

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION AUTHORIZING THE VACATION OF A PORTION OF EAST FIFTH STREET RIGHT-OF-WAY AND RESERVING A PUBLIC UTILITY EASEMENT

The City of Stockton may perform a general vacation pursuant to Division 9, Part 3, section 8320(a)(2), of the California Streets and Highways Code; and

Pacific Coast Khalsa Diwan Society Sikh Gurdwara Sahib, Stockton, a California non-profit religious corporation, is requesting the vacation of a portion of right-of-way along East Fifth Street in order to expand their existing facility; and

A public hearing was opened on July 21, 2026, for persons interested in or objecting to the proposed abandonment to show cause why said subject area should not be abandoned; now, therefore,

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

- 1) The City Council, having considered testimony and evidence from all persons interested in or objecting to the vacation of a portion of right-of-way along East Fifth Street, and the reservation of a public utility easement, finds that:
 - a) Pursuant to California Streets and Highway Code section 8322, the City of Stockton published notification of the public hearing for the proposed vacation in The Record on July 6, 2026, and July 13, 2026; and
 - b) Pursuant to California Streets and Highway Code section 8323, not less than three notices of the proposed vacation were duly posted in a manner and form required by law in conspicuous places along said portion of East Fifth Street not more than 300 feet apart and at least 14 days prior to the public hearing date.
- 2) The Public Works Department, Community Development Department, Municipal Utilities, Police and Fire Departments, as well as local utilities, were notified and there were no objections to the proposed abandonment.
- 3) The City Council has duly considered all the evidence and testimony submitted concerning the vacating of a portion of right-of-way along East Fifth Street and reserving a public utility easement, and has found from said evidence that said subject area is unnecessary for present and prospective public use.

- 4) The City Council hereby orders that a portion of East Fifth Street, more particularly described in Exhibit 1, attached hereto and incorporated by this reference, is hereby declared to be vacated and abandoned for street purposes and that a public utility easement is hereby reserved.
- 5) The City Council hereby authorizes the reservation of a public utility easement throughout the subject area.
- 6) The City Manager, or designee, is authorized to approve the filing of Notice of Exemption No. 08-26 under CEQA, a copy of which is attached as Exhibit 2 and incorporated by this reference.
- 7) The City Clerk shall cause a certified copy of this Resolution of vacation, attested by the City Clerk under seal, to be recorded in the Office of the San Joaquin County Recorder-County Clerk.
- 8) The City Manager, or designee, is authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Resolution.
- 9) In accordance with section 6504 of Government Code, this project/activity has been determined to conform to the City's General Plan Policy Document, as amended.

PASSED, APPROVED, and ADOPTED: July 21, 2026.

CHRISTINA FUGAZI
Mayor of the City of Stockton

ATTEST:

KATHERINE ROLAND, CMC CPMC
City Clerk of the City of Stockton