

**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. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF SANTA CLARA,  
CALIFORNIA, ORDERING THE VACATION OF THE  
UNDERGROUND ELECTRIC EASEMENT AT  
3000/3100 TANNERY WAY [APN 216-31-094 (2017-18)]**

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

**WHEREAS**, the City of Santa Clara currently possesses the Underground Electric Easement described in Exhibit A and shown on Exhibit B, which Exhibits are incorporated herein by reference. Said Easement is dedicated by that certain map as mentioned in Exhibit A, against APN 216-31-094 (2017-18), located at 3000/3100 Tannery Way; 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(c) The easement has been superseded by relocation, or determined to be excess by the easement holder, and there are no other public facilities located within the easement.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 That Underground Electric Easement described in Exhibit A and shown on Exhibit B has been superseded by relocation, or determined to be excess by the easement holders, and there are no other public facilities located within the easement.
2. That Underground Electric Easement described in Exhibit A and shown on Exhibit B in the City is 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 Exhibit A and shown on Exhibit B to the current property owner(s).

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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 \_\_\_ DAY OF \_\_\_\_\_, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST:

\_\_\_\_\_  
JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Exhibits A and B

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**EXHIBIT "A"**  
**Legal Description**

**Underground Electrical Easement Vacation**  
**Scott Campus**  
**Santa Clara, California**

All that certain real property situated in the City of Santa Clara, County of Santa Clara, State of California, described as follows:

Being a portion of that certain underground electrical easement as shown on that certain Parcel Map in Book 856, Pages 23 through 26 of Maps, and recorded on October 17, 2012, Records of Santa Clara County, described as follows:

Being a portion of Parcel A, as said Parcel is shown on that certain Parcel Map in Book 906, Pages 7-8 of Maps, and recorded on August 25, 2017, Records of Santa Clara County, more particularly described as follows:

**Beginning** at the northwesterly corner of Parcel A North  $89^{\circ} 33' 03''$  East, 50.88 feet along the northerly boundary of Parcel A;

Thence South  $00^{\circ} 26' 57''$  East, 7.50 feet to the **True Point of Beginning**;

Thence South  $00^{\circ} 26' 57''$  East, 73.81 feet;

Thence North  $89^{\circ} 57' 51''$  East, 12.22 feet;

Thence South  $00^{\circ} 02' 09''$  East, 17.00 feet;

Thence South  $89^{\circ} 57' 51''$  West, 22.10 feet;

Thence North  $00^{\circ} 26' 57''$  West, 90.74 feet;

Thence North  $89^{\circ} 33' 03''$  East, 10.00 feet to the **True Point of Beginning**;

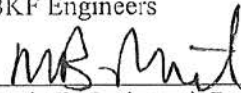
Containing an area of 1,114 square feet, more or less

Being a portion of Santa Clara County Assessor's Parcel Number 216-31-094 (2017-18).

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

This description was prepared by me or under my direct supervision.

For: BKF Engineers

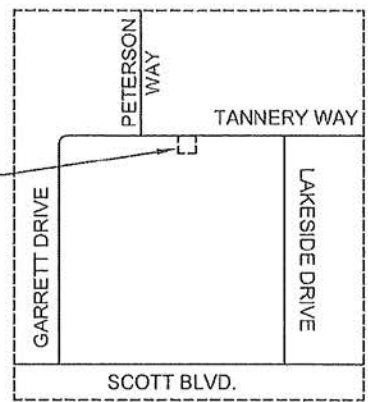
By:   
Martin B. Parissenti, R.C.E. 30747  
License expires: 3-31-2020

Dated: 5/14/2018



Line Table		
No.	Bearing	Length
L1	N89°33'03"E	50.88'
L2	S00°26'57"E	7.50'
L3	S00°26'57"E	73.81'
L4	N89°57'51"E	12.22'
L5	S00°02'09"E	17.00'
L6	S89°57'51"W	22.10'
L7	N00°26'57"W	90.74'
L8	N89°33'03"E	10.00'

APPROXIMATE LOCATION OF EASEMENT VACATION

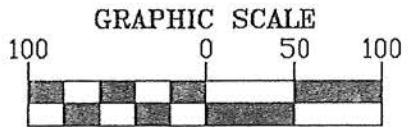


PARCEL 2  
3.507 ACRES±  
DOC. NO. 23063078  
APN 216-31-089

PARCEL 4  
7.355 ACRES  
DOC. NO. 23063078  
APN 216-31 COMMON AREA

VICINITY MAP  
NOT TO SCALE

TANNERY WAY



1 inch = 100 ft.

APN 216-31-094 (2017-18)

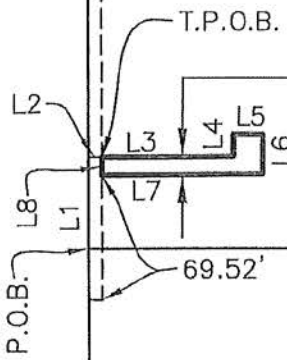
PARCEL B  
1.901 ACRES  
906 M 8

PARCEL B1  
5.412 ACRES  
DOC. NO. 23164223  
APN 216-31-095

PORTION OF U.G.E.E. TO REMAIN  
856 M 23-26

PARCEL A  
3.846 ACRES  
906 M 8

PORTION OF U.G.E.E.  
856 M 23-26  
BEING VACATED  
AREA = 1,114± SQ. FT.



PARCEL C  
1.234 ACRES  
906 M 8

PARCEL C1  
5.688 ACRES  
APN 216-31-093



5/14/2018

LEGEND

- U.G.E.E. UNDERGROUND ELECTRICAL EASEMENT
- T.P.O.B. TRUE POINT OF BEGINNING
- P.O.B. POINT OF BEGINNING
- PROPERTY LINE
- EASEMENT LINE BEING VACATED



1730 NORTH FIRST STREET  
SUITE 600  
SAN JOSE, CA 95112  
408-467-9100  
408-467-9199 (FAX)

Subject EXHIBIT "B"  
UNDERGROUND ELEC ESMT VACATION - PCL A  
Job No. 19976093 SCOTT BLVD.  
By NM Date 05-14-18 Chkd. MBP  
SHEET 1 OF 1