

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION SETTING A PUBLIC HEARING AND AUTHORIZING THE INTENT TO VACATE A STREET LOCATED ON A PORTION OF WASHINGTON STREET BETWEEN PORT ROAD 13 AND NAVY DRIVE

The street located on a portion of Washington Street between Port Road 13 and Navy Drive (more particularly described in the plat and legal description attached as Exhibits 1 and incorporated by this reference) is within the City of Stockton and fee title to the property is owned by the Stockton Port District; and

The Port of Stockton requested the City of Stockton initiate a vacation by performing an abandonment of this street located on a portion of Washington Street between Port Road 13 and Navy Drive so that the Port may have control of the roadway since it is an access point to the Port facilities; and

The City may perform the proposed abandonment as a general vacation under Division 9, Part 3, Section 8300, *et. seq.*, of the California Streets and Highways Code requiring the City council to select a hearing date, adopt a resolution of intention to vacate, and perform the notification and advertising requirements; and

The proposed vacation of this street located on a portion of Washington Street between Port Road 13 and Navy Drive will reduce City costs since the Port of Stockton will take control over the operation and maintenance of this roadway; and

This project is exempt for the California Environmental Quality Act (CEQA) as specified under Article 19, Section 15301, Class 1 of the CEQA Guidelines; now, therefore,

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 or California Streets and Highways Code Section 8330, *et. seq.*, known as the Public Streets, Highways, and Service Easements Vacation Law, to vacate a portion of Washington Street between Port Road 13 and Navy Drive, and reserving a public utility easement, more particularly described in Exhibit 1. Fee title to the property is vested in The Stockton Port District.
2. On Tuesday, August 23, 2016, at the hour of 5:30 p.m. or as soon thereafter as the matter can be heard in the Council Changer 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 Washington Street between Port Road 13 and Navy Drive, and reserving a public utility easement, in the City of Stockton, California, may appear and be heard and show cause, if any, why said vacation area should not be vacated.

3. Not less than three notices of the proposed vacation shall be posted in conspicuous places along said portion of Washington Street between Port Road 13 and Navy Drive, more particularly described in Exhibit 1, 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.
4. A description of said portions of Washington Street between Port Road 13 and Navy Drive proposed to be vacated and more particularly described in Exhibit 1, are on file in the Office of the City Clerk and reference to said description is hereby made for all purposes.
5. The City Manager is authorized to approve the filing of Notice of exemption No. CE016-15 under CEQA, a copy of which is attached as Exhibit 2 and incorporated by this reference.
6. In accordance with section 6504 of the Government Code, this project/activity has been determined to conform to the City's General Plan Policy Document, as amended.
7. The City Clerk is hereby authorized and directed to publish this resolution in The Record, a newspaper of general circulation in the City of Stockton, once each week for two successive weeks prior to the date of said hearing.
8. The City Manager is hereby authorized to take the appropriate actions necessary to carry out the purpose and intent of this Resolution.

PASSED, APPROVED, and ADOPTED July 26, 2016.

ANTHONY SILVA
Mayor of the City of Stockton

ATTEST:

BONNIE PAIGE
City Clerk of the City of Stockton