

When recorded return to:

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

Record without fee under section
6103 Government Code

SPACE ABOVE THIS LINE FOR RECORDERS USE ONLY

RESOLUTION NO. 2019-25

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 RIGHT OF WAY BY THE "TRACT NO. 223 EL MONTE COURT" FILED OCTOBER 23, 1944, IN BOOK 7, PAGE 49, RECORDS OF SANTA CLARA COUNTY CALIFORNIA.

WHEREAS, pursuant to the provisions of Chapter 4 of the California Streets and Highway Code, Section 8334 *et seq.*, the City Council may summarily vacate "an excess right-of-way of a street or highway not required for street or highway purposes"; and

WHEREAS, the public right-of-way by Tract No. 223 El Monte Court filed October 23, 1944, in Book 7 Page 49, Records of Santa Clara County California (said Tract No 223 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 8334 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 portion of public right-of-way by the Tract No. 223 filed October 23, 1944,

in Book 7 Page 49, 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 8334 *et seq.*, hereby orders the vacation of the public right-of-way described in Exhibit "A" attached hereto; and

3. This Resolution shall become effective on the 25th day of June 2019, 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 portion of public right-of-way shall no longer constitute a public service right-of-way and the underlying property shall be subject 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 25th day of June 2019, by the following roll call vote:

AYES: BRUINS, ENANDER, FLIGOR, LEE ENG, PEPPER

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE


Lynette Lee Eng, MAYOR

ATTEST: 
Jon Magina, CMC, CITY CLERK

EXHIBIT "A"

LEGAL DESCRIPTION FOR LOT LINE ADJUSTMENT FOR
LANDS OF PORRI
584 JAY ST., LOS ALTOS, CA 94022

All that certain property situated in the City of Los Altos, County of Santa Clara, State of California, being a portion of Lot 13, as shown upon that certain Map entitled " Tract No. 233, El Monte Court", filed for record in the office of Recorder of Santa Clara County, State of California, on October 23, 1944 in Book 7 of Maps at page 49, more particularly described as follows:

Commencing at the Northwesterly corner of Said Lot 13, thence along the northerly line of said Lot 13, N. 90°00'00" E., 0.09 feet to the true point of BEGINNING;

Thence, along said northerly line and along a tangent curve to the left with a radius of 40.00 feet, through an angle of 86°58'30", an arc length of 60.72 feet to the beginning of a reverse curve to the right;

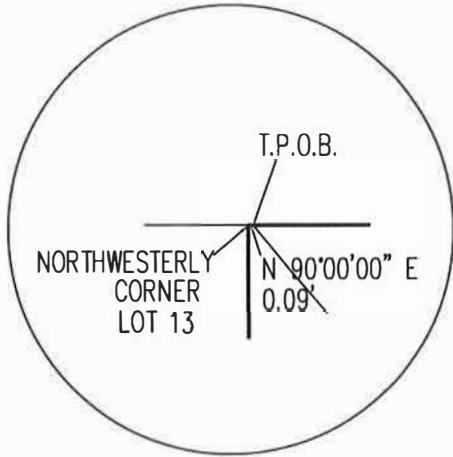
Thence, along said curve with a radius of 40.00 feet, through an angle of 35°39'30", an arc length of 24.89 feet;

Thence, S. 90°00'00" W., 77.86 feet to the true point of BEGINNING.





Containing 676 square feet, more or less.

Said easement is shown on Exhibit "B" attached hereto and made a part hereof.

DETAIL 1

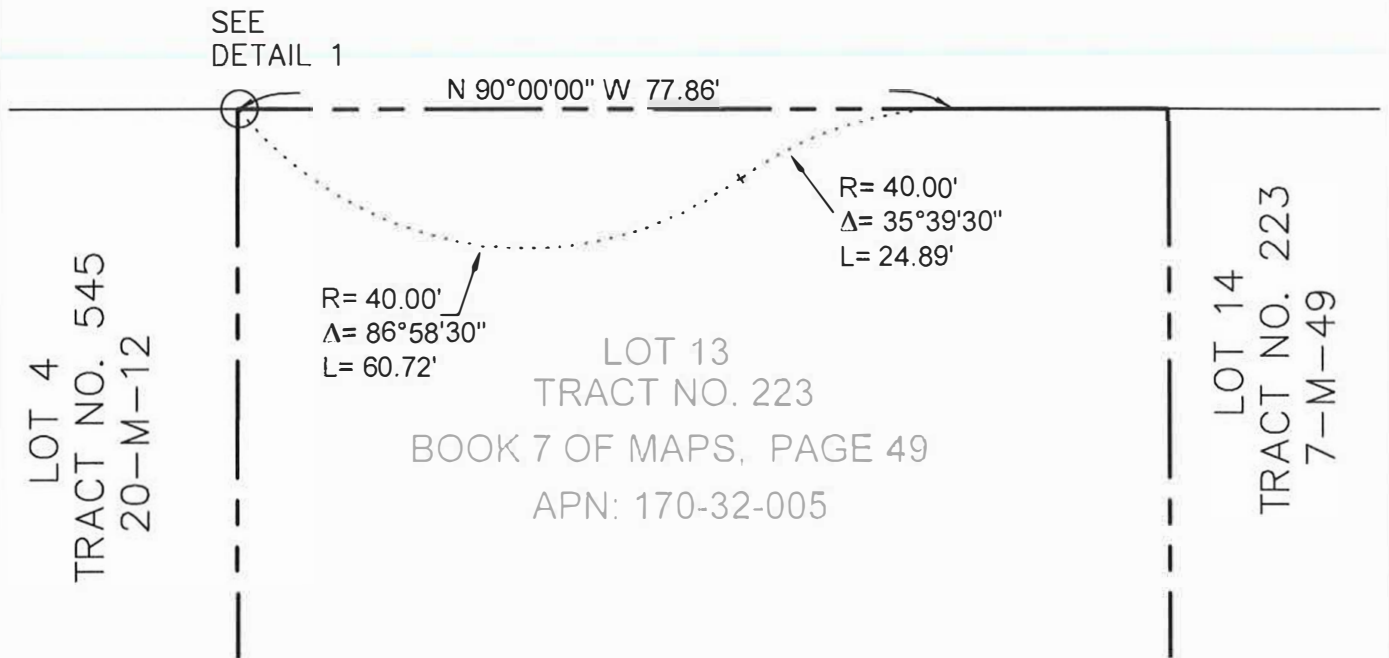


LEGEND

-  (E) BOUNDARY LINE
-  EASEMENT LINE
-  OTHER LOTS
-  CENTER LINE
- T.P.O.B. TRUE POINT OF BEGINNING

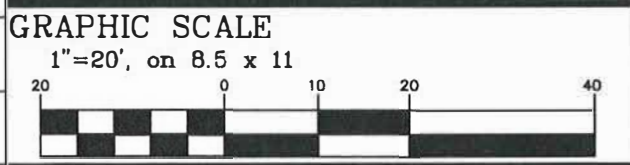


JAY STREET (50' WIDE)



Date: 5/7/2019
 Scale: 1" = 20'
 By: **SMP ENGINEERS**
 SMP Job #: 219028
 SHEET 2 OF 2

EXHIBIT "B"
 PLAT MAP FOR
 LOT LINE ADJUSTMENT
 584 JAY STREET LOS ALTOS, CA



SMP
 ENGINEERS
 CIVIL ENGINEERS

1534 CAROB LANE
 LOS ALTOS, CA 94024
 TEL: (650) 941-8055
 FAX: (650) 941-8755