

RESOLUTION NO. 2020-_____

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MERCED, CALIFORNIA
ORDERING THE VACATION OF A 315-
SQUARE-FOOT EXCESS PORTION OF AN
ALLEY TO THE ADJACENT PROPERTY
AT 1001 WEST 16TH STREET, GENERALLY
LOCATED AT THE NORTHWEST CORNER
OF 16TH STREET AND Q STREET
(VACATION #20-03)**

WHEREAS, by adoption of Resolution No. 2020-43 on July 6, 2020, the City Council declared its intention to consider the vacation of a portion of an alley in the City of Merced, consisting of a 315-square-foot area along 1001 West 16th Street, generally located at the northwest corner of 16th Street and Q Street (Vacation #20-03), and more particularly described in Exhibit A and shown in Exhibit B, attached hereto and incorporated herein by this reference, and set a public hearing thereon; and

WHEREAS, Resolution No. 2020-43 fixed a time and place for hearing all persons interested in or objecting to the proposed vacation to wit: On Monday, August 3, 2020, at the hour of 6:00 p.m. of said day, in the Council Chambers of the City Council, 678 West 18th Street, Merced, California, which said time was not less than fifteen (15) days from the above-mentioned date and passage of Resolution No. 2020-43; and

WHEREAS, Resolution No. 2020-43 was published in the manner prescribed by Section 8320 of the Streets and Highways Code of the State of California; and

WHEREAS, the public hearing occurred on August 3, 2020; and

WHEREAS, On July 20, 2020, notices were conspicuously posted along the lines of the property proposed to be vacated, which notices consisted of copies of Resolution No. 2020-43; and

WHEREAS, the vacation of the dedication as proposed by Resolution No. 2020-43 was submitted to the Planning Commission on June 17, 2020,

which found the proposed vacation to be in conformity with the general plan.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The City Council finds from all of the evidence submitted that the portion of an alley in the City of Merced, as described on Exhibit A and shown on Exhibit B, is unnecessary for present or prospective public use.

SECTION 2. It is hereby ordered that the irrevocable offer of dedication for public use and any and all interests held by the city concerning the above described property be and the same is hereby vacated, pursuant to the provisions of Part 3, Division 9, of the Streets and Highways Code of the State of California, being the Public Streets, Highways, and Services Easements Vacation Law, section 8300 *et seq.*

SECTION 3. The City Clerk is directed to cause a certified copy of this resolution, attested under seal of the City of Merced, to be recorded in the Office of the County Recorder of Merced County.

PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the ____ of _____, 2020, by the following called vote:

AYES: Council Members:

NOES: Council Members:

ABSTAIN: Council Members:

ABSENT: Council Members:

APPROVED:

Mayor

ATTEST:
STEVE CARRIGAN, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: Frederic A. mm 6/30/2020
City Attorney Date

**EXHIBIT A
5.00 FOOT ALLEY
RIGHT OF WAY VACATION
LEGAL DESCRIPTION**

Being a portion of Lot 15 and Lot 16 in Block 182 as shown on "Supplemental Map to Town of Merced", recorded in Volume 2 of Official Plats at Page 12, Merced County Records, lying in the Southeast quarter of Section 24, Township 7 South, Range 13 East, Mount Diablo Meridian, described in Grant Deed recorded as Volume 3714 of Official Records, Page 685, on April 28, 1998, Merced County Records, more particularly described as follows:

The Northeasterly 5.00 feet of said Lot 16 also the Southeasterly 13.00 feet of the Northeasterly 5.00 feet of said Lot 15.

Containing a net area of 315 square feet, more or less.

