

HAYWARD CITY COUNCIL

RESOLUTION NO. 19-

Introduced by Council Member _____

RESOLUTION DECLARING INTENTION TO VACATE EXCESS RIGHT-OF-WAY
EASEMENT FRONTING 26010 PRODUCTION AVENUE AND SETTING THE DATE
AND TIME OF THE PUBLIC HEARING

WHEREAS, the City Council intends to vacate a portion of street right-of-way at 26010 Production Avenue not improved or used for street purposes, reserving easements to construct, maintain, operate, replace, remove or renew public utilities, sanitary sewers and storm drains and appurtenant structures, and the City's public service facilities; and

WHEREAS, Production Avenue excess right-of-way was accepted as a public highway in 1967, as shown on the Map of Tract 2898 Eden Landing Industrial Park, filed June 30, 1967; and

WHEREAS, the property owner at 26010 Production Avenue has requested this City Council to vacate the portion of Production Avenue right-of-way not improved or used for street purposes as provided for under Section 8321 of the Streets and Highways code.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward as follows:

1. City Council does hereby declare its intention to vacate a portion of public street right-of-way fronting 26010 Production Avenue, reserving easements to construct, maintain, operate, replace, remove or renew public utilities, sanitary sewers and storm drains and appurtenant structures, and the City's public service facilities; and
2. These vacation proceedings are conducted pursuant to Section 8320 et seq. of the California Streets and Highways Code; and
3. Reference is hereby made to the map on file in the office of the City Clerk for further particulars as to the proposed vacation and the description of the area to be vacated, attached hereto as Exhibits A and B respectively; and
4. Tuesday, February 19, 2019 at the hour of 7:00 PM in the Council Chambers at 777 B Street, Hayward, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation; and

5. Copies of this Resolution of Intent shall be posted conspicuously, no more than 300 feet apart, along the lines of the subject right-of-way or parts thereof proposed to be vacated at least two weeks before the date set for hearing. In any event, not less than three copies of this resolution of intent shall be posted; and
6. A copy of this resolution of intent shall be published in the Daily Review, a newspaper of general circulation, once each week during two successive weeks prior to the hearing, pursuant to Streets and Highways Code section 8322(c)(1).

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2019

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward