

**ATTACHMENT 1**

**Complimentary Recording Requested  
Pursuant to Government Code Sections  
6103 and 27383**

**RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO**

City Clerk  
City of Arroyo Grande  
300 East Branch Street  
Arroyo Grande, California 93420

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**RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE  
ORDERING THE SUMMARY VACATION OF PORTIONS OF LE POINT STREET  
AND CROWN TERRACE AND THE RESERVATION OF A PUBLIC SEWER  
EASEMENT**

## **RESOLUTION NO.**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE ORDERING THE SUMMARY VACATION OF PORTIONS OF LE POINT STREET AND CROWN TERRACE AND THE RESERVATION OF A PUBLIC SEWER EASEMENT**

**WHEREAS**, California Streets and Highways Code section 8330 et seq. provides for the summary vacation of streets and highways. Section 8334<sup>1</sup> provides for the vacation of excess right-of-way that is not required for street purposes; and

**WHEREAS**, Crown Terrace is a street that has excess right of way on its western line as described in Exhibit A and graphically depicted in Exhibit B, both of which are attached hereto and incorporated herein by reference; and

**WHEREAS**, Le Point Street is a street with excess right of way on its southern line as described in Exhibit A and graphically depicted in Exhibit B, both of which are attached hereto and incorporated herein by reference; and

**WHEREAS**, vacation of a portion of Crown Terrace is consistent with the Circulation Element of the City General Plan because the vacation of the excess right of way will not alter the circulation in the neighborhood, nor will it reduce the width of the street below the established City standards; and

**WHEREAS**, vacation of a portion of Le Point Street is consistent with the Circulation Element of the City General Plan because the vacation of the excess right of way will not alter the circulation in the neighborhood, nor will it reduce the width of the street below the established City standards; and

**WHEREAS**, Section 8340 provides for the reservation of public utility easements within vacated streets and highways; and

**WHEREAS**, a public utility easement for a sewer line needs to be reserved within the vacated areas of Crown Terrace and Le Point Street; and

**WHEREAS**, the necessary public utility easement is described in Exhibit A and graphically depicted in Exhibit B, both of which are attached hereto and incorporated herein by reference; and

**WHEREAS**, it is in the public interest that the excess right of way on Crown Terrace and Le Point Street be vacated; and

**WHEREAS**, it is in the public interest that a public utility easement for a sewer line be reserved.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Arroyo

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<sup>1</sup> All section references are to the California Streets and Highways Code.

Grande as follows:

1. The above recitals are true and correct and incorporated herein by this reference.
2. The subject partial vacation of portions of Crown Terrace and Le Point Streets is consistent with the Circulation Element of the General Plan and will not affect neighborhood circulation patterns.
3. The reservation of the public utility easement is needed for public utility purposes, namely a sewer line.
4. The public well-being, convenience and necessity require reservation of the public utility easement.
5. Based on the findings set forth in this Resolution and the provisions of Section 8330 et seq of the Streets and Highways Code, the City Council does hereby order that the Crown Terrace and Le Point Street excess right of way, as described and depicted in Exhibits A and B, respectively, shall be and hereby are vacated.
6. Based on the findings set forth in this Resolution and the provisions of Section 8330 et seq. of the Streets and Highways Code, the City Council does hereby order that a Public Utility Easement, as described and depicted in Exhibits A and B, respectively, shall be and hereby is reserved for the benefit of public.
7. That from and after the date this Resolution is recorded, the vacated right of way no longer constitutes a public road or street.
8. That all entities having any right, title, or interest in the public utility easement being vacated have been notified of this action.
9. That the City Clerk shall cause a certified copy of this Resolution to be recorded in the Office of the County Recorder of San Luis Obispo County.

On motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_,  
and on the following roll call vote, to wit:

**AYES:**

**NOES:**

**ABSENT:**

the foregoing Resolution was passed and adopted this 28th day of June, 2022.

