

RESOLUTION NO. 16-032

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF PASO ROBLES
RECOMMENDING THAT THE CITY COUNCIL APPROVE
VACATING A PORTION OF UNUSED RIGHT-OF-WAY OF TUCKER AVENUE

WHEREAS, Tucker Avenue, east of Trigo Lane is bordered by properties owned by the Diocese of Monterey on both sides and at its eastern terminus; and

WHEREAS, said portion of Tucker Avenue, used exclusively by the Diocese of Monterey, is not specifically shown in the Circulation Element of the General Plan; and

WHEREAS, Section 65402(a) of the Government Code provides that "...no street shall be vacated or abandoned, ... if the adopted general plan or part thereof applies thereto, until the location, purpose and extent of such... street vacation or abandonment... has been submitted to and reported upon by the planning agency as to conformity with said adopted general plan or part thereof"; and

WHEREAS, the Planning Commission finds consistent with the Land Use and Circulation Elements of the General Plan, that the Tucker Avenue right-of-way east of Trigo Lane is an excess right-of-way not required for existing or future street purposes; and

WHEREAS, the Tucker Avenue right-of-way east of Trigo Lane lies within property of one ownership and does not continue through such ownership or end touching property of another; and

WHEREAS, pursuant to Streets and Highways Code 8334, this portion of street right-of-way may be considered for summary vacation; and

Now Therefore, based on the staff report, staff presentation and having heard all evidence offered by any person interested in the proposed vacation, the Planning Commission recommends that the City Council of the City of El Paso de Robles make the necessary findings that the portion of street right-of-way described in Exhibits "A" and "B" attached to this Resolution, is unnecessary for present or prospective public use, and take the necessary steps to approve the summary vacation, subject to the installation of public improvements as shown on Exhibit "C".

PASSED AND ADOPTED THIS 14th day of June 2016 by the following roll call vote:

AYES: Commissioners Burgett, Barth, Rollins, Agredano and Donaldson

NOES: None

ABSENT: Commissioner Davis

ABSTAIN: Commissioner Brennan



BOB ROLLINS, CHAIRMAN

ATTEST:



WARREN FRACE, PLANNING COMMISSION SECRETARY

Exhibits:

A – Legal Description

B – Street Abandonment Exhibit

C – Proposed Improvement Exhibit

EXHIBIT A
LEGAL DESCRIPTION

That portion of Tucker Avenue, a sixty (60) foot wide road in Tract 68, in the City of Paso Robles, County of San Luis Obispo, State of California, according to the map filed in Book 5 of Maps at page 87, in the office of the County Recorder of said County, described as follows:

Commencing at the most easterly centerline intersection of Tucker Avenue and Trigo Lane of said map as evidenced by a spike as shown on the Record of Survey filed in Book 9 of Licensed Surveys at page 12, Records of said County; thence South 50°30'00" East, along the centerline of said Tucker Avenue, 25.00 feet to the **true point of beginning**;

1. Thence N 28° 32' 30" E 63.45 feet to a point on a non-tangent curve concave northeasterly having a radius of 45.00 feet, a radial line to said point bears N66°34'00"W;
2. Thence southerly along the arc of said curve through a central angle of 73°36'00", an arc distance of 57.81 feet;
3. Thence parallel with said centerline of said Tucker Avenue, South 50°30'00" East, 24.90 feet to the southerly most corner of Lot 2 of Block 9 of said Tract 68;
4. Thence South 02°28'47" East, along the easterly end of said Tucker Avenue and the easterly line of Said Tract 68, a distance of 80.72 feet to the easterly most corner of Lot 1 of Block 6 of said Tract 68;
5. Thence parallel with said centerline of said Tucker Avenue, North 50°30'00" West, along the northeasterly line of said Lot 1 a distance of 90.00 feet to the beginning of a tangent curve concave southerly having a radius of 20.00 feet;
6. Thence northwesterly along the arc of said curve through a central angle of 90°00'00", an arc distance of 31.42 feet; to a point on the southeasterly right-of-way line of Trigo Lane (50 foot wide -25 foot half width) of said Tract 68;
7. Thence parallel with said centerline of said Trigo Lane, North 39°30'00" East, 50.00 feet to the **true point of beginning**.

The above described land, containing 5,420 square feet, more or less, is graphically shown on Exhibit "B" attached hereto and made a part hereof.

* * *

END DESCRIPTION

SURVEYOR'S STATEMENT

This legal description was prepared by me or under my direction in conformance with the requirements of the Land Surveyor's Act.

