

MEMORANDUM

September 14, 2020

TO: Amanda Thomas, Real Property Agent
Economic Development Department

FROM: Courtney Brown, Associate Planner
Planning and Engineering Services Division
Community Development Department

SUBJECT: **CEQA NOE – Request for the right of way abandonment for Lt Col Mark Taylor Street for the City of Stockton**

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). The City of Stockton's Economic Development Department is requesting an abandonment at the right-of-way center line intersection of Lt. Col. Mark Taylor Street and Nash Drive.

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 §15301(C) because it requests the minor alteration of existing street for the purpose of public safety. 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 draft Notice of Exemption (NOE45-20) attached hereto as Attachment A should be filed and posted in 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 Public Works Department.

By:



COURTNEY BROWN, ASSOCIATE PLANNER

Attachment A: Draft Notice of Exemption
Attachment B: Notice request

ATTACHMENT A

**CITY OF STOCKTON
NOTICE OF EXEMPTION**

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

FROM: Lead Agency
City of Stockton
Economic Development Dept.
425 N El Dorado Street, #3
Stockton, CA 95202

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

PROJECT DATA

Project Title: Request for the right of way abandonment for Lt Col Mark Taylor Street for the City of Stockton

CEQA Exemption File No.: NOE45-20

Applicant: Economic Development Department

Project Description: The City of Stockton's Economic Development Department is requesting an abandonment at the right-of-way center line intersection of Lt. Col. Mark Taylor Street and Nash Drive

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 §15378.
☐ The activity is exempt under the "general rule" at CEQA Guidelines §15061(B)(3).
☐ The project is "Statutorily Exempt" per CEQA Guidelines §: _____.
☒ The project is "Categorically Exempt" per CEQA Guidelines §: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
ECONOMIC DEPARTMENT

DATE, 2020
(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

MEMORANDUM

September 9, 2020

TO: Courtney Brown, Associate Planner
Community Development Department

FROM: Amanda Thomas, Real Property Agent
Economic Development Department

SUBJECT: **RIGHT-OF-WAY ABANDONMENT – LT COL MARK TAYLOR STREET**

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

Project Title: Lt Col Mark Taylor Street
Right of Way Abandonment

Applicant: Holman Investors, LLC

Description/Location: Lt Col Mark Taylor 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

**EXHIBIT A
LT COL MARK TAYLOR STREET
RIGHT-OF-WAY VACATION
CANNERY PARK, UNIT NO. 1
LEGAL DESCRIPTION**

Being a portion of Lt Col Mark Taylor Street right-of-way, as shown on that certain map entitled "Tract No. 3465, Cannery Park Unit No. 1" filed for record in Book 40 of Maps and Plats, Page 51, San Joaquin County Records, City of Stockton, County of San Joaquin, State of California, more particularly described as follows:

COMMENCING at the right-of-way center line intersection of Lt Col Mark Taylor Street and Nash Drive as shown on that certain map entitled "Tract No. 3523, Cannery Park Unit No. 3 – Village G1" filed for record in Book 43 of Maps and Plats, Page 103, San Joaquin County Records; thence North 90°00'00" West along the right-of-way center line of said Lt Col Mark Taylor Street, a distance of 205.00 feet to **THE POINT OF BEGINNING** of this description; thence leaving last said line South 0°00'00" West 48.00 feet to the Southerly right-of-way line of said Lt Col Mark Taylor Street; thence along said Southerly right-of-way line the following three (3) courses: (1) thence North 90°00'00" West 41.99 feet to beginning of a tangent curve concave to the South having a radius of 1952.00 feet; (2) thence along said curve through a central angle of 9°02'45" an arc distance of 308.18 feet, and a chord course of South 85°28'37" West 307.86 feet; (3) thence South 80°57'15" West 519.95 feet to the East line of 400-foot Congressional Grant as shown on said Tract 3465; thence North 3°44'08" East along said East line of 400-foot Congressional Grant, a distance of 98.44 feet to the Northerly line of said Lt Col Mark Taylor Street; thence along the Northerly right-of-way line of said Lt Col Mark Taylor Street the following three (3) courses: (1) thence North 80°57'15" East 498.18 feet to beginning of a tangent curve concave to the South having a radius of 2048.00 feet; (2) thence along said curve through a central angle of 9°02'45" an arc distance of 323.34 feet, and a chord course of North 85°28'37" East 323.00 feet; (3) thence North 90°00'00" East 47.06 feet; thence leaving last said line South 9°15'33" West 26.69 feet to beginning of a tangent curve concave to the East having a radius of 60.00 feet; thence along said curve through a central angle of 9°15'33" an arc distance of 9.70 feet, and a chord course of South 4°37'47" West 9.69 feet; thence South 0°00'00" East 12.00 feet to **THE POINT OF BEGINNING**.

Containing a total of 82,293 square feet = 1.91 acre, more or less.

Subject to covenants, conditions, restrictions, reservations, rights, rights-of-way, and easements of record, if any.

See Exhibit B attached hereto and made a part hereof.

