

RESOLUTION R2020-__

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, AUTHORIZING THE SUMMARY ABANDONMENT OF EXCESS RIGHT OF WAY NOT USED FOR THE PURPOSES FOR WHICH IT WAS DEDICATED OR ACQUIRED, AFFECTING PROPERTY LOCATED ON PARCELS 'A' AND 'E', CHESAPEAKE VILLAGE SUBDIVISION (APNS 043-561-021 AND 043-562-022), AND DETERMINING THE ACTIONS AUTHORIZED BY THIS RESOLUTION ARE EXEMPT FROM CEQA

WHEREAS, an irrevocable offer of dedication was offered and described in Napa County Records volume 1807 at page 370, and has been accepted by the Public Works Director on behalf of the City Council pursuant to City Council Resolution 88-157 affecting portions of Parcels 'A' and 'E', Chesapeake Village Subdivision, filed September 21, 2015 in book 27 of Record Maps at pages 14 through 16 ("Dedicated Property"); and

WHEREAS, portions of the Dedicated Property are not anticipated to be used in the future and is an excess right-of-way of a street or highway not required for street or highway purposes; and

WHEREAS, the City Council is authorized to summarily vacate a portion of the Dedicated Property pursuant to California Streets and Highways Code Section 8334(a) since that portion (defined, below, as 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 Property (as defined by the Legal Description set forth on Exhibit "A", attached hereto and incorporated herein by reference; and as graphically

ATTACHMENT 1

depicted by the hatched areas shown on Exhibits "B1" and "B2," attached hereto and incorporated herein by reference) is excess right-of-way of a street or highway not required for street or highway purposes.

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.

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

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

7. Upon recordation of this Resolution of Abandonment, the Subject Property shall no longer constitute a public right of way.

8. 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 17th day of November, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____
Tiffany Carranza
City Clerk

Approved as to form:

Michael W. Barrett
City Attorney