

**MEMORANDUM**

July 21, 2022

TO: Amanda Thomas, Real Property Agent  
Economic Development Department

FROM: Nicole D. Moore, LEED-AP, Contract Planner  
Community Development Department

SUBJECT: **CEQA NOE 25-22 – E STREET RIGHT-OF-WAY ABANDONMENT**

The Community Development Department received a request to review the above-referenced project for conformity with the Stockton General Plan and make an environmental determination pursuant to the California Environmental Quality Act (CEQA). Arellano Properties, Inc. is proposing to abandon the right-of-way on E Street at Hackberry Street . See attachment A for specific location.

In accordance with Government Code §65402, the Community Development Department determines the project is in conformance with the Stockton General Plan. This determination is based on, but not limited to, conformance with General Plan Policy, LU-6.3 (Land Use) stating, “Ensure that all neighborhoods have access to well-maintained public facilities and utilities that meet community service needs.”

Concerning the California Environmental Quality Act (CEQA) determination, the Community Development Department concludes the project is Categorically Exempt under CEQA Guidelines and is granted a ‘general rule exemption’ under Section 15061(B)(3) since there is no possibility that the activity in question would have significant effect on the environment and the activity is no subject to CEQA. The project is also not subject to any of the exceptions to the use of a Categorical Exemption listed at CEQA Guidelines §15300.2.

Upon approval by City Council, the Economic Development Department is advised to complete the attached Notice of Exemption (**Attachment B**) and file it with the San Joaquin County Clerk Office to initiate a 35-day statute of limitations on court challenges. Please retain a copy of the original posted notice within the project file in the Economic Development Department project file.

By:



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Nicole D. Moore, LEED-AP, Contract Planner**Attachments**

Attachment A: Request and Project Location  
Attachment B: Draft Notice of Exemption

**MEMORANDUM**

July 20, 2022

TO: Nicole Moore, Contract Planner  
Community Development Department

FROM: Amanda Thomas, Real Property Agent  
Economic Development Department

SUBJECT: **ABANDONMENT – RIGHT OF WAY**

Please provide the appropriate environmental review for the above-referenced project as described below:

Project Title: E Street Abandonment

Applicant: Arellano Properties, Inc.

Description/Location: E Street at Hackberry Street

Also, please make the required determination as to conformity to the General Plan in accordance with Section 65402 of the Government Code. If you have questions regarding this request, please direct them to me at extension 7569.



AMANDA THOMAS  
REAL PROPERTY AGENT

Attachment



**Wong Engineers, Inc.**  
 4578 Feather River Drive, Suite A  
 Stockton, California 95219  
 Phone (209) 476-0011

Zachary C. Wong P.E., P.L.S.

JANUARY 18, 2022

**EXHIBIT "A"**  
**LEGAL DESCRIPTION FOR ABANDONMENT OF  
 A PORTION OF "E" STREET**

A PORTION OF THE SOUTHWEST QUARTER OF SECTION 43 , EL RANCHO DEL CAMPO DE LOS FRANCESES, CITY OF STOCKTON, COUNTY OF SAN JOAQUIN, STATE OF CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE SOUTHEAST CORNER OF LOT 8 OF TRACT NO. 40 OF "EL RICARDO TERRACE RESUBDIVISION", FILED FOR RECORD FEBRUARY 17, 1940 IN BOOK 11 OF MAPS AND PLATS, PAGE 46, SAN JOAQUIN COUNTY RECORDS, AND BEING ALSO A POINT ON THE NORTH LINE OF HACKBERRY STREET (50 FEET WIDE); THENCE ALONG THE NORTH LINE OF SAID HACKBERRY STREET, NORTH 72°27'30" EAST, 50.00 FEET TO THE SOUTHWEST CORNER OF LOT 9 OF SAID "EL RICARDO TERRACE RESUBDIVISION"; THENCE ALONG THE WEST LINE OF SAID LOT 9, AND BEING ALSO THE EAST LINE OF "E" STREET (50 FEET WIDE), NORTH 18°13'00" WEST, 120.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 9, AND BEING ALSO A POINT ON THE SOUTH LINE OF STOCKTON TERMINAL AND EASTERN RAILROAD; THENCE ALONG SAID SOUTH LINE OF SAID STOCKTON TERMINAL AND EASTERN RAILROAD, SOUTH 72°27'30" WEST, 50.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 8, AND THE WEST LINE OF SAID "E" STREET; THENCE ALONG THE EAST LINE OF SAID LOT 8 AND BEING ALSO THE WEST LINE OF SAID "E" STREET, SOUTH 18°13'00" EAST, 120.00 FEET TO THE **POINT OF BEGINNING** OF THE HEREIN DESCRIBED PARCEL.

