

**RECORD WITHOUT FEE PURSUANT
TO GOV'T CODE SECTION 6103**

Recording Requested by:

Office of the City Attorney
City of Santa Clara, California

When Recorded, Mail to:

Office of the City Clerk
City of Santa Clara
1500 Warburton Avenue
Santa Clara, CA 95050

Form per Gov't Code Section 27361.6

[SPACE ABOVE THIS LINE FOR RECORDER'S USE]

RESOLUTION NO. 19-8699

**A RESOLUTION OF THE CITY OF SANTA CLARA,
CALIFORNIA, ORDERING THE VACATION OF THE
ELECTRIC EASEMENTS, WIRE CLEARANCE EASEMENTS,
UNDERGROUND ELECTRIC EASEMENTS, OVERHEAD
ELECTRIC EASEMENT, SIDEWALK EASEMENT, AND
PUBLIC UTILITY EASEMENTS AT LAWRENCE STATION
AREA SUMMERHILL DEVELOPMENT [VICINITY OF APN
216-34-005,-036,-041,-045,-046,-047,-051,-066,-069,-070,-072,-
073,-074 AND -075 (2017-18)]**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, the City of Santa Clara currently possesses the Electric, Wire Clearance, Underground Electric, Overhead Electric, Sidewalk, and Public Utility Easements described in Exhibit A and B, which Exhibits are incorporated herein by reference. Said Easements were dedicated by those certain documents as mentioned in said Exhibits, and,

WHEREAS, pursuant to Section 8333 of the California Streets and Highways Code, the City Council "may summarily vacate a public service easement" in any of the following cases:

(a) The easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation.

(b) The date of dedication or acquisition is less than five years, and more than one year, immediately preceding the proposed vacation, and the easement was not used continuously since that date.

(c) The easement has been superseded by relocation, or determined to be excess by the easement holder, and there are no other public facilities located within the easement.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That Electric, Wire Clearance, Underground Electric, Overhead Electric, Sidewalk, and Public Utility Easements described in Exhibits A and B have been superseded by relocation, or determined to be excess by the easement holders, and there are no other public facilities located within the easements.
2. That Electric, Wire Clearance, Underground Electric, Overhead Electric, Sidewalk, and Public Utility Easements described in said Exhibits in the City are hereby vacated pursuant to California Streets and Highways Code Section 8333.
3. That the vacation hereby releases all easement rights and interest of the City referred in said Exhibits to the current property owner(s).
4. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 23RD DAY OF APRIL, 2019, BY THE FOLLOWING VOTE:

AYES:	COUNCILORS:	Chahal, Davis, Hardy, Mahan, O'Neill and Watanabe and Mayor Gillmor
NOES:	COUNCILORS:	None
ABSENT:	COUNCILORS:	None
ABSTAINED:	COUNCILORS:	None

ATTEST:


NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:
1. Exhibits A and B



February 13, 2019
HMH 4376.00.271
Page 1 of 3

EXHIBIT "A"
EASEMENT VACATION:
ELECTRIC, WIRE CLEARANCE, UNDERGROUND ELECTRIC,
OVERHEAD ELECTRIC, SIDEWALK & PUBLIC UTILITIES

Book 9697-OR-495

Being all of that parcel of land described in the Electric Easement recorded February 9, 1972, in Book 9697 of Official Records, page 495, Santa Clara County Records.

Book H092-OR-641

Being all of that parcel of land described in the Electric Utility Easement: Underground recorded October 20, 1982, in Book H092 of Official Records, page 641, Santa Clara County Records.

Book 0673-OR-732

Being all of that parcel of land described in the Electric Easement: Underground recorded December 5, 1973, in Book 0673 of Official Records, page 732, Santa Clara County Records.

Book 8689-OR-192

Being all of that parcel of land described in the Wire Clearance Easement recorded October 1, 1969, in Book 8689 of Official Records, page 192, Santa Clara County Records.

Book 8687-OR-716

Being all of Parcel A (Electric Easement) and Parcel B (Wire Clearance Easement) described in the Electric Easement recorded September 30, 1969, in Book 8687 of Official Records, page 716, Santa Clara County Records.

