

**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 AN  
ELECTRIC EASEMENT AT 1525 ALVISO STREET  
[APN 224-29-012, 032, AND 034 (2017-18)]**

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

**WHEREAS**, the City of Santa Clara currently possesses the Electric Easement described in Exhibit A and shown on Exhibit B, which Exhibits are incorporated herein by reference. Said Easement was dedicated by that certain document filed for record in Book 2113 of Official Records, at Page 197, Santa Clara County Records, against APN 224-29-012, 032, and 034 (2017-18), located at 1525 Alviso Street; 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(c) The easement has been superseded by relocation, or determined to be excess by the easement holder, and there are no other public facilities located within the easement.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 That the Electric Easement described in Exhibit A and shown on Exhibit B has been superseded by relocation, or determined to be excess by the easement holders, and there are no other public facilities located within the easement.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 the Electric Easement described and shown 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 \_\_\_ DAY OF \_\_\_\_\_, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

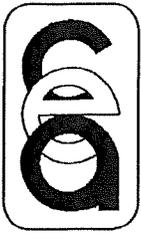
ATTEST:

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

Attachments incorporated by reference:

1. Exhibits A and B

K:\Engineering\5-LPD\DOC\SC19047 Res vac EE.doc



**Civil  
Engineering  
Associates**

224 Airport Parkway  
Suite 525  
San Jose, CA 95110  
Phone: (408) 453-1066  
Fax: (408) 453-1060

April 2, 2018

JOB NO. 16-117

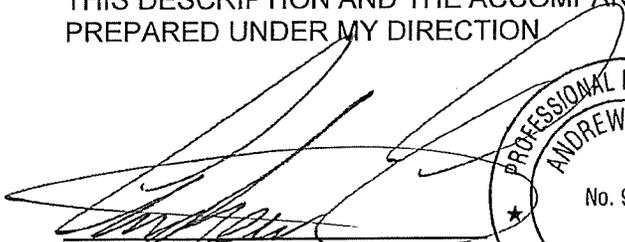
**EXHIBIT "A"  
LEGAL DESCRIPTION  
ELECTRICAL EASEMENT VACATION  
(TRACT 10370)**

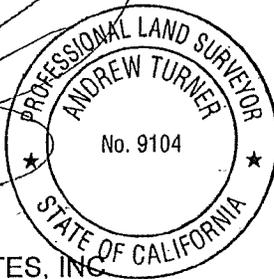
ALL THAT CERTAIN REAL PROPERTY SITUATE IN THE CITY OF SANTA CLARA, COUNTY OF SANTA CLARA, STATE OF CALIFORNIA DESCRIBED AS FOLLOWS:

BEING ALL OF THAT EXISTING EASEMENT, WITHIN LOT 1 OF TRACT NO. 10370, WHICH MAP WAS FILED FOR RECORD IN BOOK 904 OF MAPS, AT PAGES 5-8, SANTA CLARA COUNTY RECORDS, FOR ELECTRIC TRANSMISSION AND INCIDENTAL PURPOSES, RECORDED DECEMBER 12, 1950 AS DOCUMENT NO. 684103 IN BOOK 2113, PAGE 197 OF OFFICIAL RECORDS SANTA CLARA COUNTY;

A PLAT ENTITLED EXHIBIT "B" IS ATTACHED HERETO AND MADE A PART HEREOF.

THIS DESCRIPTION AND THE ACCOMPANYING PLAT WERE PREPARED BY ME OR PREPARED UNDER MY DIRECTION

  
ANDREW TURNER  
P.L.S. 9104  
CIVIL ENGINEERING ASSOCIATES, INC



4/2/2018  
DATE

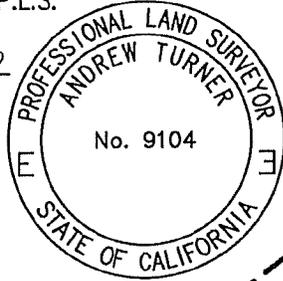
SC19,047

**SURVEYOR'S STATEMENT**

THIS SITE PLAN WAS PREPARED BY ME OR UNDER MY DIRECTION.

*[Signature]*  
ANDREW TURNER, P.L.S.

4/2/2018  
DATED



PENINSULA CORRIDOR  
JOINT POWERS BOARD

POLLACK PROPERTIES I LLC  
APN 224-29-033 (2017-18)

CENTERLINE 10' WIDE  
ELECTRICAL EASEMENT  
2113 O.R. 197  
BEING VACATED

TRACT NO. 10370  
LOT 1  
904 M 5-8

APN  
224-29-012, 032,  
& 034  
(2017-18)

EL CAMINO REAL

**NOTES**

EASEMENT BEING VACATED WAS REFERENCED AS "TO BE VACATED BY SEPARATE DOCUMENT", AS SHOWN WITHIN LOT 1 OF THAT CERTAIN MAP ENTITLED TRACT NO. 10370, FILED FOR RECORD ON MAY 17, 2017 IN BOOK 904 OF MAPS AT PAGES 5 THROUGH 8 INCLUSIVE, RECORDS OF SANTA CLARA COUNTY.

THERE ARE NO ELECTRICAL LINES UNDERGROUND OR OVERHEAD WITHIN THE EASEMENT BEING VACATED.

AL VISO STREET

**EXHIBIT "B"**  
**VACATION OF EASEMENT**

16117 PLAT VACATION.dwg Apr 02, 2018



**Civil Engineering Associates**

Civil Engineers • Planners • Surveyors

2055 Gateway Place Suite 550  
San Jose, CA 95110  
T: (408) 453-1066

BY: CH

DATE: 4/2/2018

SCALE: 1"=60' 1 OF 1

JOB NO. 16-117 SHT.NO.