

RESOLUTION NO. 06-0055

A RESOLUTION OF THE PLANNING COMMISSION
OF THE CITY OF EL PASO DE ROBLES
TO MAKE FINDINGS THAT THE STREET ABANDONMENT
IS CONSISTENT WITH THE GENERAL PLAN
STREET ABANDONMENT 06-001
(LARRACHE LAND CO.)
APN: 008-081-013

WHEREAS, Street Abandonment 06-001 has been filed by McCarthy Engineering on behalf of Larrache Land Company; and

WHEREAS, the request is to abandon a portion of 28th Street and 30th Street between Riverside Avenue and the railroad tracks; and

WHEREAS, the State of California Streets and Highways Code prescribes the conditions and findings by which a Municipality must contemplate street right of way abandonment; and

WHEREAS, the Streets and Highway Code requires that certain specific findings be made that the abandonment is consistent with the General Plan; and

WHEREAS, the Streets and Highway Code requires that certain specific findings be made related to the demonstration that there is a public advantage and finding of convenience and public welfare arising from the abandonment of the right of way; and

WHEREAS, public hearings were conducted by the Planning Commission on July 11, 2006, to consider facts as presented in the staff report prepared for this abandonment request, and to accept public testimony regarding the application; and

WHEREAS, based upon the facts and analysis presented in the staff report, public testimony received, the Planning Commission finds that:

1. There is sufficient documentation at this time to demonstrate that there is no longer a need to utilize this right of way for a full-width public street now and in the future, and
2. There is sufficient documentation at this time to demonstrate that there is no less of a public advantage which would arise from the right of way abandonment request, and
3. There is sufficient documentation to determine that the abandonment of the portions of 28th and 30th Streets between Riverside Avenue and the railroad tracks would be consistent with the General Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Commission of the City of El Paso de Robles, does hereby find that the abandonment consistent with the General Plan and recommends that the City Council approve Street Abandonment 06-001.

PASSED AND ADOPTED THIS 11th day of July, 2006 by the following Roll Call Vote:

AYES: Johnson, Holstine, Flynn, Menath, Hamon, Steinbeck

NOES: None

ABSENT: Withers

ABSTAIN: None

CHAIRMAN, JOHN HAMON

ATTEST:

RON WHISENAND, SECRETARY OF THE PLANNING COMMISSION

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