RESOLUTION NO.  
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CAREN RAY RUSSOM, MAYOR

ATTEST:

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JESSICA MATSON, CITY CLERK

APPROVED AS TO CONTENT:

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WHITNEY McDONALD, CITY MANAGER

APPROVED AS TO FORM:

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TIMOTHY J. CARMEL, CITY ATTORNEY

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**Public Right-of-way Vacation**

That real property in the City of Arroyo Grande, County of San Luis Obispo, State of California being a portion of Crown Terrace right-of-way and Le Point Street right-of-way as shown on Beckett's Crown Hill Addition to Town of Arroyo Grande, according to the map filed in Book A, Page 57 of Maps, in the office of the County Recorder of said County, described as follows:

Beginning at the northeast corner of Block 36 of said Beckett's Crown Hill Addition to Town of Arroyo Grande; thence along the northwesterly line of said Block 36

1. South  $61^{\circ}04'19''$  West, 87.67 feet to the most westerly corner of said Block 36; thence
2. South  $68^{\circ}19'02''$  West 79.29 feet to the most northerly corner of block 38 of said Beckett's Crown Hill Addition to Town of Arroyo Grande, as evidenced by a  $\frac{3}{4}$ " iron pipe with tag stamped "RCE 9806" as shown on Tract 3086, Phase 1 filed in Book 35 of Maps at pages 8 through 11; thence along a line parallel with and thirty (30) feet southerly, measured at right angles, of the centerline of Le Point Street
3. North  $61^{\circ}04'19''$  East, 167.68 feet to the beginning of a non-tangent curve concave southwesterly having a radius of nine (9) feet, a radial line to said curve bears North  $4^{\circ}48'40''$  East; thence
4. Easterly along said curve through a central angle of  $69^{\circ}18'17''$ , an arc distance of 10.89 feet; thence
5. South  $15^{\circ}53'03''$  East, 139.32 feet; thence
6. South  $18^{\circ}22'11''$  East, 63.80 feet; thence
7. South  $22^{\circ}30'21''$  East, 106.06 feet to a point on the southwesterly right-of-way line of Crown Terrace, a forty (40) foot wide street, said point lies North  $28^{\circ}50'02''$  West, 72.66 feet from the southeast corner of said Block 36; thence along said right-of-way line of Crown Terrace
8. North  $28^{\circ}50'02''$  West, 135.22 feet to an angle point in said right-of-way; thence continuing along said southwesterly right-of-way line of Crown Terrace

9. North 12°28'30" West, 175.32 feet to the point of beginning.

The above parcel, containing 4,128 square feet, more or less, and is graphically shown on Exhibit B, sheet 1, attached hereto and made a part hereof.


**Reserving therefrom** a public sewer easement described as follows:


Commencing at the southeast corner of said Block 36; thence along said southwesterly right-of-way line of Crown Terrace, North 22°30'21" West, 103.87 feet to the **True point of beginning**; thence continuing

1. North 22°30'21" West, 74.72 feet; thence
2. North 18°22'11" West, 63.80 feet; thence
3. North 15°53'03" West, 96.42 feet to a point on said southwesterly right-of-way line of Crown Terrace; thence along said right-of-way line the following two courses and distances:
4. South 12°56'25" East, 146.41 feet; thence
5. South 27°59'06" East, 90.17 feet to the true point of beginning.

The above parcel, containing 993 square feet, more or less, and is graphically shown on Exhibit B, sheet 2, attached hereto and made a part hereof.

