

RESOLUTION R2020-__

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, AUTHORIZING THE SUMMARY ABANDONMENT AND QUIT CLAIM OF EXCESS RIGHT OF WAY NOT USED FOR THE PURPOSE FOR WHICH IT WAS DEDICATED OR ACQUIRED, AFFECTING PROPERTY LOCATED AT 220 S. JEFFERSON STREET (APN 005-212-017), AND DETERMINING THAT THE ACTIONS AUTHORIZED BY THIS RESOLUTION ARE EXEMPT FROM CEQA

WHEREAS, the City of Napa acquired a strip of land approximately twelve feet wide along the entire frontage of the residential property located at 220 S. Jefferson Street pursuant to a Grant Deed recorded May 5, 1989 in Volume 1655 at page 412, Napa County Official records (the "Subject Property"), attached as Exhibit "A" and incorporated herein by reference; and

WHEREAS, the Subject Property lies outside the boundary of the existing public improvements, has never been used for its intended purpose, and is not anticipated to be used in the future; and

WHEREAS, the City Council is authorized to summarily vacate the Subject Property pursuant to California Streets and Highways Code Section 8334(a) since the Subject Property is excess right-of-way of a street or highway not required for street or highway purposes; and

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meetings of the City Council identified herein, including any supporting reports by City Staff, and any information provided during public meetings.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Napa, as follows:

1. The City Council hereby finds that the facts set forth in the recitals to this Resolution are true and correct and establish the factual basis for the City Council's adoption of this Resolution.
2. The City Council hereby determines that the actions authorized by this Resolution are exempt from CEQA pursuant to CEQA Guidelines Section 15301 (minor alteration of existing facilities).
3. The City Council hereby finds, consistent with Streets and Highways Code Section 8334(a), that the Subject Easement (attached as Exhibit "A") is excess right-of-way of a street or highway not required for street or highway purposes.

ATTACHMENT 1

4. Pursuant to Streets and Highways Code Division 9, Part 3, Chapter 4 (particularly Section 8335), the City Council hereby vacates and abandons the Subject Property (generally located at 220 S. Jefferson Street and attached as Exhibit "A").

5. The City Council hereby authorizes conveyance of the underlying fee simple interest in and to the Subject Property to Stephen C. Spencer, as Trustee of The Gateway Profit Sharing Plan, by Quit Claim Deed at no cost to the grantee.

6. The City Council hereby authorizes the City Manager (or designee, the City Property Manager) to execute the Quit Claim Deed and all related documents and take all actions necessary to implement the abandonment and conveyance of the herein described Subject Property authorized by this Resolution.

7. The City Council hereby authorizes the City Manager (or designee, the City Property Manager) to record this Resolution of Abandonment in the Office of the County Recorder of Napa County.

8. Upon recordation of this Resolution of Abandonment, the Subject Property attached as Exhibit "A" shall no longer constitute a public right of way.

9. This Resolution shall take effect immediately upon its adoption.

I HEREBY CERTIFY that the foregoing Resolution was duly adopted by the City Council of the City of Napa at a public meeting of said City Council held on the 20th day of October, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____
Tiffany Carranza
City Clerk

Approved as to form:

Michael W. Barrett
City Attorney