

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION OF INTENT TO PROCEED WITH THE VACATION OF A PORTION OF NAVY DRIVE BETWEEN THE BURLINGTON NORTHERN AND SANTA FE RAILROAD CROSSING AND WASHINGTON STREET AND RESERVING A PUBLIC UTILITY EASEMENT ALONG NAVY DRIVE, WITH ACTIONS RELATED THERETO; AND FIXING A DATE, TIME, AND PLACE FOR A PUBLIC HEARING WHEN AND WHERE ALL PERSONS INTERESTED IN OR OBJECTING TO THE PROPOSED VACATION MAY BE HEARD

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. This City Council gives notice of intention to proceed under the provisions of California Streets and Highways Code section 8300, et seq., known as the Public Streets, Highways, and Service Easements Vacation Law, to vacate portions of Navy Drive between the Burlington Northern and Santa Fe (BNSF) railroad crossing and Washington Street and reserving a public utility easement along Navy Drive from the BNSF property to Washington Street, more particularly described in Exhibits "1", "2", and "3" attached hereto and incorporated herein by this reference. Fee title to the property is vested in The Stockton Port District.

2. It is determined by this City Council that public convenience and necessity require the reservation and exception of certain easement(s), more particularly described in Exhibits "1", "2", and "3" and that said proceedings vacating the described area are taken subject to such reservation(s) and exception(s).

3. On Tuesday, April 1, 2014, at the hour of 5:30 p.m. or as soon thereafter as the matter can be heard in the Council Chambers located in City Hall at 425 North El Dorado Street, in the City of Stockton, is hereby fixed as the date, time, and place set for public hearing, when and where all persons interested in or objecting to the proposed vacation of portions of Navy Drive between the BNSF railroad crossing and Washington Street, reserving a public utility easement along Navy Drive from the BNSF property to Washington Street, in the City of Stockton, California, may appear and be heard and show cause, if any, why said vacation area should not be vacated.

4. Not less than three notices of the proposed vacation shall be posted in conspicuous places along said portions of Navy Drive between the BNSF railroad crossing and Washington Street, more particularly described in Exhibits "1", "2," and "3," proposed to be vacated, not more than 300 feet apart and at least 14 days prior to the hearing date pursuant to Section 8323 of the California Streets and Highways Code.

BONNIE PAIGE
City Clerk of the City of Stockton