

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Public Works *mbal*

BOARD AGENDA # \*C-5

Urgent  Routine

AGENDA DATE November 30, 2010

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval to Summarily Vacate a Portion of "I" Street, South of Lake Road and North of 4th Street, Located in the Community of Hickman

STAFF RECOMMENDATIONS:

Pursuant to the Street and Highway Code 8334(a):

1. Find, the easterly 10 (ten) feet of "I" Street located south of Lake Road and north of 4th Street in the Community of Hickman, adjacent to Blocks 10, 11 and 11 1/2 of the Town of Hickman Subdivision Map recorded in Volume 7 of Maps, Page 24, Stanislaus County Records, described herein, is excess right-of-way and is not required for street or highway purposes.
2. Adopt the attached resolution vacating the easterly 10 (ten) feet located south of Lake Road and north of 4th Street in the Community of Hickman described herein as Exhibits "A" and "B".

FISCAL IMPACT:

There is no fiscal impact associated with this item. The fees for processing this abandonment have been paid by the applicant.

BOARD ACTION AS FOLLOWS:

No. 2010-722

On motion of Supervisor O'Brien, Seconded by Supervisor Monteith  
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, DeMartini, and Chairman Grover

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Summarily Vacate a Portion of "I" Street, South of Lake Road and North of 4th Street,  
Located in the Community of Hickman

**DISCUSSION:**

The original dedication for "I" Street, from the Town of Hickman Subdivision Map, is for an 80 foot wide road. This is a residential area zoned as "Low Density Rural" requiring only a 60 foot road width. As a 60 foot road meets current County standards, it is not necessary to maintain an 80-foot right-of-way. The Hickman Community Church, a landowner and representative of the area land owners, has requested the abandonment of the additional 10 feet of right-of-way on the easterly side of "I" Street. The easterly 10 feet is not required by Stanislaus County and is considered excess right-of-way. This summary abandonment will return property use to all adjacent landowners while retaining the 10 feet thereof as a Public Utility Easement for existing utilities. All utility companies involved agree to this summary abandonment and retaining the 10 feet as a public utility easement.

Supervisor Chiesa's office, Hickman Municipal Advisory Council (MAC) and Hickman School District have been notified of this action.

**POLICY ISSUES:**

This action is consistent with the Board's priority of Striving for a Well Planned Infrastructure System. Street and Highways Code 8334(a) states that the legislative body of a local agency may summarily vacate excess right-of-way of a street or highway not required for street or highway purposes.

**STAFFING IMPACT:**

There is no staffing impact associated with this item.

**CONTACT PERSON:**

Matt Machado, Public Works Director. Telephone: 209-525-4130.

LF:lc

G:\Survey\Abandonment\Hickman Church\BOARD ITEMS\I Street Hickman BOS 11-30-10

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
STATE OF CALIFORNIA

Date: November 30, 2010

No. 2010-722

On motion of Supervisor O'Brien Seconded by Supervisor Monteith  
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, DeMartini, and Chairman Grover

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

Item # \*C-5

THE FOLLOWING RESOLUTION WAS ADOPTED:

**Approval to Summarily Vacate a Portion of "I" Street, South of Lake Road and North of 4th Street,  
Located in the Community of Hickman**

BE IT RESOLVED, that the Board of Supervisors, of the County of Stanislaus, State of California, hereby finds and determines as follows:

1. The vacation of portion of "I" Street described herein below is made under Chapter 4, part 3, of Division 9 of the California Street and Highway Code (Section 8334 (a)).
2. The portion of "I" Street to be vacated is the easterly 10.00 (ten) feet south of Lake Road and North of 4th Street in the Community of Hickman, adjacent to Blocks 10, 11 and 11 ½ of the Town of Hickman Subdivision Map recorded in Volume 7 of Maps, Page 24, Stanislaus County Records, described herein, is excess right-of-way and is not required for street or highway purposes, and is more particularly described in Exhibit "A" attached hereto and shown on the precise map attached hereto as Exhibit "B".
3. The portion of "I" Street to be vacated hereby is excess right-of-way and is not required for street or highway purposes.
4. The portion of "I" Street to be vacated is to be retained as a Public Utility Easement.
5. That from and after the date this resolution is recorded by the County, the vacated portion of "I" Street herein described no longer constitutes part of a street or highway.

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk  
Stanislaus County Board of Supervisors,  
State of California

  
\_\_\_\_\_

File No.

