

**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 A
POLE LINE EASEMENT, ANCHOR EASEMENT, AND
PORTION OF PUBLIC UTILITY EASEMENT AT 3941
STEVENS CREEK BOULEVARD [APN 294-39-010
(2021-22)]**

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

WHEREAS, the City of Santa Clara currently possesses a Pole Line Easement, Anchor Easement and Public Utility Easement described in Exhibit A and shown on Exhibit 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.

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 _____, 2022, 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, B

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May 12, 2022
BKF Job No: 20211047

EXHIBIT A
LEGAL DESCRIPTION
Easement Vacations for Parcel 1 (679 M 32-34)

Partial Vacation of P.U.E.

Real property situate in the City of Santa Clara, County of Santa Clara, State of California, described as follows:

Being a portion of an existing Public Utility Easement (P.U.E.) as dedicated and shown in Parcel 1 on that certain Parcel Map filed on July 16, 1996 in Book 679 of Maps at Pages 32 through 34, inclusive, as File No. 13368624, more particularly described as follows:

Commencing at a point at the northwesterly corner of said Parcel 1 thence continuing along the westerly line of said Parcel 1 South 0°28'45" East, 87.90 feet to the intersection with the existing P.U.E. to said point being the **TRUE POINT OF BEGINNING**;

Thence leaving said westerly line and along the northerly line of said P.U.E., North 89°30'00" East, 25.00 feet;

Thence continuing along said northerly line, South 0°28'45" East, 21.00 feet;

Thence leaving the northerly line of said P.U.E. South 89°30'00" West, 1.00 feet;

Thence North 0°28'45" West, 20.00 feet;

Thence South 89°30'00" West, 24.00 feet to the westerly line of Parcel 1;

Thence along said westerly line North 0°28'45" West, 1.00 feet to the **TRUE POINT OF BEGINNING**.

Containing 45 square feet, more or less.

Pole Line Easement per 5579 OR 76

Being a 5 foot wide strip along the northerly line of Parcel 1 shown as "5' POLE LINE EASEMENT" on that certain Parcel Map filed on July 16, 1996 in Book 679 of Maps at Pages 32 through 34, inclusive, as File No. 13368624 said strip being described and dedicated by that certain Grant of Easement to the City of Santa Clara, filed on March 21, 1962 as Instrument No. 2194468 in Book 5579 of Official Records at Page 76.

2'x24' Anchor Easement per 679 PM 32

Being a 2'x24' area at the northeasterly corner of Parcel 1 shown as "2'x24' ANCHOR EASEMENT" as shown on and dedicated by that certain Parcel Map filed on July 16, 1996 in Book 679 of Maps at Pages 32 through 34, inclusive, as File No. 13368624.

As shown on plat attached hereto and by this reference made part hereof as Exhibit B.

For: BKF Engineers


Davis Thresh, P.L.S. No. 6868

05/12/2022
Dated



DRAWING NAME: \\bkf-pl\vol4\2021\211047_Meridian_Santa_Clara\SUR\PandL\211047_MDSC_PLAT.dwg
 PLOT DATE: 05-12-22 PLOTTED BY: roth

STEVENS CREEK BOULEVARD
 (120' WIDE PUBLIC R/W)

BASIS OF BEARINGS
 S89°30'00"W 536.66'

CITY OF SAN JOSE
 CITY OF SANTA CLARA

SARATOGA AVE.

BUCKINGHAM DRIVE
 (70' WIDE PUBLIC R/W)

N00°28'45"W 711.19'

$\Delta=90^{\circ}01'15''$
 R=20.00'
 L=31.42'

N00°28'45"W 95.89'

POC

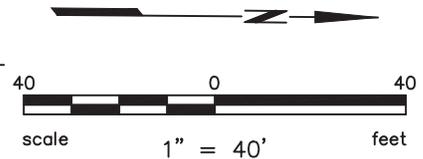
SEE SHEET 2

5' POLE LINE
 EASEMENT
 5579 OR 76

PARCEL 1
 679 PM 32
 APN 294-39-010 (2021-22)



2'X24' ANCHOR
 EASEMENT
 679 PM 32



LEGEND

- PM = BOOK/PAGE OF PARCEL MAPS
- OR = OFFICIAL RECORDS
- TPOB = TRUE POINT OF BEGINNING
- POC = POINT OF COMMENCEMENT
- R/W = RIGHT OF WAY
- = LOT LINES
- = EXISTING EASEMENT
- = EASEMENT/PORTION TO BE VACATED