CONTAINING 6,000 SQUARE FEET, MORE OR LESS.

A PUBLIC UTILITY EASEMENT SHALL BE RETAINED FOR THE PROPERTY DESCRIBED ABOVE.

END OF DESCRIPTION

ATTACHED HERETO IS A PLAT ENTITLED EXHIBIT "B" WHICH BY THIS REFERENCE IS MADE A PART HEREOF.

PREPARED BY:

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ZACHARY C. WONG, L.S. 7600

DRAFT

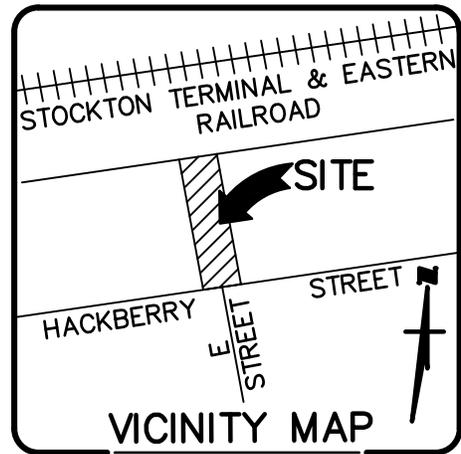
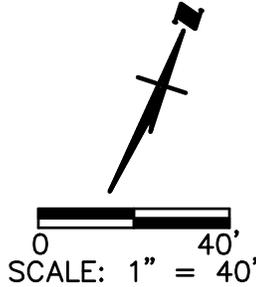
EXHIBIT B

LEGEND:

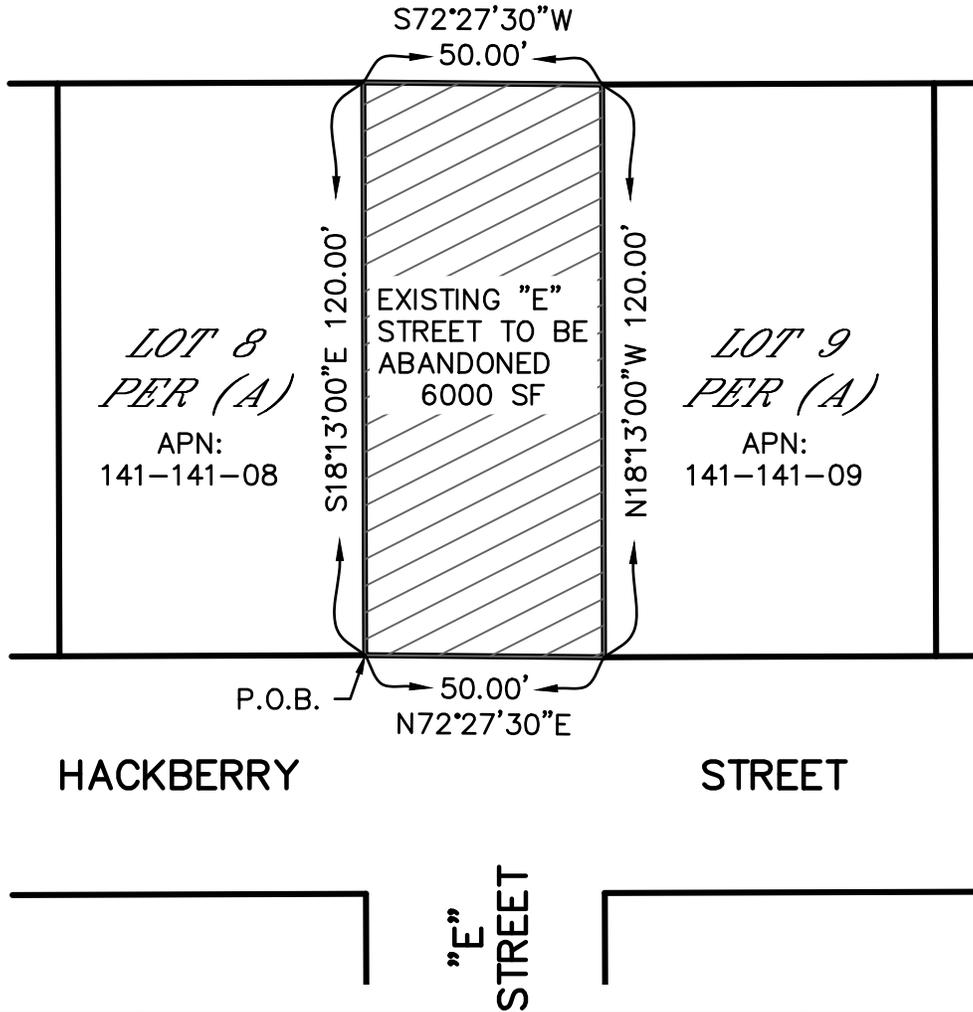
P.O.B. POINT OF BEGINNING  
 M&P MAPS & PLATS, BOOK-PAGE  
 SF SQUARE FEET

REFERENCES:

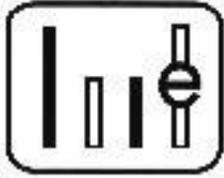
(A) M&P 11-46  
 ALL REFERENCES ARE SAN JOAQUIN COUNTY RECORDS.



