

HAYWARD CITY COUNCIL

RESOLUTION NO. 15-

Introduced by Council Member _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAYWARD
SUMMARILY VACATING A PORTION OF PORTLAND DRIVE;
AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT DEED
TRANSFERRING THE VACATED PORTION OF PORTLAND DRIVE TO THE
ADJACENT PROPERTY OWNER

WHEREAS, a portion of Portland Drive, located off of Marina Drive, is no longer needed for public street right-of-way purposes; and

WHEREAS, the excess right-of-way to be vacated contains approximately 11,976 square feet; and

WHEREAS, once vacated, the property will be sold to the adjacent property owner; and

WHEREAS, vacation of excess right-of-way is categorically exempt under the California Environmental Quality Act Guidelines (CEQA), Section 15305, Class 5, Minor Alterations of Land Use Limitations, and qualifies as a summary vacation as defined under California Streets and Highways Code Section 8334(a).

WHEREAS, the City has reached an agreement to sell the area to the adjacent property owner.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that, pursuant to California Streets and Highways Code Section 8334 (a), it hereby be ordered that the portion of the street right-of-way of Portland Drive as more defined in Exhibit "A" to this resolution attached hereto and made a part hereof is vacated.

BE IT FURTHER RESOLVED, that the City Council authorizes the City Manager to execute a grant deed for the property being transferred and any and all other documents and to take all reasonable steps which may be necessary to ensure the vacated portion of Portland Drive is transferred to the adjoining property owner.

BE IT FURTHER RESOLVED, that the 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.

BE IT FURTHER RESOLVED, that from and after the date this resolution is recorded, the portion of Portland Drive hereby vacated no longer constitutes a street right-of-way.

BE IT FURTHER RESOLED, that this Resolution shall take immediate effect upon its adoption.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2015

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