

MEMORANDUM

DEPARTMENT OF PUBLIC WORKS
County of Placer

TO: BOARD OF SUPERVISORS DATE: August 20, 2013
FROM: KEN GREHM / PETER KRAATZ
SUBJECT: **ABANDONMENT OF A PORTION OF A DRAINAGE EASEMENT,
TERRACINA OAKS APARTMENTS, AUBURN**

ACTION REQUESTED / RECOMMENDATION

1. Adopt a Resolution to abandon a portion of a Drainage Easement in the Terracina Oaks Apartment Complex, in Auburn. There is no net County cost.

BACKGROUND / SUMMARY

USA Multifamily Development, the owners of The Terracina Oaks Apartment Complex at 12200 Gateway Court in Auburn (APN 052-040-074), have requested the County abandon a portion of a Drainage Easement within the complex. The Drainage Easement was granted to the County in 1993 and recorded in Series No. 93-076027. The owners are expanding the complex's Community Center, and an attached wooden deck would encroach 83 square feet into the Drainage Easement. The Drainage Easement does not have any drainage infrastructure located within this area and does not provide any drainage conveyance.

All processing fees have been paid, the proposed easement abandonment has been distributed for comment and no objections have been received. The proposed abandonment qualifies for Summary Vacation, pursuant to Streets and Highways Code Section 8330 et seq, and therefore, does not require posting or scheduling of a separate public hearing.

ENVIRONMENTAL CLEARANCE

This action is categorically exempt from the provisions of CEQA Section 15061(b)(3), no potential to cause significant environmental impact.

FISCAL IMPACT

Fair market value for the portion of the easement proposed for abandonment, \$363, would be deposited in DPW's trust account for future right-of-way purchases.

Attachments: Resolution w/Exhibits
Vicinity Map

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**Before the Board of Supervisors
County of Placer, State of California**

In the matter of: A RESOLUTION ABANDONING
A PORTION OF A DRAINAGE EASEMENT IN THE
TERRACINA OAKS APARTMENT COMPLEX –
AUBURN.

Resol. No:.....

The following RESOLUTION was duly passed by the Board of Supervisors
of the County of Placer at a regular meeting held _____,
by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Attest:
Clerk of said Board

Chairman, Board of Supervisors

**WHEREAS, a Drainage Easement was dedicated to and accepted by Placer
County by deed, recorded in Series No. 93-076027; and**

**WHEREAS, it has been determined that the portion of the Drainage Easement, as
described in the attached Exhibit "A" and shown on the attached Exhibit "B", is
no longer necessary for present or prospective public use; and**

**WHEREAS, summary vacation of the easement is permissible pursuant to
Chapter 4 of Part 3, Division 9 of the Streets and Highways Code, commencing
with Section 8330.**

Resolution No. _____

A Resolution Abandoning a Portion of a Drainage Easement in the Terracina Oaks Apartment Complex – Auburn.

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NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Placer County that from and after the date this Resolution is recorded, the portion of the Drainage Easement, as described and shown on the attached exhibits, shall be vacated and abandoned, and shall thereafter not constitute an easement for its intended purpose; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Placer County that the above described easement, as described and shown on the attached exhibits, is not useful as a nonmotorized transportation facility.

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EXHIBIT "A"
LEGAL DESCRIPTION

A portion of Parcel 4, as shown on Parcel Map No. 74726, filed in the office of the Recorder of Placer County on September 21, 1989 in Book 25 of Parcel Maps, at Page 30, situated in Section 33, Township 13 North, Range 8 East, M.D.M., described as follows:

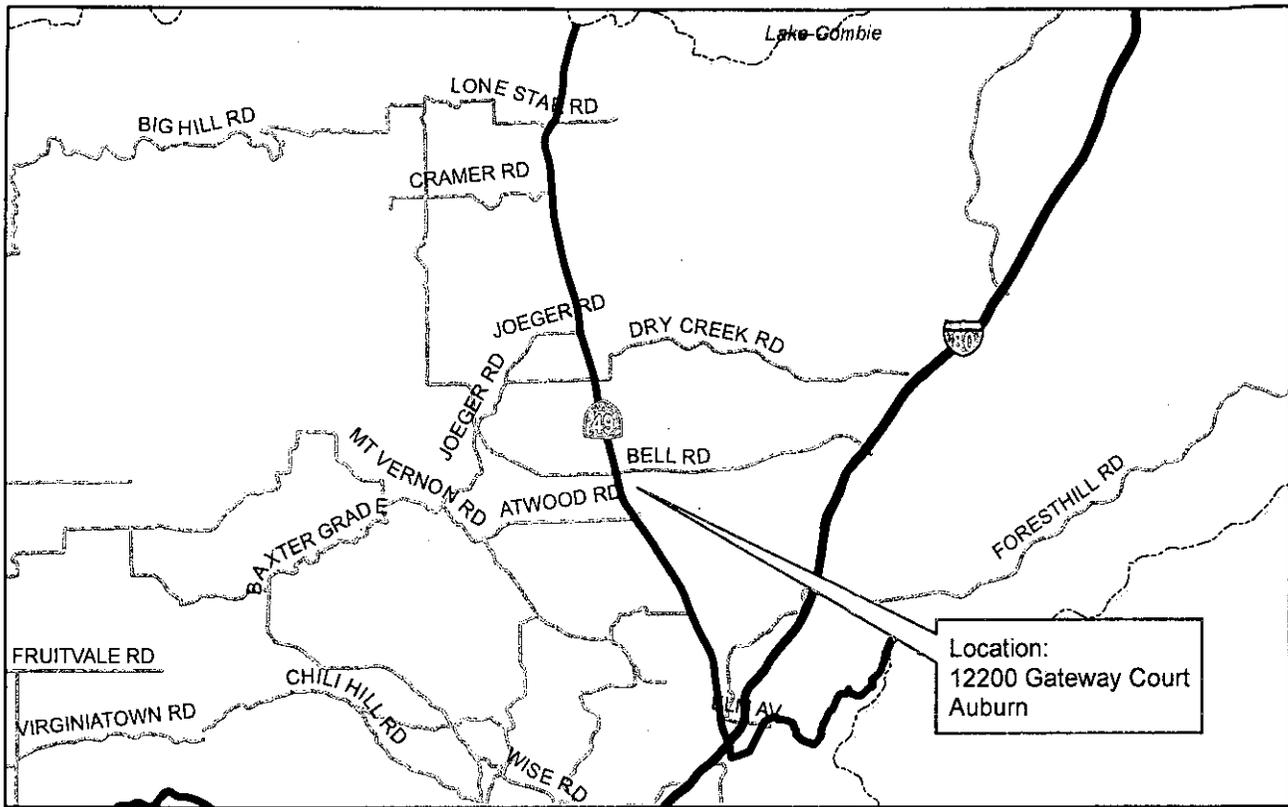
All that portion of that Drainage Easement granted to the County of Placer, in Doc# 1993-076027, Official Records of Placer County, more particularly described as follows:

Commencing at the most westerly corner of said Parcel 4; thence, along the northwesterly boundary thereof, North 50°05'39" East, 87.85 feet to a point on the westerly line of said Drainage Easement; thence, along said westerly line, along an arc of a non-tangent curve to the right, having a radius of 125.50 feet, the radius point of which bears South 08°55'32" West, through a central angle of 10°33'27", with an arc length of 23.12 feet, said arc being subtended by a chord bearing South 75°47'44" East, 23.09 feet to the POINT OF BEGINNING; thence from said point of beginning continuing along last said curve through a central angle of 09°03'25", with an arc length of 19.84 feet, said arc being subtended by a chord bearing South 65°59'18" East, 19.82 feet; thence leaving said westerly line South 50°05'39" West, 8.71 feet; thence North 39°54'21" West, 17.80 feet to the point of beginning; containing 83 square feet, more or less.

End of Description.



Location Map



Vicinity Map