Book 8575-OR-346

Parcel A

Being all of Parcels 1, 2 and 4 described in the Electric Easement recorded June 19, 1969, in Book 8575 of Official Records, page 346, Santa Clara County Records.

Parcel B

Being a portion of Parcel 3 described in the Electric Easement recorded June 19, 1969, in Book 8575 of Official Records, page 346, Santa Clara County Records, and being more particularly described as follows:

BEGINNING at the southwesterly corner of Lot C as shown on that certain Map of Tract 10400 filed for record on December 21, 2017, in Book 910 of Maps, page 27, Santa Clara County Records, also being on the northerly line of Kifer Road;
Thence along the said northerly line, South 89°52'20" East, 3.88 feet, to the easterly line of said Parcel 3;

Thence along said easterly line and the southerly, westerly, northerly and the easterly lines of said Parcel 3 the following five courses:

1. Thence South 00°07'40" West, 1.27 feet
2. Thence North 89°52'20" West, 10.02 feet;
3. Thence North 00°51'31" East, 801.22 feet;
4. Thence South 89°40'37" East, 10.00 feet;
5. Thence South 00°51'31" West, 532.80 feet, to the northerly line of said Lot C;

Thence along said northerly line and the westerly line of said Lot C the following two courses:

1. Thence North 89°08'50" West, 3.91 feet;
2. Thence South 00°51'10" West, 267.16 feet, to the POINT OF BEGINNING.

Containing 6,971 square feet or 0.16 acres, more or less.

Book 9697-OR-490

Being all of that parcel of land described in the Electric Easement recorded February 9, 1972, in Book 9697 of Official Records, page 490, Santa Clara County Records.

PM 414-M-44

Being all of that Overhead Electric Easement as shown that certain Parcel Map filed for record on March 15, 1978, in Book 414 of Maps, page 44, Santa Clara County Records.

Book 9484-OR-309

Being all of that parcel of land described in the Electric Easement recorded August 30, 1971, in Book 9484 of Official Records, page 309, Santa Clara County Records.

Book 1432-OR-285

Being all of that parcel of land described in the Electric Utility Easement: Underground recorded April 4, 1984, in Book 1432 of Official Records, page 285, Santa Clara County Records.

Book 9276-OR-618

Being all of Parcel B described in the Electric Easement recorded April 1, 1971, in Book 9276 of Official Records, page 618, Santa Clara County Records.

Doc 15090695

Being all of that parcel of land described in the Sidewalk Easement recorded December 14, 1999, in Document No. 15090695 of Official Records, Santa Clara County Records.

Book G043-OR-275

Being all of that parcel of land described in the Electric Utility Easement: Underground recorded April 23, 1981, in Book G043 of Official Records, page 275, Santa Clara County Records.

Book J055-OR-44

Being all of that parcel of land described in the Electric Utility Easement: Underground recorded November 20, 1984, in Book J055 of Official Records, page 44, Santa Clara County Records.

Book 9062-OR-546

Being all of that parcel of land described in the Electric Easement recorded September 22, 1970, in Book 9062 of Official Records, page 546, Santa Clara County Records.

Doc 14652149

Being all of that parcel of land described in the Electric Utility Easement: Underground recorded February 11, 1999, in Document No. 14652149 of Official Records, Santa Clara County Records.

Book 8706-OR-485

Being the west half of that portion of land reserved for a public utility easement by Resolution No. 2418, vacating a portion of Copper Road, executed by the City Council of the City of Santa Clara, recorded in Book 8706 of Official Records, page 485, Santa Clara County Records.

As shown on plat attached hereto and made a part hereof as Exhibit "B".



NOTE: SEE TRACT 10400
(910-M-27) & SHEET 3
OF 3 FOR NEW PROPERTY
LINE CONFIGURATION.

LAWRENCE EXPRESWAY

RYDER STREET

PARCEL A
259-M-46
APN 216-34-036
(2017-18)

PARCEL A
ELEC ESMT (PCL.2)
8575-OR-346

WIRE CLEARANCE ESMT
8687-OR-716

ELEC ESMT
8687-OR-716

WIRE CLEARANCE ESMT
8689-OR-192

PARCEL TWO
324-M-34
APN 216-34-051
(2017-18)

UGEE
0673-OR-732

PARCEL ONE
324-M-34
APN 216-34-073
(2017-18)

UGEE
H092-OR-641
ELEC ESMT
9697-OR-495

0 50 100
1 IN. = 100 FT.