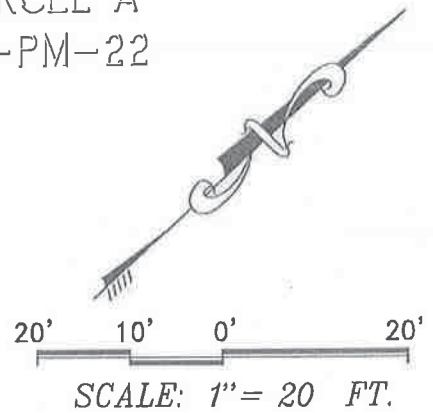
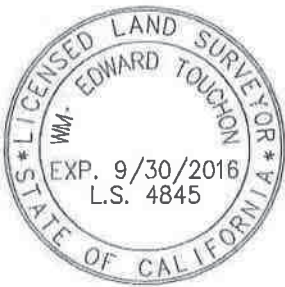
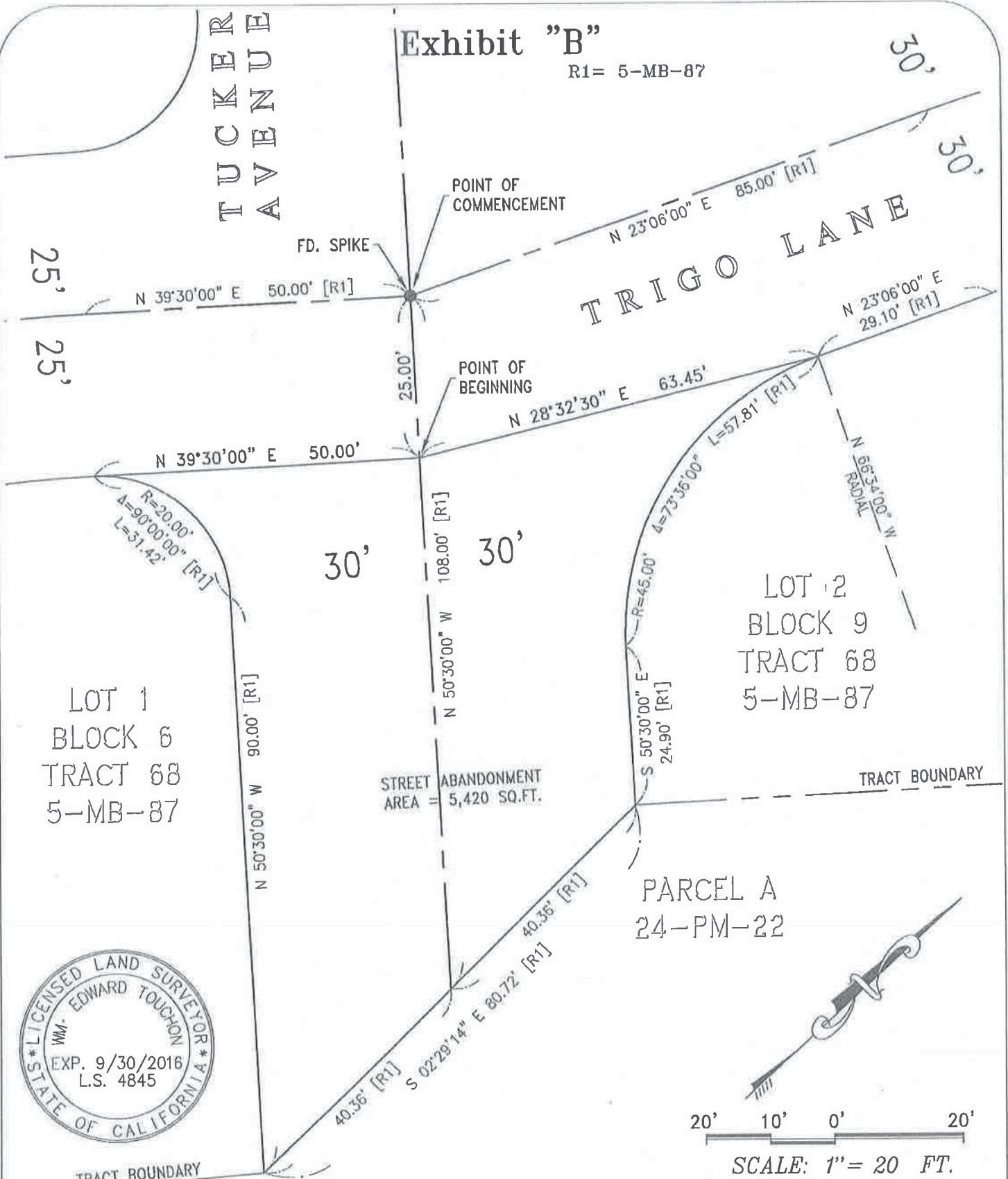

Wm. E. Touchon, P.L.S. 4845

November 13, 2015
Date



Exhibit "B"

R1= 5-MB-87



Wm. E. Touchon 11-13-2015
 WM. E. TOUCHON L.S. 4845 DATE
 (LICENSE EXPIRES 09/30/2016)

TWIN CITIES SURVEYING INC.
 TEMPLETON, CALIFORNIA
 JN 00000

PROPOSED IMPROVEMENTS TO TUCKER AVENUE EAST OF TRIGO LANE

