

When recorded return to:

City Engineer  
City of Los Altos  
One North San Antonio Road  
Los Altos, California 94022

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### RESOLUTION NO. 2016-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS ORDERING THE VACATION OF A CERTAIN STRIP OF LAND DESIGNATED AS A PUBLIC SERVICE EASEMENT DEDICATED TO THE CITY BY THE GRANT DEED FILED MAY 29, 1961, IN BOOK 133 PAGE 37, RECORDS OF SANTA CLARA COUNTY CALIFORNIA.

WHEREAS, pursuant to the provisions of Chapter 4 of the California Streets and Highway Code, Section 8330 *et seq.*, the City Council may summarily vacate a public service easement when the easement has not been used for the purpose for which it was dedicated for five (5) consecutive years immediately preceding the proposed vacation, and there are no other public facilities located within the easement; and

WHEREAS, the public service easement was dedicated to the City by the Grant Deed filed May 29, 1961, in Book 133 Page 37, Records of Santa Clara County California (said Grant Deed is attached hereto as Exhibit "A"); and

WHEREAS, the City Council having duly considered all evidence, and followed the procedure prescribed by law, hereby finds and determines from all evidence submitted that the proposed order of vacation of the public service easement conforms with the provisions of Section 8333 of the California Streets and Highway Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOS ALTOS AS FOLLOWS:

1. That the public service easement dedicated to the City by the Grant Deed filed May 29, 1961, in Book 133 Page 37, Records of Santa Clara County California, is now no longer necessary because it has not been used for the purpose for which it was dedicated for five (5) consecutive years immediately preceding the proposed vacation, and there are no other public facilities located within the easement.

2. That the City Council, pursuant to Streets and Highway Code, Chapter 4, Section 8330 *et seq.*, hereby orders the vacation of the public service easement described in Exhibit "A" attached hereto; and

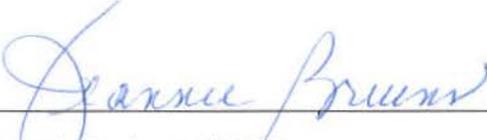
3. This Resolution shall become effective on the 24<sup>th</sup> day of May, 2016, and shall be

recorded by the City Clerk in the Santa Clara County Recorder's Office shortly thereafter; and

4. From and after the date this Resolution is recorded in the Santa Clara County Recorder's Office, the public service easement shall no longer constitute a public service easement and the land subject to the public service easement shall revert to the property located at 209 Yerba Santa Avenue, Los Altos, California, APNs 167-27-003, pursuant to Streets and Highway Code Section 8351.

**I HEREBY CERTIFY** that the forgoing is a true and correct copy of a Resolution passed and adopted by the City Council of the City of Los Altos at a regular meeting thereof held on the 24<sup>th</sup> day of May, 2016, by the following roll call vote:

AYES:	BRUINS, MORDO, PEPPER, PROCHNOW, SATTERLEE
NOES:	NONE
ABSENT:	NONE
ABSTAIN:	NONE

  
\_\_\_\_\_  
Jeannie Bruins, MAYOR

  
\_\_\_\_\_  
Jon Maginot, CMC, CITY CLERK