

HAYWARD CITY COUNCIL

RESOLUTION NO. 19-_____

Introduced by Council Member _____

RESOLUTION VACATING A PORTION OF RIGHT-OF-WAY AT 26010
PRODUCTION AVENUE

WHEREAS, the property owner at 26010 Production Avenue has requested this City Council to vacate the portion of Production Avenue right-of-way no longer used for street purposes as provided for in Section 8321 of the Streets and Highways code; and

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

WHEREAS, the City Council, by its Resolution No. 19-019, declared its intent to vacate the portion of Production Avenue right-of-way no longer used for street purposes and set the time, date and place for a public hearing; and

WHEREAS, notices of public hearing were posted on-site and published in the Daily Review, a newspaper of general circulation in Hayward as per the Streets and Highways Code section 8320, et seq.; and

WHEREAS, the City Council conducted a public hearing on February 19, 2019 pursuant to Section 8320 et seq. of the California Streets and Highways Code to consider vacation of a portion of public street right-of-way no longer used for street purposes at 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.

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

1. City Council does hereby vacate a portion of public street right-of-way no longer needed for street purposes 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. Reference is hereby made to the map and description of the right-of-way vacated, attached hereto as Exhibits A and B respectively, and on file in the office of the City Clerk; and
3. City Clerk is authorized and directed to cause a certified copy of this resolution to be recorded in the office of the County Recorder of Alameda, and from and after the date of this resolution is recorded, the right of way vacated herein shall no longer constitute a street or highway.

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