\* \* \*

  
Michael B. Stanton, PLS5702

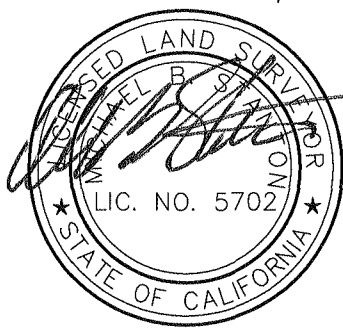
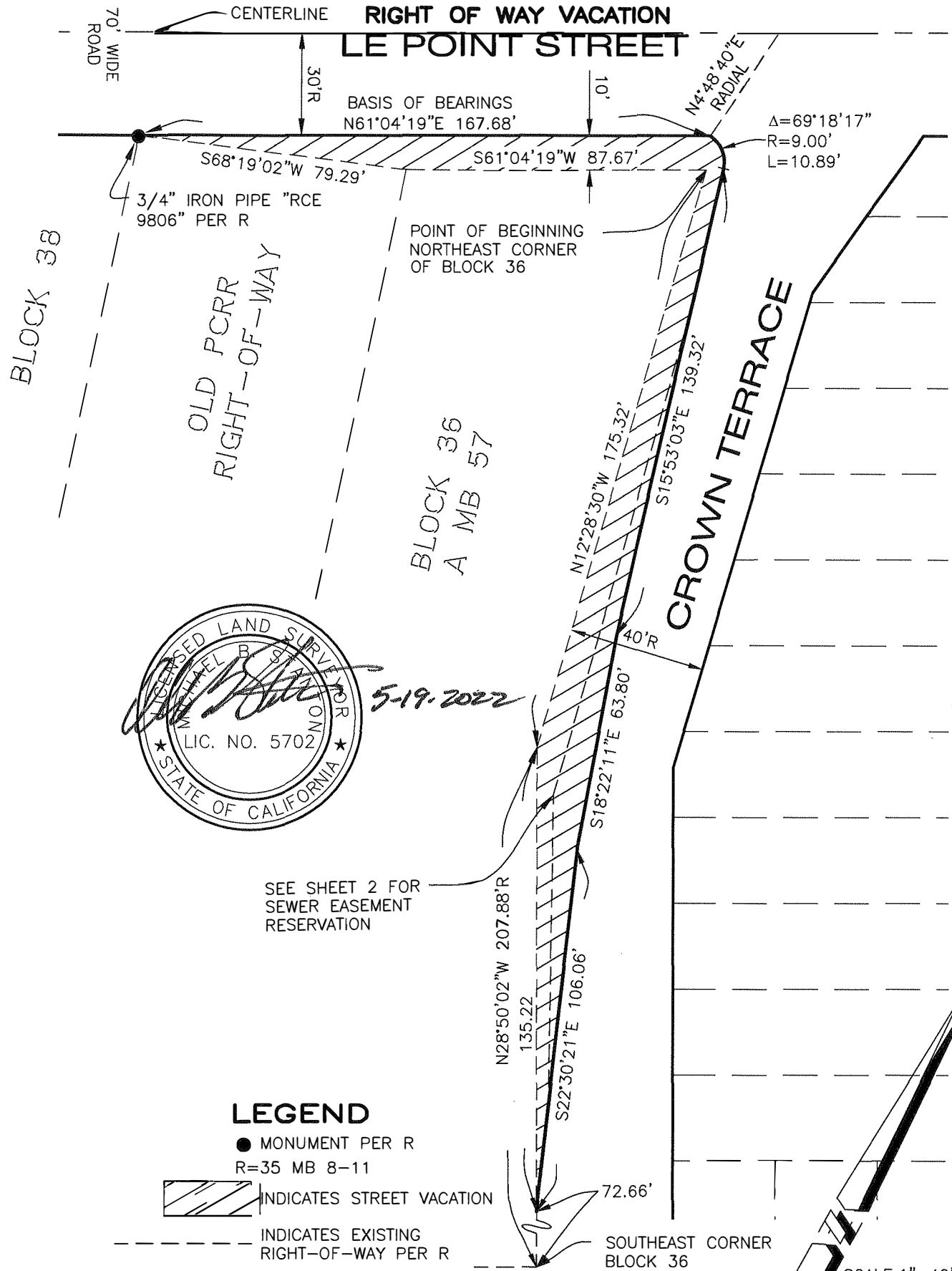
  
Date



N:\2013\13-147 Tract 2346 E Branch AG\C3D 2019\13-147 Street Vacation both streets.dwg, 8.5X11 Street Vacation Exhibit 1, May 19, 2022 10:44am, LRichardson

# EXHIBIT "B"

## RIGHT OF WAY VACATION LE POINT STREET



MICHAEL B. STANTON, PLS 5702  
3563 SUELDO ST. UNIT Q  
SAN LUIS OBISPO, CA 93401  
805-594-1960

May 19, 2022

JOB #13-147 SHEET 1 OF 2

# EXHIBIT "B"

## SEWER EASEMENT RESERVATION

### LE POINT STREET

70' WIDE  
ROAD

BLOCK 38

3/4" IRON PIPE "RCE  
9806" PER R

OLD PCRR  
RIGHT-OF-WAY

BLOCK 36  
A MB 57

CROWN TERRACE



5-19-2022

SEWER EASEMENT  
RESERVATION

### LEGEND

- MONUMENT PER R  
R=35 MB 8-11



INDICATES SEWER EASEMENT

INDICATES EXISTING  
RIGHT-OF-WAY PER R

S27°59'06"E 90.17'  
N22°30'21"W 74.72'

103.87'

POINT OF  
COMMENCEMENT  
SOUTHEAST CORNER  
BLOCK 36

TRUE POINT OF  
BEGINNING

S12°56'25"E 146.41'  
N18°22'11"W 63.80'  
N15°53'03"W 96.42'

SCALE: 1"=40'