

HAYWARD CITY COUNCIL

RESOLUTION NO. 19-\_\_\_\_\_

Introduced by Council Member \_\_\_\_\_

RESOLUTION DECLARING AN INTENTION TO VACATE EXCESS RIGHT-OF-WAY EASEMENT FRONTING 3138 BAUMBERG 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 3138 Baumberg 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, Baumberg Avenue (Ramos Street) right-of-way was accepted as a public highway in 1919 by the Alameda County Board of Supervisors, as shown on the Map of Ramos Subdivision which was later annexed to the City of Hayward.

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 3138 Baumberg 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 pertaining to the proposed vacation and the description of the area to be vacated, attached hereto as Attachment IV; 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