

CITY COUNCIL

DATE OF PREPARATION: June 5th, 2007

TO: Mayor and City Council

FROM: William Way, Jr., City Manager

SUBJECT: Resolution Abandoning Portions of Commerce Drive and Dogbane Street (Tract 5722, Phase 1)

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Background:

Phase I was recorded October 22, 2003. The owner has requested to privately maintain all city infrastructure of roads, water, and sewer. This action abandons city maintenance of these improvements and provides easements to remain for gas and electric.

RECOMMENDATION:

Staff recommends that the Council approve and adopt the above attached resolution and authorizes the signatures and filing as required.

FISCAL IMPACT:

NONE

ENVIRONMENTAL ACTION:

NONE

NB I.

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY
ABANDONING PORTIONS OF COMMERCE DRIVE AND DOGBANE STREET
(Tract 5722, Phase 1)**

WHEREAS, the city desires to abandon a dedicated easement for road and utility purposes on the terms stated herein; and

WHEREAS, this action will have no adverse environmental or fiscal impact on the city.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CALIFORNIA CITY that the city abandons the land described in Exhibit "A" and illustrated in Exhibit "B" ("subject property") that has been previously dedicated to the city for road and utility purposes excepting there from a ten foot permanent easement in favor of the Southern California Gas Company to operate and maintain gas piping facilities; and also excepting there from a ten foot permanent easement in favor of Southern California Edison Company to operate and maintain electrical facilities.

This action also preserves any non-city utility easements not of record.

PASSED this 5th day of June, 2007, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

David Evans, Mayor

ATTEST:

Denise Hilliker, City Clerk

EXHIBIT "A"

Tract 5722 Phase I-Road Abandonment Legal Description

Being a portion of Phase I of Tract Map 5722 as per map recorded October 22, 2003 in Book 50, Page 106, in the office of the County Recorder of the County of Kern, State of California; also being a portion of the South half of Section 23, T. 32S., Range 37E., M.D.M., in the County of Kern, State of California, and more particularly described as follows:

Commencing at the NE corner of said Phase I of Tract Map 5722, said point being the Point of Beginning (**P.O.B.**);

Thence, **(1)** Westerly along a line 30 feet North of and parallel to the centerline of Dogbane Street, also being the North line of said Phase I of Tract Map 5722, a distance of 195.00 feet, at a bearing of S 89°38'29" W to the NW corner of said Phase I;

Thence, **(2)** Southerly along a line 30 feet West of and parallel to the centerline of Commerce Drive, a distance of 327.00 feet, at a bearing of S 00°21'31" E, to the beginning of a tangent curve concave Northwesterly, having a radius of 15.00 feet;

Thence, **(3)** Southwesterly along the said curve a distance of 23.56 feet, through an angle of 90°00'00", to a point on a tangent line 30 feet North of the centerline of Commerce Drive;

Thence, **(4)** Westerly along a line 30 feet North of and parallel to the centerline of Commerce Drive, a distance of 225.00 feet, at a bearing of S 89°38'29" W, to a point on the West line of said Phase I of Tract Map 5722;

Thence, **(5)** Southerly along the said West line a distance of 60.00 feet, at a bearing of S 00°21'31" E, to a point 30 feet South of the centerline of Commerce Drive;

Thence, **(6)** Easterly along a line 30 feet South of and parallel to the centerline of Commerce Drive, a distance of 177.54 feet, at a bearing of N 89°38'29" E, to the beginning point of a tangent curve concave Southerly, having a radius of 90.00 feet;

Thence, **(7)** Southeasterly along said curve, a distance of 15.71 feet, through an angle of 10°00'00", to a tangent line;

Thence, **(8)** Southeasterly along the said tangent line, a distance of 31.98 feet, at a bearing of S 80°21'31" E, to the beginning of a tangent curve, having a radius of 71.00 feet;

Thence, **(9)** Northeasterly along said tangent curve, a distance of 136.32 feet, through an angle of 109°59'28", to a tangent line;

Thence, **(10)** Northwesterly along the said tangent line, a distance of 31.98 feet, at a bearing of N 10°21'31" W, to the beginning point of a tangent curve concave Easterly, having a radius of 90.00 feet;

Thence, **(11)** Northerly along the said tangent curve, a distance of 15.71 feet, through an angle of 10°00'00", to a point on a tangent line 30 feet East of and parallel to the centerline of Commerce Drive;

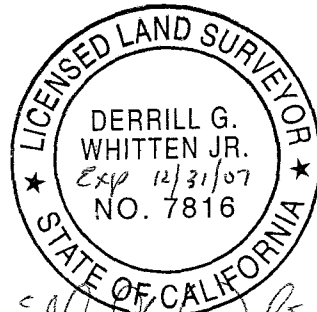
Thence, **(12)** Northerly along said line, a distance of 199.55 feet , at a bearing of N 00°21'31" W, to the beginning of a tangent curve concave Southeasterly, having a radius of 20.00 feet;

Thence, **(13)** Northeasterly along the said tangent curve, a distance of 31.42 feet, through an angle of 90°00'00", to a point on a tangent line 30 feet South of the centerline of Dogbane Street;

Thence, **(14)** Easterly along a line 30 feet South of and parallel to the centerline of Dogbane Street, a distance of 115.00 feet, at a bearing of N 89°38'29" E, to a point on the East line of said Phase I of said Tract Map 5722;

Thence, **(15)** Northerly along the said East line a distance of 60.00 feet at a bearing of N 00°21'31" W, to the **P.O.B.**.

Being more or less **1.08** acres of land.



Derrill G. Whitten Jr.
5/3/07