

MEMORANDUM

DEPARTMENT OF PUBLIC WORKS
County of Placer

TO: BOARD OF SUPERVISORS DATE: May 22, 2012

FROM: KEN GREHM / PETER KRAATZ

SUBJECT: **ABANDONMENT OF A PORTION OF A PUBLIC UTILITY EASEMENT –
SYLVAN VISTA ESTATES SUBDIVISION - AUBURN**

ACTION REQUESTED / RECOMMENDATION

Adopt a Resolution to abandon a portion of a Public Utility Easement on Lot 14, Sylvan Vista Estates Subdivision, Auburn.

BACKGROUND / SUMMARY

Paul and Laura Ferreira, the owners of Lot 14 in the Sylvan Vista Estates Subdivision (75 Sylvan Vista Drive) have requested the County abandon a portion of a Public Utility Easement (PUE) on their lot. The PUE was dedicated to and accepted by the County on the map of Sylvan Vista Estates, filed for record in 1954 in Book E of Maps at Page 79. The applicants propose to construct a covered patio on their property, a portion of which would encroach into the PUE.

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, 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, \$250, would be deposited in DPW's trust account for future right-of-way purchases.

Attachments: Resolution
Location Map
Legal Description
Exhibit Map

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

In the matter of: A RESOLUTION ABANDONING
A PORTION OF A PUBLIC UTILITY EASEMENT
ON LOT 14, SYLVAN VISTA ESTATES - AUBURN.

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

Chairwoman, Board of Supervisors

WHEREAS, a Public Utility Easement was dedicated to Placer County on the map of Sylvan Vista Estates Subdivision, filed for record in Book E of Maps at Page 79; and

WHEREAS, it has been determined that the portion of the Public Utility Easement on Lot 14, as described on 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 a Public Utility Easement on Lot 14, Sylvan Vista Estates Subdivision - 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 Public Utility Easement on Lot 14, Sylvan Vista Estates Subdivision, 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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LOCATION MAP

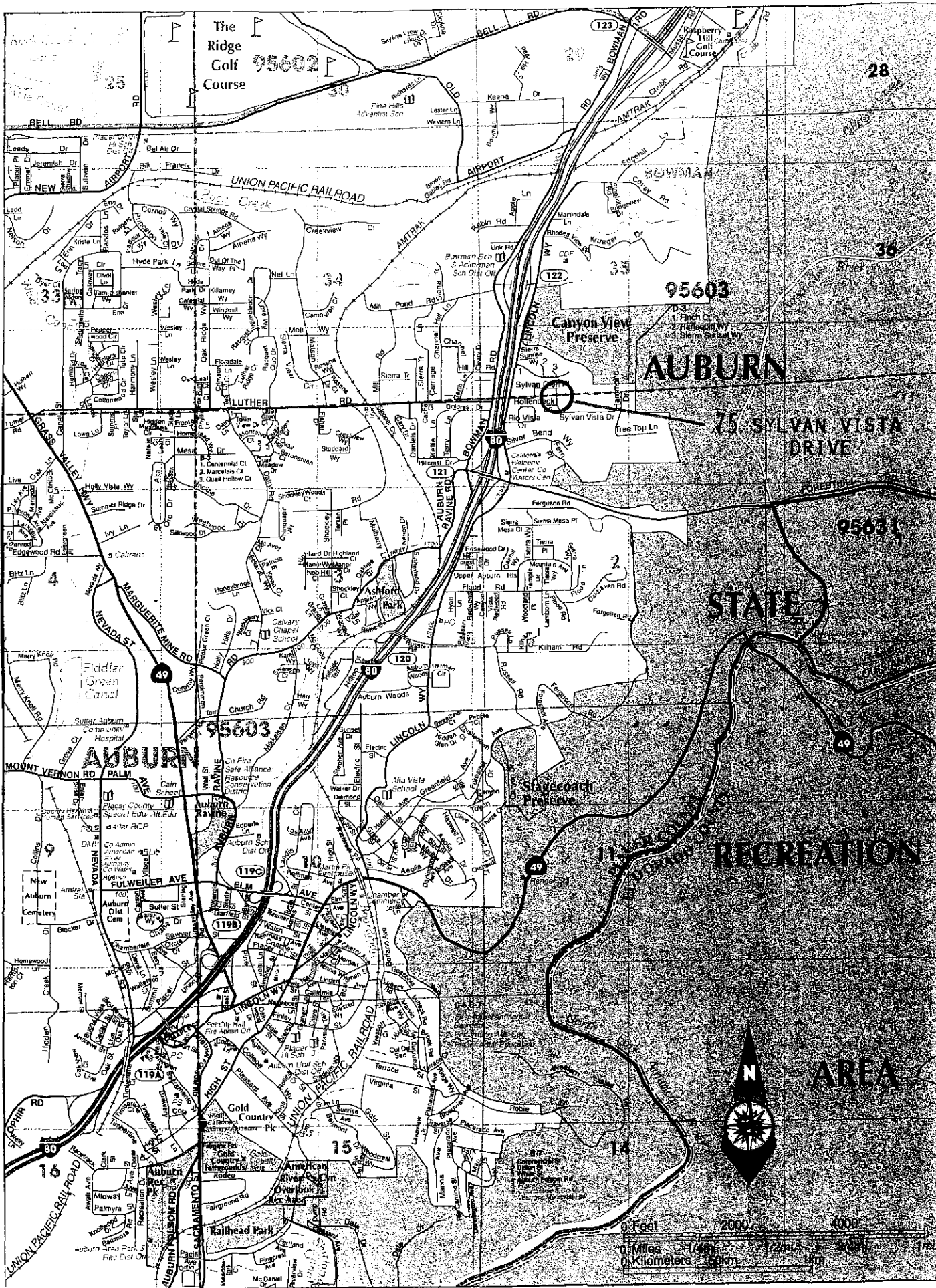


EXHIBIT A
DESCRIPTION
FOR
ABANDONMENT
OF
PUBLIC UTILITY EASEMENT

A portion of that tract of land shown and designated as Lot 14 on that map entitled "Amended Plat of Sylvan Vista Estates" recorded at Book E of Maps at Page 79 and dated September 28, 1954 and located in Section 2, Township 12 North, Range 8 East, M.D.M., Placer County, California.