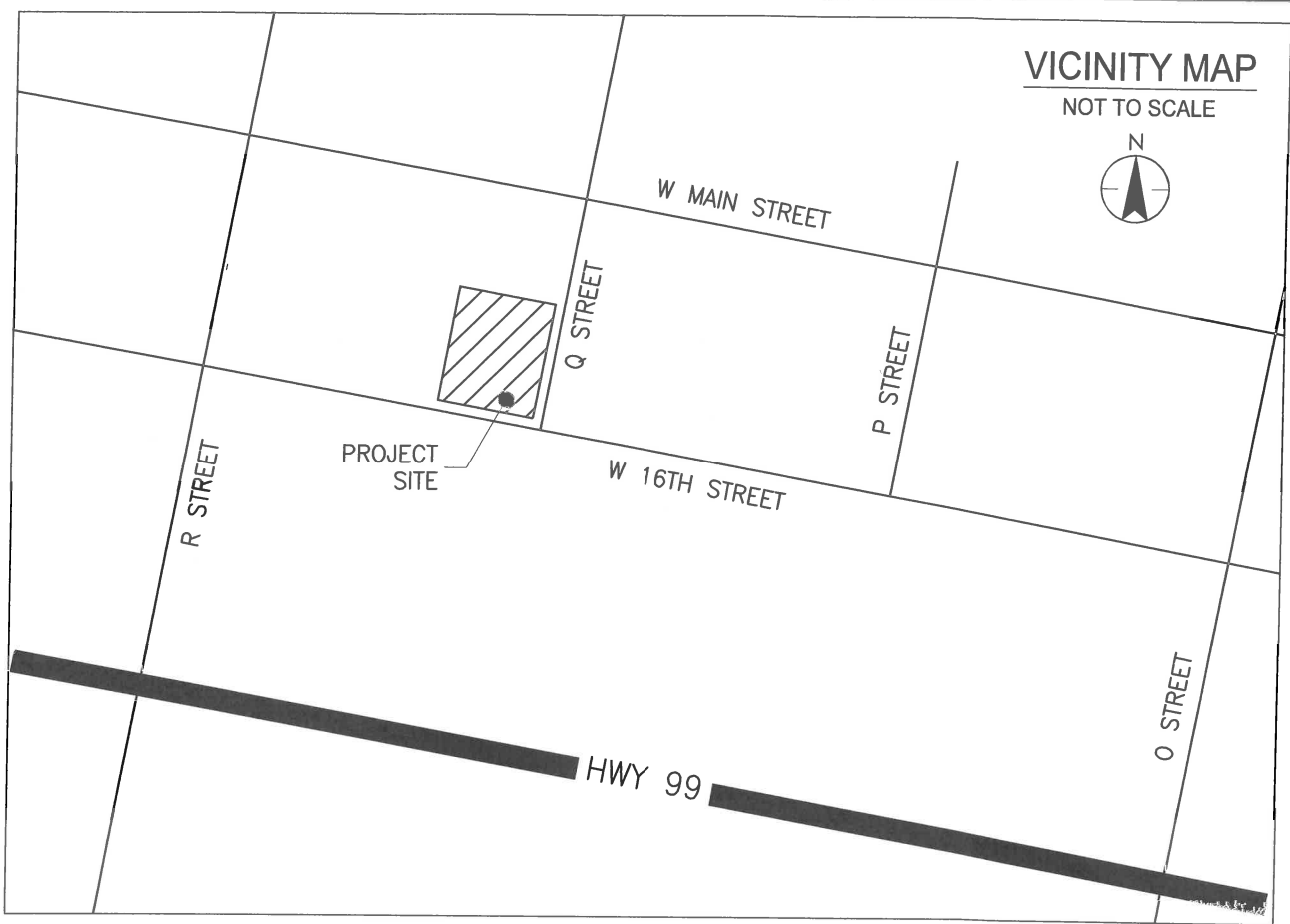
See Exhibit B attached hereto and made a part hereof.


Kaiser I. Shahbaz, P.L.S. 8599

7/28/2020

Date





REFERENCES:

- (R1) VOLUME 31 OF SURVEYS, PAGE 7, M.C.R.
- (R2) VOLUME 2 OF OFFICIAL PLATS, PAGE 12, M.C.R.
- (R3) VOLUME 3714 OF OFFICIAL RECORDS, PAGE 685, M.C.R.

OWNER:

