

**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
UNDERGROUND ELECTRIC EASEMENT AT 2950-2970
LAKESIDE DRIVE [APN 216-30-047 (2020-21)]**

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 was dedicated by that certain document 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(c) The easement has been superseded by relocation, or determined to be excess by the easement holder, and there are no other public facilities located within the easement.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 That the Underground Electric Easement described in Exhibit A and shown on Exhibit B has been superseded by relocation, or determined to be excess by the easement holders, and there are no other public facilities located within the easement.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 the Underground Electric Easement described and shown in said Exhibits 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 said Exhibits 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 _____, 2021, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST:

NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Exhibits A and B

K:\Engineering\Engineering\5-LPD\DOC\SC19353 Res vac UGEE.doc

EXHIBIT "A"
Legal Description

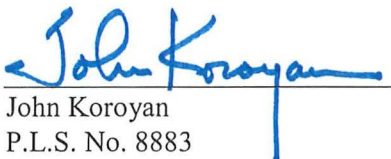
UNDERGROUND ELECTRIC EASEMENT VACATION
2950 Lakeside Drive, Santa Clara, CA 95054

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

Being all of that Underground Electric Easement, as described in that certain Deed entitled "Electric Easement: Underground", recorded on January 31, 1980 in Book F115 at Page 281, Official Records of Santa Clara County.

The Underground Electric Easement being vacated is shown on the Site Plan attached hereto and made a part hereof as Exhibit "B".

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

By: 
John Koroyan
P.L.S. No. 8883



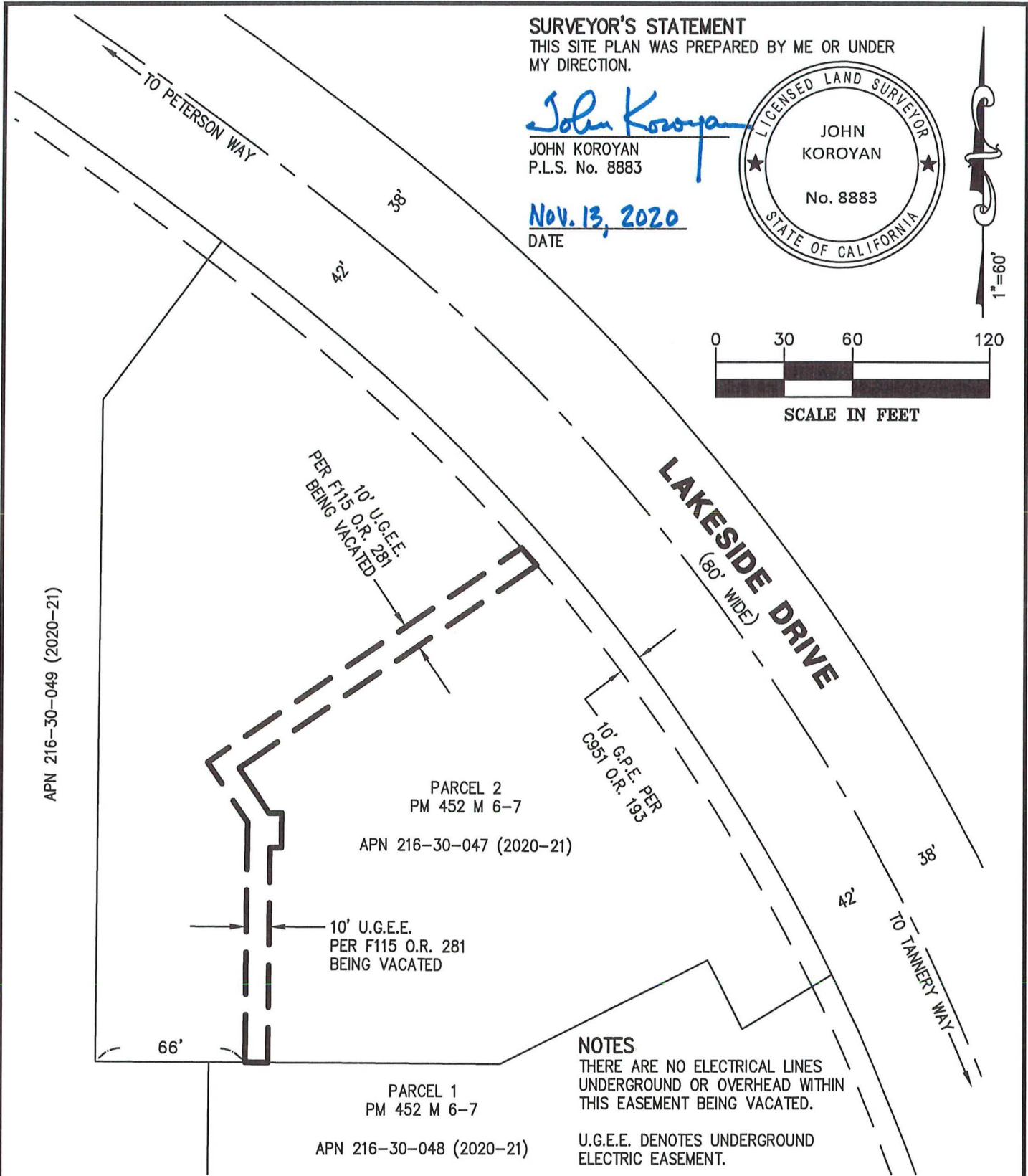
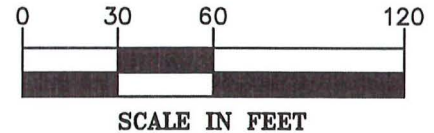
Date: Nov. 13, 2020

SURVEYOR'S STATEMENT
 THIS SITE PLAN WAS PREPARED BY ME OR UNDER
 MY DIRECTION.

John Koroyan
 JOHN KOROYAN
 P.L.S. No. 8883



Nov. 13, 2020
 DATE



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

U.G.E.E. DENOTES UNDERGROUND
 ELECTRIC EASEMENT.

G.P.E. DENOTES GENERAL PURPOSE EASEMENT.

K:\2015\156081 SANTA CLARA HOTEL\SUR\DWG\PLATS\UGEE_VACATION\SHEET 1.DWG



1730 N. FIRST STREET
 SUITE 600
 SAN JOSE, CA 95112
 408-467-9100
 www.bkf.com

SC19,353

Subject SITE PLAN (EXHIBIT "B")
VACATION OF EASEMENT (U.G.E.E.)
 Job No. 20156081 SANTA CLARA, CA
 By CASC Date 11-13-2020 Chkd. JVK
 SHEET 1 OF 1