

# MEMORANDUM

DEPARTMENT OF PUBLIC WORKS  
County of Placer

TO: BOARD OF SUPERVISORS                      DATE: August 28, 2007  
FROM: <sup>JKD</sup> KEN GREHM / KEVIN ORDWAY  
SUBJECT: **ABANDONMENT OF A PORTION OF AN OVERHEAD UTILITY  
EASEMENT – SERENE LAKES**

---

## **ACTION REQUESTED / RECOMMENDATION**

Adopt a Resolution to abandon a portion of an Overhead Utility Easement on Lot 14, Serene Lakes Unit No. 3, at the request of the lot owners.

## **BACKGROUND / SUMMARY**

Thomas Flynn and his wife, Rita Spillane, the owners of Lot 14 in Serene Lakes Subdivision Unit No. 3 (5798 Tamarack Way) have requested the County abandon a portion of an Overhead Utility Easement (an easement for overhead wires and conduits for electrical and communications services) on their lot. The easement was dedicated to and accepted by the County on the map of Serene Lakes Unit No. 3, filed for record in 1966 in Book I of Maps at Page 13. The applicants propose to construct a garage on their lot, a portion of which would encroach under the overhead utility easement.

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 as the easement has not been used for its intended purpose, 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, \$485, would be deposited in DPW's trust account for future right-of-way purchases.

Attachments: Resolution  
Description  
Plat Map

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

In the matter of: A RESOLUTION ABANDONING  
A PORTION OF AN OVERHEAD UTILITY  
EASEMENT ON LOT 14, SERENE LAKES UNIT  
NO. 3.

Resol. No:.....

Ord. No:.....

First Reading:.....

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, an Overhead Utility Easement on Lot 14 was dedicated to Placer County on the map of Serene Lakes Unit No. 3, filed for record in Book I of Maps at Page 13; and**

**WHEREAS, it has been determined that the portion of the Overhead Utility Easement on Lot 14, as described in Exhibit "A" and as shown on Exhibit "B", is no longer necessary for present or prospective public use; and**

**WHEREAS, summary vacation of this 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 an Overhead Utility Easement on Lot 14, Serene Lakes Unit No. 3.**

**Page 2**

**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 Overhead Utility Easement on Lot 14, Serene Lakes Unit No. 3, 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.

T:\DPW\RoadwaysandBridges\Abandonments\Flynn.PUE.res.doc

**EXHIBIT "A"**  
**LOT 14**  
**P.U.E ABANDONMENT**  
**DESCRIPTION**

Being a portion of Lot 14, of Serene Lakes Unit No. 3, as filed in Book I of Maps at Page 13, Official Records Placer County, California, located in Section 27, Township 17 North, Range 14 East, M.D.B. & M. and more particularly described as follows:

Beginning at a point which bears South 38°33'09" West, 11.27 feet, from the northeasterly property corner of Lot 14, as shown on that certain map titled Serene Lakes Unit No. 3, as filed in Book I of Maps at Page 13, Official Records of Placer County; thence from said point of beginning, along the arc of a curve having a radius of 460.00 feet, a central angle of 2°31'33", a distance of 20.28 feet, said curve subtended by a chord of North 80°27'31" West, 20.28 feet; thence departing said curve, North 00°04'21" East, 4.55 feet; thence South 89°55'39" East, 10.23 feet; thence South 00°04'21" West, 3.00 feet, thence South 89°55'39" East, 9.78 feet; thence South 00°04'21" West, 4.88 feet, more or less to the point of beginning.

Above described parcel contains 93 square feet more or less.



EXHIBIT "B"

EASEMENT ABANDONMENT EXHIBIT

BEING A PORTION OF LOT 14, SERENE LAKES UNIT No. 3  
 BOOK I OF MAPS AT PAGE 13, PLACER COUNTY OFFICIAL RECORDS  
 SECTION 27, TOWNSHIP 17 NORTH, RANGE 14 EAST, M.D.B. & M.  
 COUNTY OF PLACER

CALIFORNIA  
 APRIL 11, 2007  
 SCALE: 1" = 20'

EDGE OF PAVEMENT (TYP.)

TAMARACK  
 WAY

$\Delta=6^{\circ}19'46''$   
 $L=51.92'$   
 $R=470.00'$

10' P.U.E.  
 $L=20.28'$   
 $R=460.00'$   
 $\Delta=2^{\circ}31'33''$   
 $CH=N80^{\circ}27'31''W$   
 20.28'

$S38^{\circ}33'09''W$   
 11.27'  
 (TIE)

PROPOSED  
 GARAGE

P.O.B.

20' SETBACK

LOT 13

LOT 14  
 069-390-014  
 FLYNN  
 DOC. #90-57776

EXISTING  
 HOUSE



$S17^{\circ}27'37''W$   
 138.80'  
 5' SETBACK

10' SETBACK  
 $N00^{\circ}04'21''E$   
 124.96'

LINE TABLE		
LINE	LENGTH	BEARING
L1	4.55'	$N00^{\circ}04'21''E$
L2	10.23'	$S89^{\circ}55'39''E$
L3	3.00'	$S00^{\circ}04'21''W$
L4	9.78'	$S89^{\circ}55'59''E$
L5	4.88'	$S00^{\circ}04'21''W$

10' SETBACK

LOT 12

$N83^{\circ}42'42''E$   
 55.00'

$L=38.73'$   
 $R=175.00'$   
 LOT 10



**WLS**  
 WEBB LAND SURVEYING, INC.

2931 Lake Forest Blvd, Ste. 205  
 P.O. Box 1222  
 Cornelian Bay, CA 96140  
 (530) 581-2599  
 FAX (530) 581-3231

EXHIBIT TO ACCOMPANY  
 LEGAL DESCRIPTION

11 APRIL 07

PREPARED FOR:  
 THOMAS FLYNN  
 APN: 069-390-014 1178.00  
 117800E01.DWG

349

