

STAFF REPORT
City of Lancaster

PH 7
06/24/2008
MVB

Date: June 24, 2008

To: Mayor Parris and City Council Members

From: James R. Williams, Director of Public Works

Subject: **Vacation of Road Right-of-Way, a portion of Beech Avenue
Located west of Sierra Highway and 150 feet north of Avenue H-8
Adjoining APN's 3135-001-900, 902, and 916**

Recommendation:

Adopt **Resolution No. 08-55**, ordering the vacation of a portion of Beech Avenue road right-of-way, located west of Sierra Highway and 150 feet north of Avenue H-8.

Fiscal Impact:

None.

Background:

Road right-of-way was dedicated to the City of Lancaster, as shown on Parcel Map No. 12990, recorded in Book 142, Pages 30 and 31. The vacation is required to develop the adjacent park and the City no longer needs the road right-of-way. On April 21, 2008, the Lancaster Planning Commission determined that the subject road right-of-way vacation was in conformance with the General Plan. On May 27, 2008, the City adopted **Resolution No. 08-37** declaring its intention to vacate the subject excess road right-of-way and set June 24, 2008, as the date of the public hearing to receive testimony relative to the proposed vacation.

The public hearing will be held for the City Council to determine if there are any public objections to the City vacating the excess road right-of-way located on a portion of Beech Avenue, west of Sierra Highway and 150 feet north of Avenue H-8.

Attachment:

Resolution No. 08-55

RESOLUTION NO. 08-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, ORDERING THE VACATION OF ROAD RIGHT-OF-WAY LOCATED ON A PORTION OF BEECH AVENUE, WEST OF SIERRA HIGHWAY AND 150 FEET NORTH OF AVENUE H-8

WHEREAS, the existing road right-of-way is no longer needed and the vacation is required to develop the adjacent park.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, STATE OF CALIFORNIA, THAT:

Section 1. The Resolution of Intention in the matter of vacation of the above described right-of-way in the City of Lancaster was adopted by the City Council of the City of Lancaster on May 27, 2008, which resolution established the time and place for the public hearing on said vacation.

Section 2. Due notice of said hearing has been published and posted as required by law.

Section 3. All protests in this matter have been duly considered.

Section 4. That the City Council finds, from all the evidence submitted, that the right-of-way as described in its Resolution of Intention, Resolution No. 08-37, is unnecessary for present or prospective road purposes.

Section 5. The City Council does hereby order the vacation of that certain road right-of-way to the owner of record, described as follows (see "Exhibit A):

THAT PORTION OF BEECH AVENUE LYING WESTERLY OF SIERRA HIGHWAY AND NORTHERLY OF THE EASTERLY PROLONGATION OF THE SOUTHERLY LINE OF PARCEL MAP 12990, RECORDED IN BOOK 142, PAGES 30 TO 31, AS SHOWN ON EXHIBIT "A".

RESERVING THERE FROM AN EASEMENT FOR UTILITY PURPOSES.

CONTAINS 27,120 SQUARE FEET, MORE OR LESS.

Section 6. The City Clerk is hereby ordered to cause a certified copy of this resolution attested to by the City Clerk under the seal of the City, to be recorded in the office of the County recorder of Los Angeles County.

Section 7. The City Clerk is hereby ordered to cause a certified copy of this resolution attested to by the City Clerk under the seal of the City, to be mailed to the following agencies:

Los Angeles County Tax Assessor's Office
Los Angeles County Department of Public Works
Los Angeles County Sheriff's Department
Los Angeles County Sewer Maintenance
Los Angeles County Sanitation District No. 14
United States Postal Service
Southern California Edison Company
Southern California Gas Company
Verizon
Adelphia
Fire Department Stations 33, 78, 84, 114, 117, 129, 130, 134 and 135

PASSED, APPROVED and ADOPTED this _____ day of _____, 2008, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES } ss
CITY OF LANCASTER }

CERTIFICATION OF RESOLUTION
CITY COUNCIL

I, _____, _____ City of Lancaster, California, do hereby certify that this is a true and correct copy of the original Resolution No. 08-55, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____ day of _____, _____.

(seal)
