

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

IN THE MATTER OF:)	RESOLUTION OF INTENTION
VACATION OF SKY HARBOUR ROAD)	AND NOTICE OF HEARING
PUBLIC ROAD RIGHT OF WAY)	
<u>VACATION APPLICATION NO. V18-01</u>)	

WHEREAS, the Director of the Department of Public Works and Planning informs this Board that an application by Table Mountain Rancheria has been received to vacate a portion of the public road right-of-way of Sky Harbour Road north of Millerton Road measuring approximately 1,445 feet long with width varying from 45 feet to 2 feet, Vacation Application No. V18-01; and

WHEREAS, the Department of Public Works and Planning reports that this vacation request has been studied by the Department of Public Works and Planning; and

WHEREAS, the Department of Public Works and Planning reviewed the General Plan and the proposed vacation, including the location, purpose, and extent of such proposed vacation, and reported in the Agenda Item for October 22, 2019, that the proposed vacation is consistent and in conformance with the General Plan; and

WHEREAS, the Department of Public Works and Planning recommends the following:

(1) That the Board of Supervisors declares its intent to hold a hearing pursuant to Chapter 3 of Part 3 of Division 9 of the Streets and Highways Code, collectively the Vacation Laws, for the proposed vacation of the right-of way more particularly described in Exhibits A and B and shown on Exhibit B.

(2) That the vacation procedure be conducted under the Vacation Laws.

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

(4) That the Board of Supervisors consider the Director of Public Works and Planning's Report and make a finding that the proposed vacation is consistent and in conformity with the General Plan, pursuant to Government Code section 65402, subdivision (a).

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,

1 a notice of intent to vacate, and direct the Department of Public Works and Planning to post notice of
2 the same, pursuant to the Vacation Laws.

3 (3) Set the public hearing to consider vacation of said right-of-way for the hour of 9:00 a.m. on
4 November 19, 2019 in the Chambers of the Board of Supervisors, Room 301, Hall of Records, Tulare
5 and "M" Streets, Fresno, California.

6 (4) Consider the Public Works Director's Report on the proposed vacation and make a
7 determination whether it is consistent and in conformity with the General Plan, pursuant to Government
8 Code section 65402, subdivision (a).

9 THE FOREGOING, was passed and adopted by the following vote of the Board of Supervisors
10 of the County of Fresno this 22nd day of October 2019, to wit:

11
12 AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero

13 NOES: None

14 ABSENT: None

15 ABSTAINED: None

16
17
18 

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

21 **ATTEST:**
22 Bernice E. Seidel
23 Clerk of the Board of Supervisors
County of Fresno, State of California

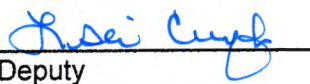
24 By 
25 Deputy

EXHIBIT A

A PORTION OF SKY HARBOUR ROAD TO BE ABANDONED

Portions of Lots 1, 9 and 10, of Tract No. 1833, filed in Volume 20 of Plats, at Page 58, Fresno County Records, being a portion of Section 11, T. 11 S., R. 21 E., M.D.B.& M., described as follows:

Beginning at the northwest corner of Lot 21, of said Tract, being on the west line of the east half of the southeast quarter of said section;

Thence along said west line of Lots 1, 9 and 10, and the west line of the east half of the southeast quarter of said section North 1°52'42" East, a distance of 1445.59 feet to northwest corner of Lot 1 and the northwest corner of the east half of the southeast quarter of said section;

Thence along the north line of the east half of the southeast quarter of said section South 88°03'01" East, a distance of 2.02 feet;

Thence South 1°07'21" East, a distance of 474.41 feet;

Thence South 2°02'04" East, a distance of 579.33 feet;

Thence South 2°17'50" West, a distance of 390.25 feet to the northeast corner said Lot 21;

Thence along the north line of said lot, a distance of 45.00 feet to the POINT OF BEGINNING

Area: 36820 Square Feet / 0.85 Acres

RESERVING THEREFROM:

Pursuant to the provisions of Section 8340 of the Streets and Highways Code, for the benefits of Pacific Gas and Electric Company, Ponderosa Telephone Company, and Comcast, the easement and right at any time, or from time to time, to construct, maintain, operate, replace, remove, and renew sanitary sewers and storm drains and appurtenant structures in, upon, over, and across a street or highway proposed to be vacated and, pursuant to any existing franchise or renewals thereof, or otherwise, to construct, maintain, operate, replace, remove, renew, and enlarge lines of pipe, conduits, cables, wires, poles, and other convenient structures, equipment, and fixtures for the operation of gas pipelines, telegraphic and telephone lines, railroad lines, and for the transportation or distribution of electric energy, petroleum and its products, ammonia, and water, and for incidental purposes, including access to protect these works from all hazards in, upon, and over the street or highway proposed to be vacated

