

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

IN THE MATTER OF THE VACATION )  
OF RIVERSIDE AVENUE PUBLIC ROAD ) ORDER OF SUMMARY VACATION  
RIGHT-OF-WAY )  
VACATION APPLICATION NO. V17-03 )

WHEREAS, the matter of Summary Vacation of public right-of-way of Riverside Avenue from Mountain View Avenue, continue northerly approximately 1604-feet, came regularly before the Fresno County Board of Supervisors this 10<sup>th</sup> day of September, 2019; and

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

(1) Find that the vacation application is determined to meet the criteria for Summary Vacation pursuant to Section 8331 of Chapter 4 of Part 3 of Division 9 of the Streets and Highways Code.

(2) Direct that a map showing the area to be vacated has been placed on file with the Clerk of the Board of Supervisors, said area to be summarily vacated being more particularly described in Exhibit A attached hereto and made part thereof.

(3) Find that the right-of-way is unnecessary for the development of non-motorized transportation pursuant to Section 892 of the Streets and Highways Code.

(4) Find that the proposed Vacation is consistent with the General Plan adopted by the County of Fresno.

(5) Order that the right-of-way described in Exhibit "A" is vacated such that it no longer constitutes public right-of-way.

(6) Public convenience and necessity require reservations and exceptions of easement rights-of-way for Pacific Gas and Electric Company's gas and electric utility facilities. As a result, and upon request of Pacific Gas and Electric Company, there is hereby reserved and excepted from the vacation of Riverside Avenue the following easement and rights of way as described herein:

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1 (a). RESERVING therefrom pursuant to the provisions of Section 8340 of the  
2 Streets and Highways Code and for the benefit of Pacific Gas and Electric Company, the  
3 permanent easement and the right at anytime to construct, reconstruct, maintain,  
4 operate, replace, remove, repair, renew and enlarge lines of pipes, conduits, cables,  
5 wires, poles, electrical conductors, and other equipment, fixtures and appurtenances for  
6 the operation of electric, gas, and communication facilities, including access, and also  
7 the rights to trim and cut down trees and brush that may be a hazard to the facilities;  
8 said area shall be kept open and free of buildings, structures, and wells of any kind. The  
9 foregoing easement includes, but is not limited to, gas mains and services and electric  
10 lines and services.

11 (7) Direct that the Clerk of the Board of Supervisors record this Resolution in accordance  
12 with Section 8336 of Chapter 4 Part 3 Division 9 of the Streets and Highways Code.

13 NOW, THEREFORE, adopting and approving the above said recommended action of  
14 the Department of Public Works and Planning and upon motion duly made, seconded and  
15 carried.

16 IT IS SO ORDERED that the above described right-of-way be SUMMARILY VACATED.

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1 THE FOREGOING, was passed and adopted by the following vote of the Board of  
2 Supervisors of the County of Fresno this 10th day of September 2019, to wit;

3 AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero

4 NOES: None

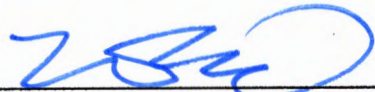
5 ABSENT: None

6 ABSTAINED: None

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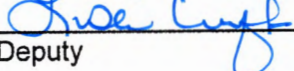
  
Nathan Magsig, Chairman of the Board  
of Supervisors of the County of Fresno

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12 **ATTEST:**  
Bernice E. Seidel  
Clerk of the Board of Supervisors  
13 County of Fresno, State of California

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15 By   
Deputy

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**VACATION – Riverside Avenue from  
Mt. View Ave. to San Luis Canal**

**Exhibit “A”**

That portion of the South Half of Section 10, Township 16 South, Range 14 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, described as follows:

BEGINNING at a point at the intersection of the West Right of Way line of Riverside Avenue and the North Right of Way line of Mt. View Avenue, that point being the Southeast corner of Lot 24 of CALIFORNIA LAND INVESTMENT COMPANY TRACT No. 1, in the County of Fresno, State of California, Recorded May 8, 1912, in Book 7 of Record of Surveys at Page 49, F.C.R., said point being the TRUE POINT OF BEGINNING; thence,

- 1) Along the North Right of Way line of Mt. View Avenue, South 89°37'00" East, a distance of 60.00 feet more or less to a point on the East Right of Way line of Riverside Avenue; thence,
- 2) Leaving said North Right of Way line, North 00°03'00" East, a distance of 1575.25 feet more or less to a point on the South Right of way line of the San Luis Canal as described in Documen No. 2015-0027923-00 of Fresno County Records; thence,
- 3) Along the South Right of Way line of the San Luis Canal, North 63°58'00" West, a distance of 66.68 feet more or less to a point on the West Right of Way line of Riverside Avenue; thence
- 4) South 00°03'00" West, a distance of 1604.14 feet more or less to the TRUE POINT OF BEGINNING.

Containing 2.190 acres of land, more or less.

RESERVING therefrom pursuant to the provisions of Section 8340 of the Streets and Highways Code and for the benefit of **Pacific Gas and Electric Company**, the permanent easement and the right at anytime to construct, reconstruct, maintain, operate, replace, remove, repair, renew and enlarge lines of pipes, conduits, cables, wires, poles, electrical conductors, and other equipment, fixtures and appurtenances for the operation of electric, gas, and communication facilities, including access, and also the rights to trim and cut down trees and brush that may be a hazard to the facilities; said area shall be kept open and free of buildings, structures and wells of any kind.