



Legislation Details (With Text)

File #: 16-572 **Version:** 1 **Name:**

Type: Public Hearing Item **Status:** Passed

File created: 11/29/2016 **In control:** City Council/Public Finance and Economic Development Authority/Parking Authority

On agenda: 2/21/2017 **Final action:** 2/21/2017

Title: SUBJECT: Vacation #16-01 to Abandon a 2.18-Acre Storm Drain and 0.95-Acre Storm Drain Easement East of G Street and North of Yosemite Avenue.

REPORT IN BRIEF

The City Council will consider the abandonment of a 2.18-acre storm drain and 0.95-acre storm drain easement.

RECOMMENDATION

City Council - Adopt a motion approving Resolution 2017-07, A Resolution of the City Council of the City of Merced, California ordering the vacation of a 2.18-acre storm drain basin and a 0.95-acre storm drain easement generally located east of G Street and approximately 390 feet north of Yosemite Avenue (Vacation #16-01).

Sponsors:

Indexes:

Code sections:

Attachments: 1. Basin Location.pdf, 2. City Council Resolution 2017-05.pdf, 3. CC Res Ordering Vacation - 2-21-17.pdf

Date	Ver.	Action By	Action	Result
2/21/2017	1	City Council/Public Finance and Economic Development Authority/Parking Authority	approved	Pass

Report Prepared by: Julie Nelson, Associate Planner, Development Services Department

SUBJECT: Vacation #16-01 to Abandon a 2.18-Acre Storm Drain and 0.95-Acre Storm Drain Easement East of G Street and North of Yosemite Avenue.

REPORT IN BRIEF

The City Council will consider the abandonment of a 2.18-acre storm drain and 0.95-acre storm drain easement.

RECOMMENDATION

City Council - Adopt a motion approving **Resolution 2017-07**, A Resolution of the City Council of the City of Merced, California ordering the vacation of a 2.18-acre storm drain basin and a 0.95-acre storm drain easement generally located east of G Street and approximately 390 feet north of Yosemite Avenue (Vacation #16-01).

ALTERNATIVES

1. Approve, as recommended by staff; or,

2. Approve, subject to modifications as conditioned by Council; or,
3. Deny based on specific findings; or,
4. Refer back to staff for reconsideration of specific items as requested by Council; or,
5. Continue to a future meeting (date and time to be specified in Council motion).

AUTHORITY

Part 3, Chapter 3 of the Streets and Highways Code of the State of California authorizes the City Council to vacate a right-of-way or easement. The vacation shall be made by adoption of a resolution pursuant to Section 8335 of the Code, and shall be recorded pursuant to Section 8336. The City of Merced Administrative Policies and Procedures No. A-6 provides direction to staff for processing vacation requests, and City Resolution 86080 establishes a policy concerning costs associated with the vacation.

CITY COUNCIL PRIORITIES

Not applicable.

DISCUSSION

The proposed vacation of the storm drain basin and associated easements is being requested due to the relocation of the basin from the site along G Street, north of Yosemite Avenue, to a site south of Redwing Court, west of Mansionette Drive (Attachment 1). The basin was relocated in order to make way for a future commercial development at the northeast corner of G Street and Yosemite Avenue. The basin serves a large area north of Yosemite Avenue between G Street and Paulson Road. The new basin was sized and constructed to serve the same area.

The existing storm drain pump along G Street would remain and the necessary easements would be granted for lines running from the pump to the basin. The new basin and easements will be dedicated to the City in a separate administrative action.

History and Past Actions:

At the Planning Commission meeting of January 18, 2017, the Planning Commission reviewed the vacation for consistency with the City's General Plan and found, by unanimous vote of those present, that the proposed vacation does not conflict with any General Plan policies, text, or maps, and is, therefore, consistent with the General Plan.

On February 6, 2017, the City Council adopted a Resolution of Intention (Resolution #2017-05 - Attachment 2) and set February 21, 2017, as the date for the public hearing to consider Vacation #16-01.

Recommendation:

Staff is recommending the adoption of the Resolution at Attachment 3 to abandon the storm drain basin and easements as described above.

IMPACT ON CITY RESOURCES

The approval of the requested vacation would not result in any impacts on City resources.

ATTACHMENTS

1. Location Map

2. City Council Resolution #2017-05
3. Draft City Council Resolution approving vacation