EXHIBIT "B"

THE NW CORNER OF THE E 1/2 OF THE SE 1/4 OF SECTION 11, T. 11 S., R. 21 E., M.D.B. & M. AND THE NW CORNER OF LOT 1, OF TRACT NO. 1833
FOUND 1" IRON PIPE, UP 12", BRASS TAG LS 6834

NORTH LINE OF THE SE 1/4 OF SECTION 11, T. 11 S., R. 21 E., M.D.B. & M. AND THE NORTH LINE OF LOT 1, OF TRACT NO. 1833

DETAIL
SCALE 1" = 1'

NORTH LINE OF THE SE 1/4 OF SECTION 11, T. 11 S., R. 21 E., M.D.B. & M. AND THE NORTH LINE OF LOT 1, OF TRACT NO. 1833

S88°03'01"E 2.02'

(N88°32'18"W 180.00')

88.80'

89.00'

N1°07'21"E 477.41'

DEEDS BOOK 5162 PAGE 505, O.R.F.C.

79.19'

79.19'

(S2°59'12"W 478.49')

579.33'

S2°02'04"E 579.33'

(N1°23'35"E 1445.49')

N1°52'42"E 1445.59'

579.33'

(S6°08'37"W 579.33')

579.33'

(S1°48'43"W 508.85')

390.25'

S2°17'50"W 390.25'

DEEDS BOOK 5162 PAGE 609, O.R.F.C.

35.43'

35.43'

45.00'

N88°07'18"W 45.00'

1077.89'

S1°52'42"W 1077.89'

DEEDS BOOK 5162 PAGE 602, O.R.F.C.

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CENTERLINE STRIPING AT CTR. OF RIGHT-OF-WAY

CENTERLINE STRIPING AT 8.1' W. OF CTR. OF RIGHT-OF-WAY

DEEDS BOOK 5162 PAGE 602, O.R.F.C.

LEGEND:

(...) RECORD DATA PER UNRECORDED MAP OF SURVEY BY FRED N. RABE, LS 2931, DATED MARCH 1973, FOR MR. AND MRS. FORRESTER

INDICATES AREA TO BE ABANDONED BY FRESNO COUNTY

AREA TO BE ABANDONED : 36820 S.F., 0.85 ACRES

BASE OF BEARING:

CA STATE PLANE ZONE 4 COORDINATE SYSTEM NAD83, DETERMINED BY GPS OBSERVATION

PREPARED BY:



DALE G. MELL

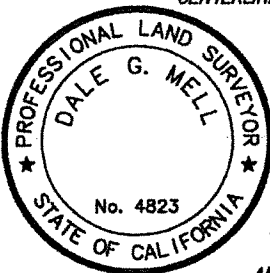
& ASSOCIATES

ENGINEERING & SURVEYING SERVICES

2090 NORTH WINERY AVENUE, FRESNO, CALIFORNIA 93703
(559) 292-4046 * FAX 251-9220 * EMAIL: STAFF@DALEMELL.COM

BY: **COURTR-05/13/19**

DMA CADFILE:19-500EX01



NW CORNER OF LOT 21, OF TRACT NO. 1833, AND POINT OF BEGINNING

CENTERLINE STRIPING AT 1.2' W. OF CTR. OF RIGHT-OF-WAY

N88°07'18"W 45.00'

SW CORNER OF THE E 1/2 OF THE SE 1/4 OF SECTION 11, T. 11 S., R. 21 E., M.D.B. & M. FOUND 3/4" IRON PIPE, DOWN 5", PLASTIC PLUG TAGGED LS 7096

MILLERTON ROAD

COUNTY OF FRESNO
DEPARTMENT OF PUBLIC WORKS

PORTION OF SKY HARBOUR ROAD PROPOSED TO BE ABANDONED BY FRESNO COUNTY

PROJ. NO. _____ CO. _____
FUND NO. _____ RES. TYPE _____
ORG. NO. _____

DR. BY: B. COURTRIGHT
CH. BY: _____
DATE: 5/13/19
SCALE: AS SHOWN

SHEET NO. 1
OF 1 SHEETS