Beginning at a point (P.O.B.) located on the southerly line of the 10' wide public utility easement parallel to the northerly property line on Lot 14, as shown and designated on the above referenced subdivision map, from which the northeast corner of Lot 14 bears the following two courses: North 88°29'30" East, for a distance of 104.00 feet, thence along the easterly property line of said Lot 14 North 00°11'30" West, for a distance of 10.00 feet; thence from said point of beginning (P.O.B.) the following four courses: (1) along said southerly line South 88°29'30" West, 30.00 feet, (2) leaving said southerly line North 00°11'30" West, 5.00 feet, (3) North 88°29'30" East, 30.00 feet, (4) South 00°11'30" East, 5.00 feet to the point of beginning (P.O.B.).

Containing 0.0034 acres (150 square feet), more or less.



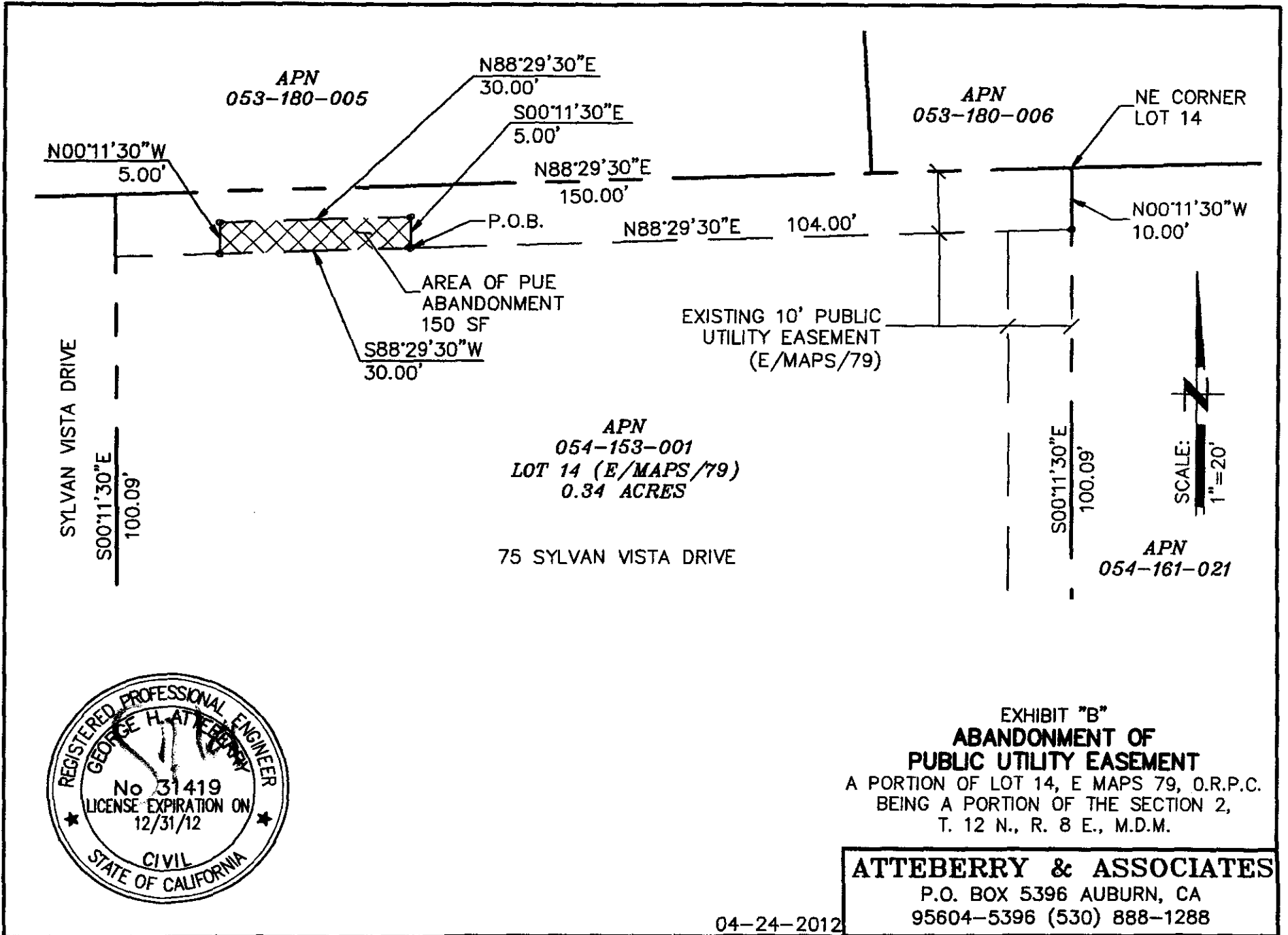


EXHIBIT "B"
**ABANDONMENT OF
 PUBLIC UTILITY EASEMENT**
 A PORTION OF LOT 14, E MAPS 79, O.R.P.C.
 BEING A PORTION OF THE SECTION 2,
 T. 12 N., R. 8 E., M.D.M.

ATTEBERRY & ASSOCIATES
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04-24-2012

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