

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF FRESNO
STATE OF CALIFORNIA

IN THE MATTER OF THE VACATION OF) RESOLUTION OF INTENTION
McKENZIE AVENUE PUBLIC ROAD) AND NOTICE OF HEARING
RIGHT-OF-WAY)
VACATION APPLICATION NO. V16-01)

WHEREAS, the Director of the Department of Public Works and Planning informs this Board that an application has been received to vacate the public road right-of-way of McKenzie Avenue from Cornelia Avenue, westerly approximately 2460-feet. Vacation Application No. V16-01; and

WHEREAS, the Department of Public Works and Planning reports that this vacation request has been studied and recommends the following:

(1) That the Board of Supervisors declares its intent to hold a hearing for the vacation of the right-of way more particularly described in Exhibit "A". A map showing the proposed vacation is on file with the Clerk of the Board.

(2) That the vacation procedure be conducted under Chapter 3 of Part 3 of Division 9 of the Streets and Highways Code.

(3) That a public hearing be set to consider vacation of said right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors to:

(1) Adopt the foregoing recitals as true and correct.

(2) Direct the Clerk of the Board to publish for at least two successive weeks prior to the hearing, a notice of intent to vacate, and direct the Department of Public Works and Planning to post notice of the same.


(3) Set the public hearing to consider vacation of said right-of-way for the hour of 9:00 a.m. on April 25, 2017 in the Chambers of the Board of Supervisors, Room 301, Hall of Records, Tulare and "M" Streets, Fresno, California.

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THE FOREGOING was passed and adopted by the following vote of the Board of
Supervisors of the County of Fresno this 28th day of March 2017, to wit:
AYES: Supervisors Borgeas, Magsig, Mendes, Pacheco, Quintero
NOES: None
ABSENT: None

COUNTY OF FRESNO

BY 
BRIAN PACHECO, CHAIRMAN
BOARD OF SUPERVISORS

ATTEST:
BERNICE E. SEIDEL, CLERK
BOARD OF SUPERVISORS

BY 
DEPUTY

Exhibit "A"

LEGAL DESCRIPTION

All of that 60-feet wide public road right-of-way of McKenzie Avenue, from the west right-of-way line of Cornelia Avenue, continues westerly approximately 2460-feet to the west limit line of Record of Survey Bk. 45, Pgs. 97-98. Located in Section 3, Township 14 South, Range 19 East, Mount Diablo Base and Meridian.

Containing 2.83 acres, more or less.

RESERVING THEREFROM:

For the benefit of **Pacific Gas & Electric Company, Fresno Metropolitan Flood Control District and Fresno Irrigation District** an easement along all of that 60-feet wide vacated right-of-way, and the right at any time or from time to time, as necessary, pursuant to the provisions of California Streets and Highways Code Section 8340, to construct, maintain, operate, replace, and remove pipelines, transmission lines, valves, manholes, cables, wires, conductors, poles, and other convenient structures, equipment and fixtures for the transportation or distribution of electric energy, gas, natural gas, and communications facilities, including access and the right to keep the property free from inflammable materials and wood growth, and to prevent any building or structure near the facilities and otherwise to protect the same from all hazards in, upon, over and across above described parcel.