

TO: James L. App, City Manager

FROM: Robert A. Lata, Community Development Director

SUBJECT: Street Abandonment 04-007 (Sylvester)
Portion of Kleck Road

DATE: February 15, 2005

Needs: For the City Council to consider adopting a "Resolution of Intent" to abandon an unimproved variable width portion of Kleck Road right-of-way between approximately 200 feet north of Windsong Way as shown on the attached exhibit "A".

Facts:

1. The Planning Commission at their meeting of January 11, 2005, in a unanimous decision, recommended approval of the abandonment request.
2. The abandonment request was submitted by Steve Sylvester. The purpose of the request is to expand residential use of the abandoned area.

**Analysis
and**

Conclusion The request was found to be consistent with the Streets and Highway Code and the City's General Plan. Emergency Services Staff has not raised any concerns regarding the proposed abandonment.

The Streets and Utility Committee has recommended approval. The Planning Commission has recommended approval of the proposed street abandonment.

Policy

Reference: Streets and Highway Code

Fiscal

Impact: None

Options:

- a. Adopt Resolution of Intent No. 05-xx abandoning a portion of Kleck Road right-of-way roughly 200 feet north of Windsong Way as shown on Exhibit "A" and setting March 15, 2005, in the Paso Robles City Hall, 1000 Spring Street, for public hearing for all persons interested or having objection to the proposed closing.
- b. Amend, modify or reject the above option.

Attachments: (3)

1. Resolution of Intent
2. Exhibit "A"
3. Mail and News Noticing Affidavits

RESOLUTION NO. 05-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
PROVIDING NOTICE OF INTENTION FOR VACATING AN UNIMPROVED PORTION
OF KLECK ROAD AND GIVING NOTICE OF A TIME AND PLACE FOR A PUBLIC HEARING
(SYLVESTER)

WHEREAS, the Street and Utilities Committee has recommended approval; and

WHEREAS, the Planning Commission at their meeting of January 11, 2005 recommended approval of the abandonment request; and

WHEREAS, the abandonment request was submitted by the applicant to expand the residential uses of the adjacent properties; and

WHEREAS, the City Council determines that the abandonment and vacation of the variable width portion of Kleck Road right-of-way, more specifically described as: See Exhibit "A", that from all evidence submitted is unnecessary for present or prospective public use.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the above findings are true and correct.
2. That it is the intention of the City Council of the City of Paso Robles to close and vacate a variable width portion of Kleck Road right-of-way more particularly described as:
SEE EXHIBIT "A"
3. For further particulars as to the proposed vacation, reference is thereby made to a map and plan now on file in the office of the City Clerk of the City of Paso Robles.
4. That March 15, 2005, at the hour of 7:30 P. M., on said date in the Paso Robles City Hall, 1000 Spring Street, Paso Robles, California, is the time and place set forth for hearing all persons interested or having objection to the proposed closing.
5. That the City Engineer of the City of Paso Robles be and is hereby directed to cause a copy of this Resolution of Intention to be published fifteen (15) days prior to the date set herein for hearing in a newspaper of general circulation, published and circulated in the City of Paso Robles, California.
6. The City Engineer of the City of Paso Robles be and is hereby directed to cause a notice of the passage of this Resolution of Intention and the time and place for hearing hereon by conspicuously posting notices thereof along the line of the right-of-way to be vacated.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 15th day of February 2005 by the following vote:

AYES:

NOES:

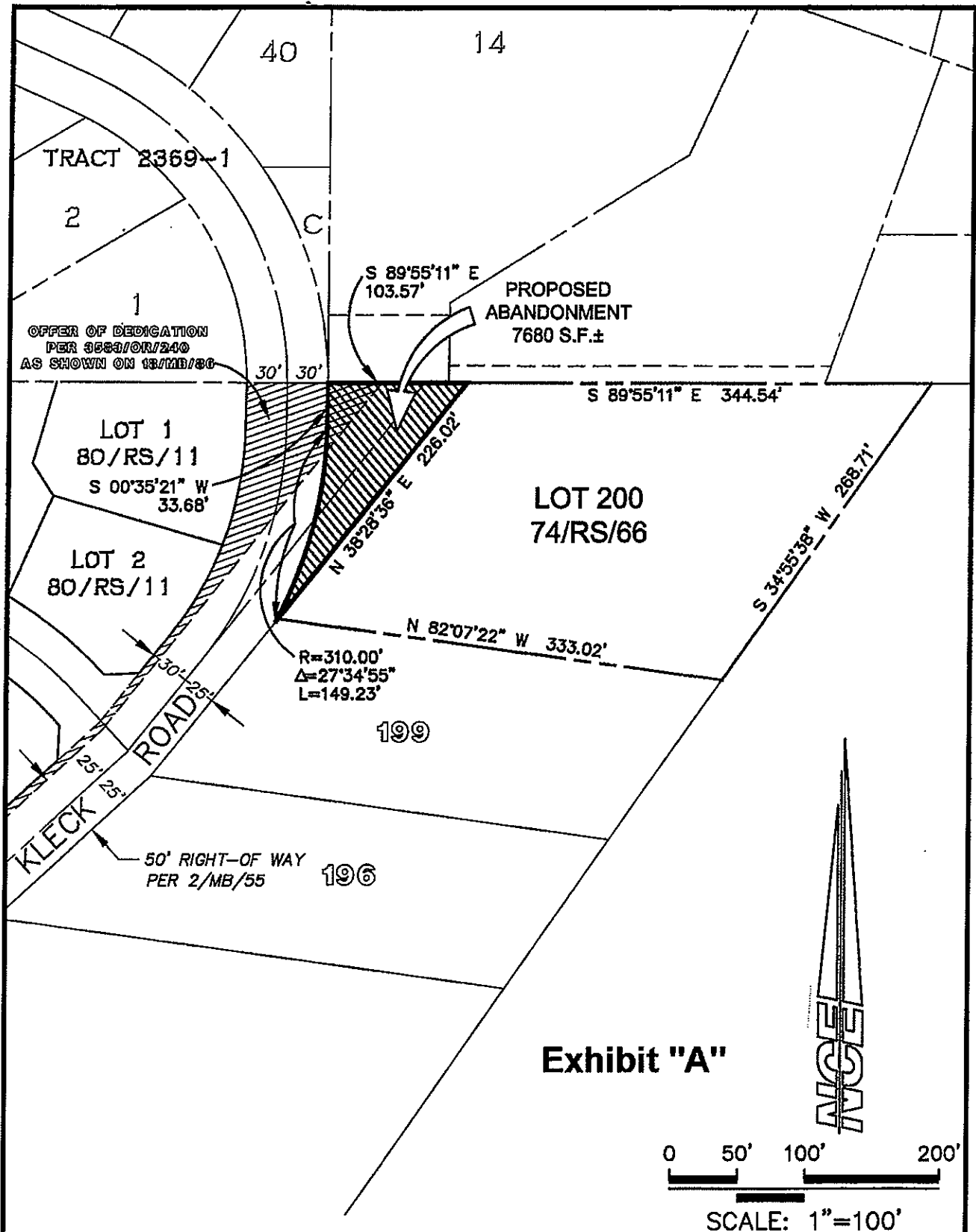
ABSTAIN:

ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk



NCE NORTH COAST ENGINEERING INC.
CIVIL ENGINEERING • LAND SURVEYING • PROJECT DEVELOPMENT

725 Creston Road Suite B
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805-239-3127
805-927-8651

EXHIBIT MAP

OF LOT 200 OF ASSOCIATED ALMOND GROWERS
ORCHARD BUNGALOW TRACT, RECORDED IN BOOK
2 OF MAPS, AT PAGE 55, AND ADJACENT KLECK
ROAD, IN THE CITY OF PASO ROBLES, COUNTY OF
SAN LUIS OBISPO, STATE OF CALIFORNIA.

PROOF OF PUBLICATION

LEGAL NEWSPAPER NOTICES

PLANNING COMMISSION/CITY COUNCIL PROJECT NOTICING

Newspaper: Tribune

Date of Publication: December 29, 2004

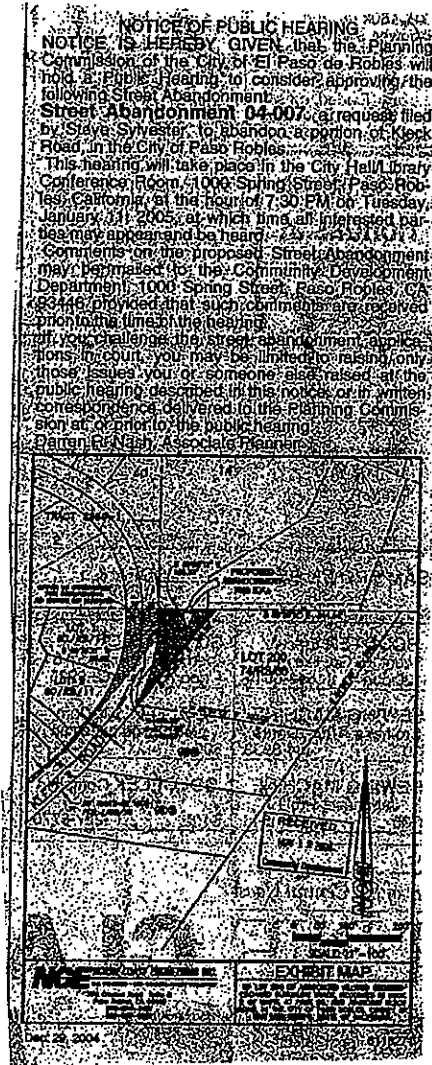
Meeting Date: January 25, 2004
(Planning Commission)

Project: Street Abandonment 04-007
(Kleck Rd.- Sylvester)

I, Darren Nash, employee of the Community
Development Department, Planning Division, of the City
of El Paso de Robles, do hereby certify that this notice is
a true copy of a published legal newspaper notice for the
above named project.

Signed: 
Darren Nash

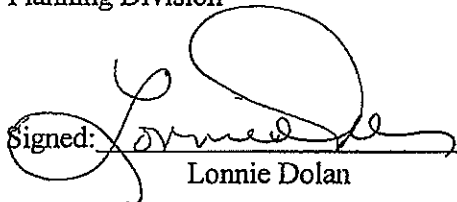
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AFFIDAVIT
OF MAIL NOTICES
PLANNING COMMISSION/CITY COUNCIL PROJECT NOTICING

I, Lonnie Dolan, employee of the City of El Paso de Robles, California, do hereby certify that the mail notices have been processed as required for Street Abandonment 04-007 (Sylvester) on this 28th day of December, 2004.

City of El Paso de Robles
Community Development Department
Planning Division

Signed: 
Lonnie Dolan