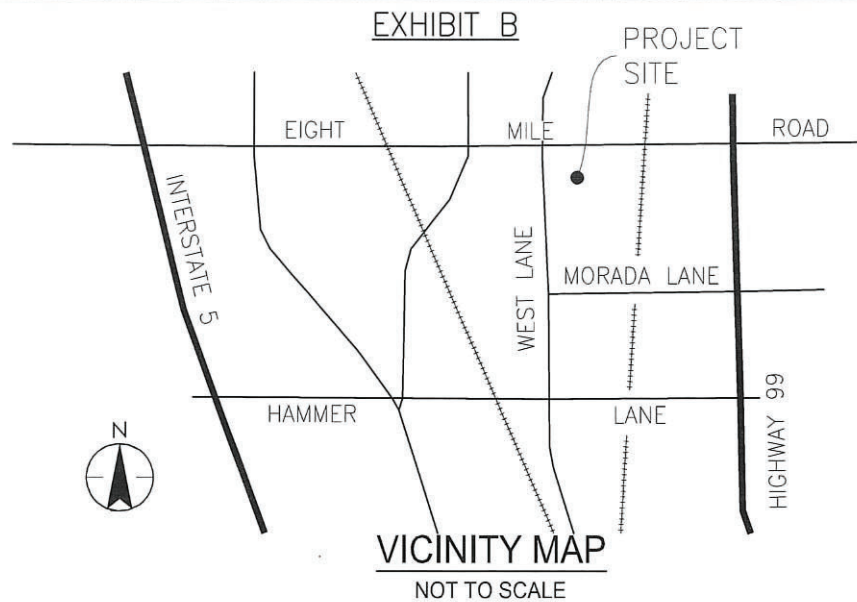
Prepared by:


Kaiser I. Shahbaz, L. S., 8599

08/14/2020

Date





LINE DATA TABLE		
LINE	BEARING	DISTANCE'
L1	N90°00'00"E	47.06'
L2	S9°15'33"W	26.69'
L3	S0°00'00"E	12.00'
L4	S0°00'00"W	48.00'
L5	N90°00'00"W	41.99'

CURVE DATA TABLE					
CURVE	DELTA	RADIUS	LENGTH	CH.BEARING	CHORD
C1	9°15'33"	60.00'	9.70'	S4°37'47"W	9.69'
C2	9°02'45"	1952.00'	308.18'	S85°28'37"W	307.86'
C3	9°02'45"	2048.00'	323.34'	N85°28'37"E	323.00'

PROPERTY LIST:
 PROPERTIES OWNED BY:
 HOLMAN INVESTORS, LLC
 3400 EAST EIGHT MILE ROAD, SUITE A
 STOCKTON, CA 95212
 APN 122-020-50

REFERENCES:
 (R1) BOOK 40 M.&P., PAGE 51, SJCR
 (R2) D.N. 2020-096271, SJCR

BASIS OF BEARINGS:

BASED ON THAT CERTAIN MAP ENTITLED "TRACT NO. 3465 OF CANNERY PARK UNIT NO. 1" AS FILED IN BOOK 40 OF MAPS AND PLATS, AT PAGE 51, SAN JOAQUIN COUNTY RECORDS.

BEING A PORTION OF LT COL MARK TAYLOR STREET, AS SHOWN ON THAT CERTAIN MAP ENTITLED "TRACT NO. 3465, CANNERY PARK UNIT NO. 1", RECORDED IN BOOK 40 OF MAPS AND PLATS, PAGE 51, SAN JOAQUIN COUNTY RECORDS, LYING IN SECTION 1, TOWNSHIP 2 NORTH, RANGE 6 EAST, MOUNT DIABLO MERIDIAN, CITY OF STOCKTON, SAN JOAQUIN COUNTY, STATE OF CALIFORNIA.



Kaiser Isaac Shabazz
 08/14/2020

SHEET 1 OF 2


REV. NO.	REV. DATE	REV. BY	LT COL MARK TAYLOR STREET RIGHT-OF-WAY VACATION CANNERY PARK UNIT NO. 1	APPROVED BY	
DIGITIZED				CITY ENGINEER	
DWG. BY	SCALE		CITY OF STOCKTON DEPARTMENT OF PUBLIC WORKS	DATE	DRAWING NO.
CK. BY					

LEGEND:

EX	EXISTING
COS	CITY OF STOCKTON
SJC	SAN JOAQUIN COUNTY
POB	POINT OF BEGINNING
POC	POINT OF COMMENCING
(R)	RADIAL

PARCEL 1
24-PM-73

LEGEND:

 PROPOSED STREET ROW VACATION
AREA = 82,293 SQ.FT.
= 1.91 ACRE

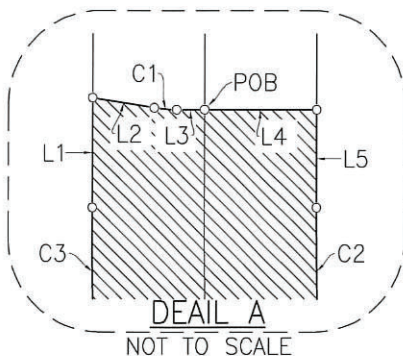


0 150 300

SCALE: 1" = 150'

PROPOSED LT COL MARK
TAYLOR ST VACATION

PARCEL 4
24-PM-73



Kais I. Pllly
08/14/2020

08/14/2020

EAST LINE OF 400'
CONGRESSIONAL GRANT

EXHIBIT B

CENTER LINE STREET INTERSECTION
PER (R1) & POC

—NASH DRIVE

PO

TAYLOR STREET

N80°57'15"E 498.18'

OL MARK
STREET

98.44'
N3°44'08"E

FOGARTY LANE

CANNERY PARK,
UNIT NO. 3 - VILLAGE G1
43-M&P-103

ART—ZAPPA LANE

LOT A PER (R1) AND
D.N. 2020-096271

SHEET 1 OF 2

REV. NO.	REV. DATE	REV. BY	LT COL MARK TAYLOR STREET RIGHT-OF-WAY VACATION CANNERY PARK UNIT NO. 1		APPROVED BY	
DIGITIZED					CITY ENGINEER	
DWG. BY	SCALE	CITY OF STOCKTON DEPARTMENT OF PUBLIC WORKS			DATE	DRAWING NO.
CK. BY						