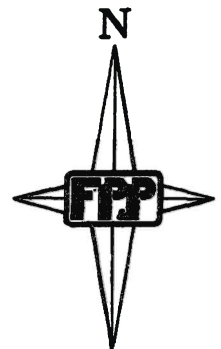
N89°56'09"E 612.97'

TRUE POINT OF BEGINNING

SANDPIPER

DRIVE

MANSIONETTE



SCALE 1" = 100'



David D. Heinrich
1-28-2010

Y O S E M I T E A V E N U E

EXHIBIT "B"