

RESOLUTION No. 2023-49
An Ordinance of the City Council of the City of Clearlake
Summary Vacation of an Irrevocable Dedication of a Roadway and
Public Utility Easement

WHEREAS, the City of Clearlake, State of California, has an irrevocable dedication of a roadway and public utility easement as being a part of an existing subdivision known as Parcel Map in the County of Lake, State of California, of a Merger and Re-subdivision of a Portion Of the North West 1/4 of the South West 1/4 of Section 27, Township 13 North., Range 7 West, Mount Diablo Base and Meridian;

WHEREAS, notice of said City Council Meeting Hearing for December 7, 2023 was duly made by mailing and posting in accordance with all applicable Federal, State and local requirements; and

WHEREAS, no protests were filed with and/or received by said City of Clearlake; and

WHEREAS, the proposed Project is located on real property in the incorporated portions of the City of Clearlake, described as Parcel Map in the County of Lake, State of California, of a Merger and Re-subdivision of a Portion Of the North West 1/4 of the South West 1/4 of Section 27, Township 13 North., Range 7 West, Mount Diablo Base and Meridian; and

WHEREAS, the City Council of the City of Clearlake may vacate all or part of a street, highway, or public service easement pursuant to the Government Code, Title 1. General [100-7931.0000], Division 7. Miscellaneous [60000-7599.113], Chapter 12.7. Dedication of Real Property for Public Purposes [7050-7050], and Streets and Highways Code, Division 9. Change of Grade and Vacation [8000 - 8363], Part 3. Public Streets, Highways, and Service Easements Vacation Law [8300 - 8363], Chapter 4. Summary Vacation [8330 - 8336]; and

WHEREAS, the summary vacation has been met, pursuant to Government Code 7050 and California Streets and Highways Code 8333 and 8334; and

WHEREAS, the City Council of the City of Clearlake has reviewed and considered the staff report and evidence at a regular meeting on December 7, 2023.

NOW, THEREFORE, BE IT RESOLVED that the City of Clearlake City Council of the City of Clearlake makes the following findings:

1. Find the summary vacation of the irrevocable dedication of a roadway and public utility easement is consistent with the adopted City of Clearlake General Plan; and

2. The summary vacation of the irrevocable dedication of a roadway and public utility easement is exempt under current California Environmental Quality Act (CEQA); and,
3. The Council of the City of Clearlake hereby orders the summary vacation of the irrevocable dedication of a roadway and public utility easement; and
4. The summary vacation of the irrevocable dedication of a roadway and public utility easement for the reason that they are no longer needed, and that public convenience, necessity, and the best interests of the citizens of Clearlake will be served by such summary vacation.

PASSED AND ADOPTED on this 7th day of December 2023 by the following vote:

Mayor, Russ Perdock

ATTEST: _____
City Clerk, City Council