

**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. 18-8548**

**A RESOLUTION OF THE CITY OF SANTA CLARA,  
CALIFORNIA, ORDERING THE SUMMARY VACATION OF A  
PORTION OF MONROE STREET PUBLIC RIGHT-OF-WAY  
LOCATED AT THE NORTHWEST CORNER OF MONROE  
STREET AND FRANKLIN STREET [EAST OF APN 269-20-078  
(2017-18)]**

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

**WHEREAS**, pursuant to the provisions of Section 8334 of the California Streets and Highways Code, the City Council may summarily vacate excess public right-of-way of a street not required for street purposes;

**WHEREAS**, City Staff recommends vacating the specific portion of public right-of-way for street purposes described in Exhibits A and B; and;

**WHEREAS**, the City Council of the City of Santa Clara having duly considered all the evidence, and followed the procedures prescribed by law, hereby finds and determines from all evidence submitted that the excess public right-of-way of a street described below in this Resolution conforms to the provisions of Section 8334 of the California Streets and Highways Code, as described hereinabove, and is not required for street or highway purposes.

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

1. That the following portion of a public right-of-way for street purposes in the City is hereby vacated:

**Please see EXHIBIT "A" and EXHIBIT "B", attached hereto and made a part hereof by this reference.**

2. From and after the date this Resolution is recorded, this specific portion of land vacated no longer constitutes a street or highway.

3. The vacation hereby releases all street right-of-way rights to 1313 Franklin, LLC, a California limited liability company that may have accrued for the specific portion of land described in Exhibits A and B.

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 26<sup>th</sup> DAY OF JUNE, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS: Davis, Kolstad, Mahan, O'Neill, and Watanabe

NOES: COUNCILORS: None

ABSENT: COUNCILORS: None

ABSTAINED: COUNCILORS: Mayor Gillmor

ATTEST:

  
JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Exhibits A and B

**EXHIBIT "A"**  
**STREET VACATION AREA**

ALL THAT CERTAIN REAL PROPERTY SITUATE in the City of Santa Clara, County of Santa Clara, State of California, being more particularly described as follows:

A portion of Monroe Street as said Street is shown on that Map entitled "Parcel Map", recorded May 29, 1979 as Serial No. 6387432 in Book 442 of Maps, at Page 26, more particularly described as follows:

A two foot strip of land along the general southwesterly line of Monroe Street, as said Street is shown on said Map, more particularly described as follows:

The most southwesterly two feet of Monroe Street to the immediate northeast of the general northeasterly line of Parcel "B" as said Street and Parcel are shown on said Map, more particularly described as follows:

Beginning at the southeasterly corner of Parcel "B" as said Parcel is shown on said Map, said southeasterly corner being the northeasterly terminus of the line shown as South 66°00'43" West 127.89 feet;

Thence from said Point of Beginning along the general easterly and northeasterly line of said Parcel "B" the following two courses:

From a tangent bearing of N66°00'43"E, along a 20.00 foot radius curve to the left through an included angle 90°09'58" an arc distance of 31.47 feet;

Thence North 24°09'15" West 233.47 feet;

Thence leaving said northeasterly line along the prolongation of the northwesterly line of said Parcel "B" North 66°00'43" East 2.00 feet to a line drawn parallel with and distant 2.00 feet to the northeast of the northeasterly line of said Parcel "B" ;

Thence along said parallel line South 24°09'15" East 233.47 feet to a tangent 20.00 foot radius curve to the right;

Thence along said tangent curve through an included angle of 90°09'58" an arc distance of 31.47 feet to the tangent prolongation of the southeasterly line of said Parcel "B".

Thence along said tangent prolongation, South 66°00'43" West 2.00 feet to the Point of Beginning of the land described herein and containing an area of 507 square feet, more or less, the corresponding plat entitled "Exhibit B: Plat to Accompany Legal Description" to be recorded concurrently with this exhibit.

End of description.



SIGNATURE

DATE

5/9/2018



**UNDERWOOD &  
ROSENBLUM, INC.**  
civil engineers and surveyors  
1630 Oakland Road Ste. A114 San Jose, Ca. 95131  
Tel. No. (408) 433 1222 Fax No. (408) 433 1207

**EXHIBIT B:**  
**PLAT TO ACCOMPANY LEGAL DESCRIPTION**

**STREET VACATION AREA**

MONROE STREET, ADJACENT TO 1313 FRANKLIN STREET  
SANTA CLARA CALIFORNIA

Date: 2018-04-12  
Scale: As Shown  
Dwn by: TM  
Checked: DV  
Job No. J13010  
Sheet 1 of 1