PARCEL D
261-M-48
APN 216-34-041
(2017-18)

PARCEL B
ELEC ESMT (PCL.3)
(PORTION)
8575-OR-346
SEE SHEET 3

OVERHEAD
ELEC ESMT
414-M-44

PARCEL 1
414-M-44
APN 216-34-072
(2017-18)

PARCEL A
ELEC ESMT (PCL.1)
8575-OR-346

PARCEL A
WIRE CLEARANCE
ESMT (PCL.4)
8575-OR-346

PARCEL 2
414-M-44
APN 216-34-066
(2017-18)

ELEC ESMT
9697-OR-490

GORDON AVENUE

VACATED BY DOC 23833434

SEE SHEET 2

KIFER ROAD

SHEET 1 OF 3



Date: 2019-02-13
Designed: AL
Drawn: RF
Checked: TG
Proj. Engr: AL
437600PL06



1570 Oakland Road
San Jose, CA 95131

(408) 487-2200
HMHca.com

EXHIBIT "B"
PLAT TO ACCOMPANY DESCRIPTION:
EASEMENT VACATION

SANTA CLARA

CALIFORNIA
SC19,032

CENTRAL EXPRESSWAY

RYDER STREET

UGEE
1432-OR-285

WESTERLY HALF PUE
8706-OR-485

DOC 22015974
APN 216-34-046
(2017-18)

DOC 22015974
APN 216-34-045
(2017-18)

0 75 150
1 IN. = 150 FT.

NOTE: SEE TRACT 10400
(910-M-27) & SHEET 3
OF 3 FOR NEW PROPERTY
LINE CONFIGURATION.

DOC 22015974
APN 216-34-047
(2017-18)



SEE SHEET 1

COPPER ROAD

VACATED BY DOC 23833434

UGEE
DOC 14652149

ELEC ESMT
9062-OR-546

DOC 22429877
APN 216-34-069
(2017-18)

UGEE
J055-OR-44

UGEE
G043-OR-275

L563-OR-123
APN 216-34-070
(2017-18)

ELEC ESMT
9484-OR-309

UGEE (PCL.B)
9276-OR-618

SWE
DOC 15090695

KIFER ROAD

SHEET 2 OF 3

Date: 2019-02-13

Designed: AL

Drawn: RF

Checked: TG

Proj. Engr: AL

437600PL06



1570 Oakland Road
San Jose, CA 95131

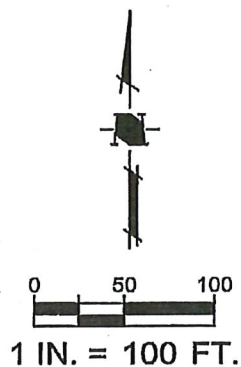
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EXHIBIT "B"
PLAT TO ACCOMPANY DESCRIPTION:
EASEMENT VACATION

SANTA CLARA

CALIFORNIA

SC19.032



RYDER
STREET

S89°40'37"E
10.00'

PARCEL B
ELEC ESMT (PCL.3)
(PORTION)
8575-OR-346

TRACT 10400
910-M-27

TRACT 10400
910-M-27

RAMBLA PLACE
(PRIVATE STREET)

LA RAMBLA AVENUE

N00°51'31"E 801.22'

S00°51'31"W 532.80'

FELIZ ROAD

N89°08'50"W
3.91'

S00°51'10"W 267.16'

LOT C
TRACT 10400
910-M-27
APN 216-59-045
(2018-19)

DETAIL
NTS

S89°52'20"E
3.88'

S00°07'40"W
1.27'

LEGEND

POB

POINT OF BEGINNING

KIFER ROAD

N89°52'20"W
10.02'

SHEET 3 OF 3

Date: 2019-02-13

Designed: AL

Drawn: RF

Checked: TG

Proj. Engr: AL

437600PL06



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San Jose, CA 95131

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EXHIBIT "B"
PLAT TO ACCOMPANY DESCRIPTION:
EASEMENT VACATION

SANTA CLARA

CALIFORNIA

SC19.032