

RESOLUTION R2020-__

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, AUTHORIZING THE SUMMARY ABANDONMENT OF EXCESS RIGHT OF WAY OF A STREET OR HIGHWAY NOT REQUIRED FOR STREET OR HIGHWAY PURPOSES AFFECTING PROPERTY LOCATED AT 316 HICKORY STREET (APN 004-241-009) WITH THE RESERVATION OF A PUBLIC UTILITY EASEMENT, AND DETERMINING THAT THE ACTIONS AUTHORIZED BY THIS RESOLUTION ARE EXEMPT FROM CEQA

WHEREAS, the portion of Hickory Street lying north of Pine Street was dedicated on the Map of Hoffman's Subdivision of Part of Lots 1 and 2 of Block H of the Odd Fellows College and Home Tract, filed December 10, 1909 in book 2 of Record Maps at page 18, Napa County Official Records; and

WHEREAS, subsequent development in the area has resulted in the creation of a cul-de-sac at the northerly terminus of Hickory Street and an area of excess right of way lying north of and outside the public improvements that comprise the cul-de-sac that is generally located at 316 Hickory Street (the "Subject Property"); and

WHEREAS, the boundaries of the Subject Property are defined by the legal description set forth in Exhibit "A," attached hereto and incorporated herein by reference, and are graphically depicted with a hatch-lined area (+/- 1.019 SF) set forth in Exhibit "B," attached hereto and incorporated herein by reference; and

WHEREAS, the Subject Property is 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 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.

ATTACHMENT 1

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 (identified on Exhibit "A" and "B") 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 (identified on Exhibits "A" and "B").
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 (identified on Exhibits "A" and "B") shall no longer constitute a public right of way.
8. This Resolution shall take effect immediately upon its adoption.

ATTACHMENT 1

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