STOCKTON TERMINAL & EASTERN RAILROAD



NO.	REV. DATE	BY	APRVD.	<p align="center"><b>ABANDONMENT OF EXISTING "E" STREET</b></p>	APPROVED BY	
<p>DWG. BY WONG ENG., INC.</p>					CITY ENGINEER	
<p>CH. BY</p>				<p align="center">CITY OF STOCKTON DEPARTMENT OF PUBLIC WORKS</p>	DATE	DRAWING NO.
<p>SCALE 1"=40'</p>						1 OF 1



**Wong Engineers, Inc.**  
4578 Feather River Drive, Suite A  
Stockton, California 95219  
Phone (209) 476-0011

Zachary C. Wong P.E., P.L.S.

Job No. 4157  
Arrelano  
Date: 1-18-22

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Parcel Summary  
Map Check Data  
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**Parcel name: 50-foot Abandonment**

North: 888483.5665'                      East: -1956318.7535'

Segment #1 : Line

Course: S72°27'30"W                      Length: 50.00'  
North: 888468.4966'                      East: -1956366.4284'

Segment #2 : Line

Course: N18°13'00"W                      Length: 120.00'  
North: 888582.4823'                      East: -1956403.9418'

Segment #3 : Line

Course: N72°27'30"E                      Length: 50.00'  
North: 888597.5523'                      East: -1956356.2669'

Segment #4 : Line

Course: S18°13'00"E                      Length: 120.00'  
North: 888483.5665'                      East: -1956318.7535'

Perimeter: 340.00'                      Area: 6000 Sq. Ft.  
Error Closure: 0.0000                      Course: N0°00'00"E  
Error North: 0.00000                      East: 0.00000

Precision 1: 340000000.00



**CITY OF STOCKTON  
NOTICE OF EXEMPTION**

TO: COUNTY CLERK  
COUNTY OF SAN JOAQUIN  
44 N. San Joaquin St., Ste. 260  
Stockton, CA 95202

FROM: Lead Agency  
City of Stockton  
c/o Economic Development Dept.  
400 E. Main St., 4<sup>th</sup> Floor  
Stockton, CA 95202

**NOTICE OF EXEMPTION PURSUANT TO PUBLIC RESOURCES CODE SECTION 21152(B) AND CALIFORNIA CODE OF REGULATIONS TITLE 14, SECTION 15062**

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PROJECT DATA

Project Title: E Street Right-of-Way Abandonment

CEQA Exemption File No.: NOE 25-22

Applicant: City of Stockton

Project Description/Location: Arellano Properties, Inc., is proposing to abandon right-of-way on E Street at Hackberry Street. See attachment A for specific location.

DETERMINATION/FINDING OF EXEMPTION

The above-described activity/project is exempt from the environmental assessment requirements of the California Environmental Quality Act (CEQA) pursuant to the following section(s) of the State CEQA Guidelines (California Code of Regulations, Title 14):

- The activity is not a "project" as defined in CEQA Guidelines Section 15378.
- The activity is exempt under the "general rule" at CEQA Guidelines Section 15061(B)(3).
- The project is "Statutorily Exempt" per CEQA Guidelines Section: \_\_\_\_\_
- The project is "Categorically Exempt" per CEQA Guidelines Section 15301(c).

BASIS FOR FINDING OF EXEMPTION

- The activity does not qualify as a project and/or clearly could not have a significant effect on the environment and, therefore, CEQA does not apply.
- The activity constitutes a discretionary project under the City's jurisdiction and qualifies as a project which has been determined not to have a significant effect on the environment and, therefore, is exempt from the provisions of CEQA under the above-noted statutory or categorical exemption(s).

CARRIE WRIGHT, DIRECTOR  
PUBLIC WORKS DEPARTMENT

July 21, 2022  
(DATE OF PREPARATION)

By \_\_\_\_\_  
AMANDA THOMAS, REAL PROPERT AGENT

\_\_\_\_\_  
(DATE OF FINAL APPROVAL)

AFFIDAVIT OF FILING AND POSTING

I declare that on the date stamped above, I received and posted this notice or included it on a list of such notices which was posted as required by California Public Resources Code Section 21152(B). Said notice or list of notices will remain posted for 35 days from the filing date.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Posting Period Ending Date