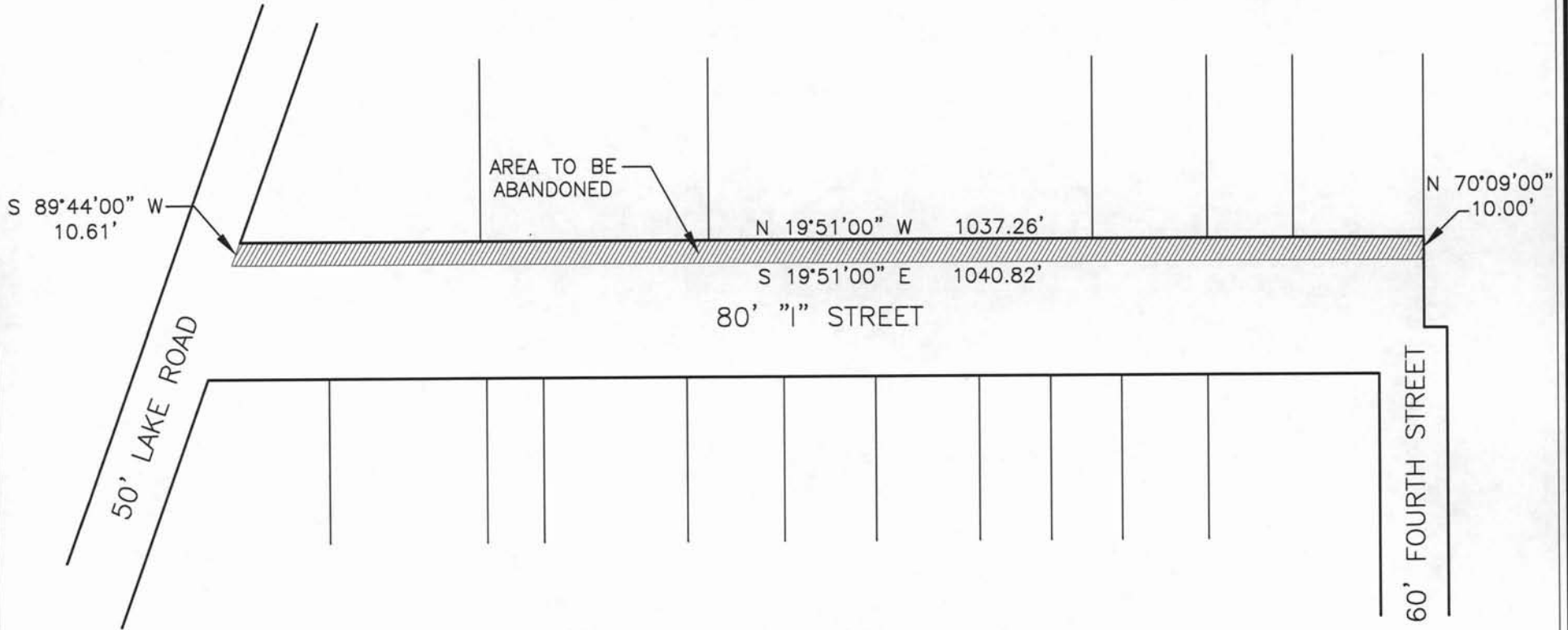
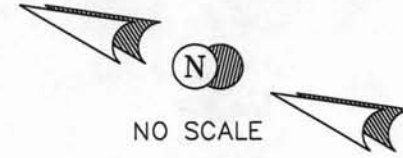
EXHIBIT "A"

All that portion of The Town of Hickman as shown on the map filed in Volume 7 of Maps, Page 24, Stanislaus County records being a portion of Section 3, Township 4 South, Range 11 East, Mount Diablo Meridian, in the County of Stanislaus, State of California, and described as follows:

BEGINNING at the Northwest corner of Block 11 1/2 of said map of the Town of Hickman, being a point on the present south 50.00' wide right-of-way of Lake Road; thence South 89° 44' 00" West, 10.61 feet on said south right-of-way line, also being the westerly extension of the north line of said Block 11 1/2; thence leaving said right-of-way, South 19° 51' 00" East, 1040.82 feet on line 10.00 westerly of and parallel with the westerly lines of Blocks 10 and 11 of said Town of Hickman to the centerline of abandoned 4th Street of said map, thence North 70° 09' 00" East, 10.00 feet on said centerline of 4<sup>th</sup> street to a point of intersection with the southerly extension of the westerly line of said Block 10, thence North 19° 51' 00" West, 1037.26 feet on the westerly lines of said Blocks 10 and 11 and the northerly extensions thereof through 2<sup>nd</sup> and 3<sup>rd</sup> Streets to the point of BEGINNING.

Subject to all easements and rights-of-ways of record.

# EXHIBIT "B"



**PROPOSED ABANDONMENT**  
PORTION NW ¼ SECTION 3 T.4 S. R.11 E.  
PORTION TOWN OF HICKMAN - BLOCK 10  
EASTERLY 10' OF "I" STREET