SC22-0011



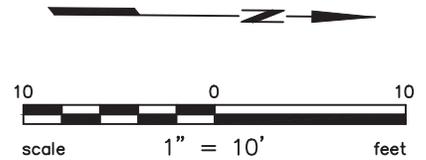
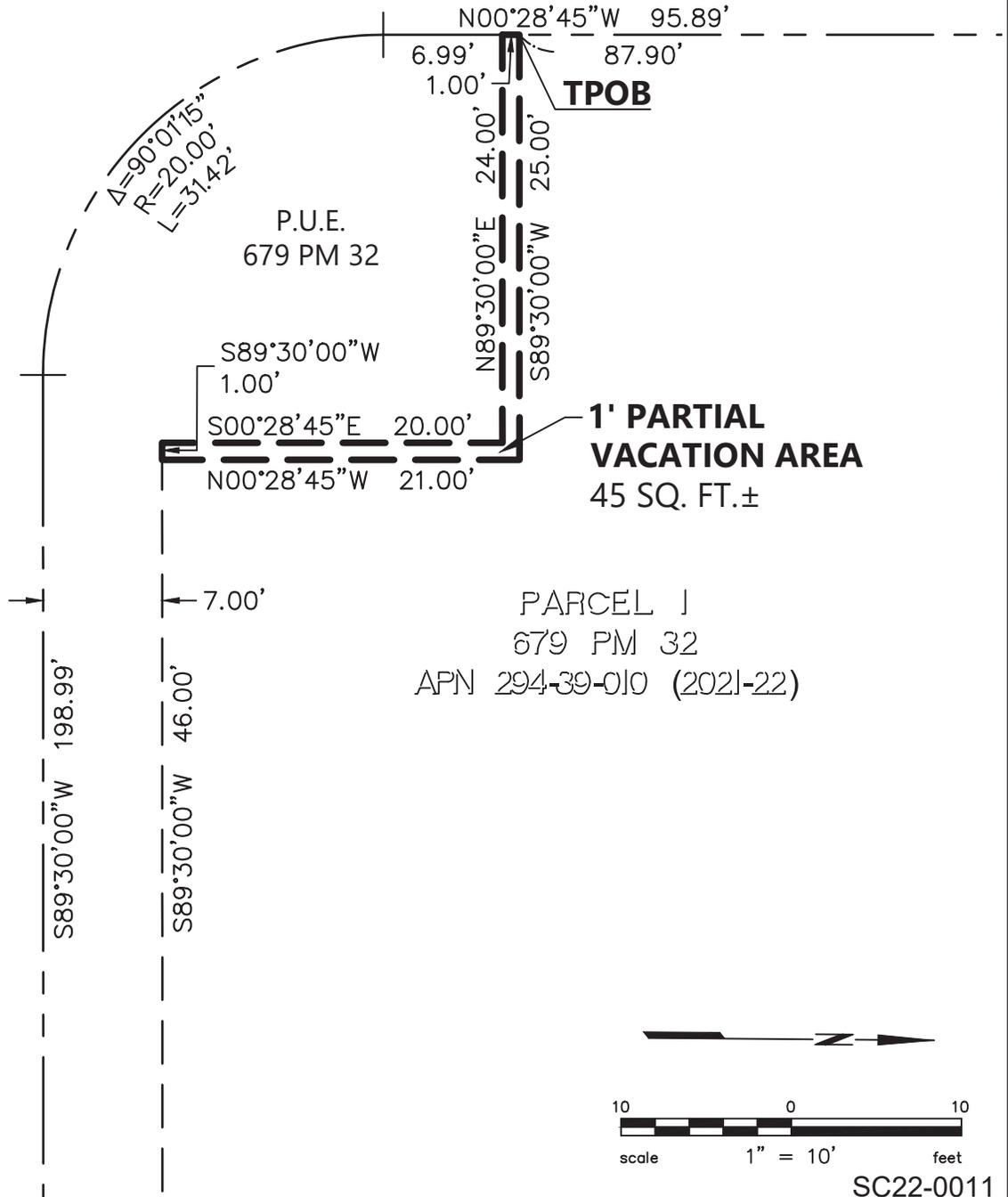
BKF ENGINEERS
 4670 WILLOW ROAD
 SUITE 250
 PLEASANTON, CA 94588
 (925) 396-7700
 www.bkf.com

Subject EXHIBIT B
 PLAT TO ACCOMPANY LEGAL DESCRIPTION
 Job No. 20211047
 By MGR Date 5/6/2022 Chkd. WS
 SHEET 1 OF 2

DRAWING NAME: \\bkf-pl\vol4\2021\211047_Meridian_Santa_Clara\SUR\PandL\211047_MDSC_PLAT.dwg
PLOT DATE: 05-12-22 PLOTTED BY: roth

STEVENS CREEK BOULEVARD
(120' WIDE PUBLIC R/W)

BUCKINGHAM DRIVE
(70' WIDE PUBLIC R/W)



SC22-0011



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SHEET 2 OF 2