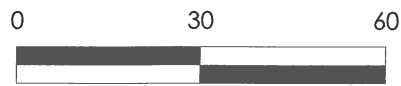
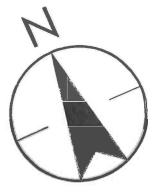
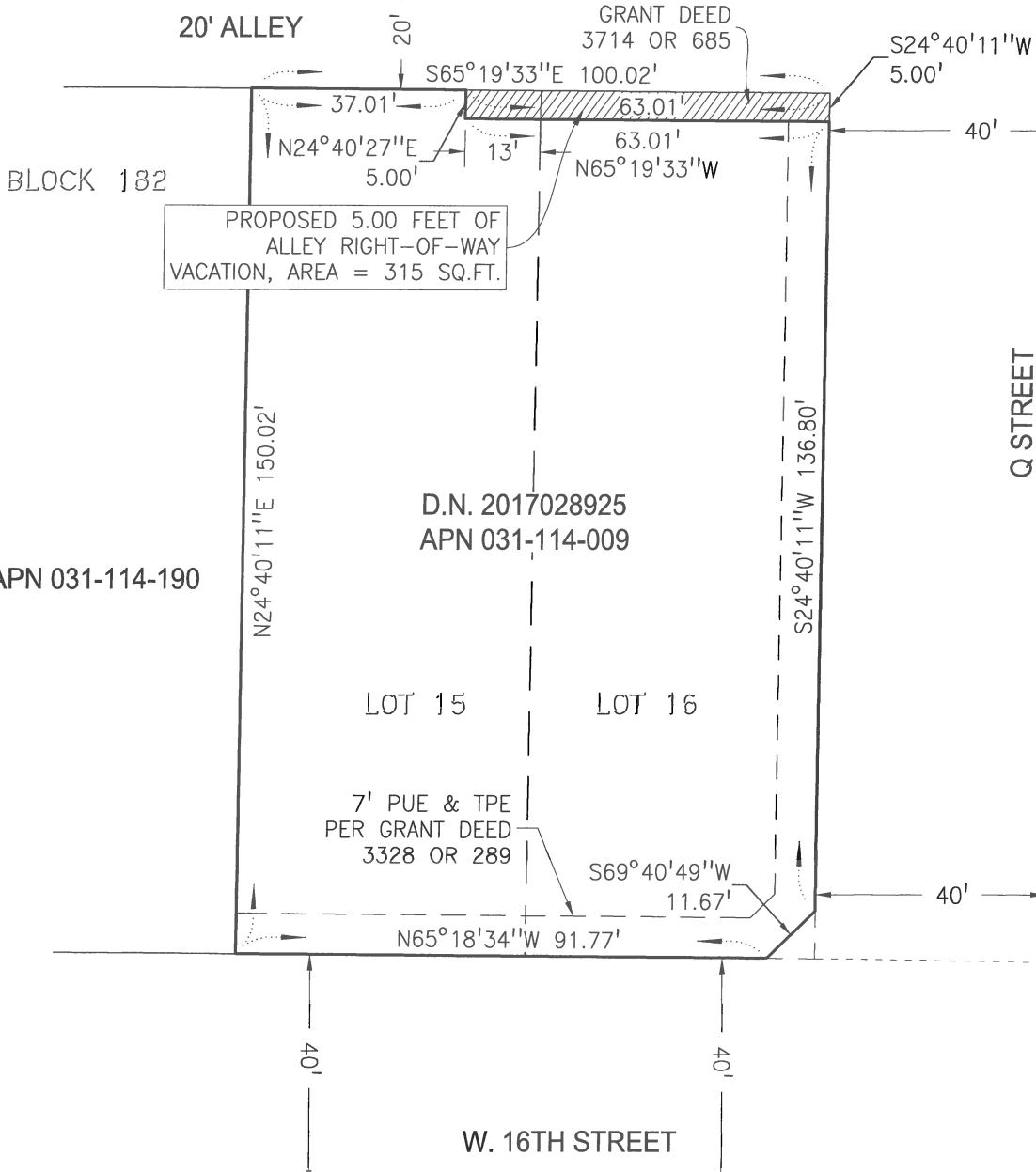
GOLDEN STATE REALTY ASSOCIATION,
 A CALIFORNIA CORPORATION
 819 W. 16TH STREET
 MERCED, CA 95340

Kaiser Isaac Shaibaz
 7/28/2020



SHEET 1 OF 2

 430 10th Street Modesto, CA 95354 Tel: 209.568.4477 Fax: 209.568.4478	W:\12050200\survey\drawing\sheet files\12050200_PLAT.dwg 7/28/20 11:48		EF	JULY 2020
	GOLDEN STATE REALTY CORP. 819 W. 16TH STREET MERCED, CA 95340	5.00 FEET ALLEY ROW VACATION APN: 031-114-009 MERCED, CA	EXHIBIT B	



SCALE: 1" = 30'

Kaiser I. Pelly
7/28/2020



SHEET 2 OF 2

WJI
CONSULTING ENGINEERS
430 10th Street
Modesto, CA 95354
Tel: 209.568.4477 Fax: 209.568.4478

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GOLDEN STATE REALTY CORP.
819 W. 16TH STREET
MERCED, CA 95340

EF JULY 2020

5.00 FEET ALLEY ROW VACATION
APN: 031-114-009
MERCED, CA

EXHIBIT
B