



City of Carson Report to Mayor and City Council

June 7, 2011
New Business Consent

SUBJECT: CONSIDERATION OF RESOLUTION NO. 11-011, INTENT TO VACATE GARDNER STREET, A 25-FOOT PUBLIC RIGHT-OF-WAY EAST OF SHEARER AVENUE

Submitted by M. Victor Rollinger
Development Services General Manager

Approved by Clifford W. Graves
Interim City Manager

I. SUMMARY

Staff requests that the City Council adopt a resolution of intent (Exhibit No. 1) to vacate Gardner Street, a 25-foot public right-of-way east of Shearer Avenue (Exhibit No. 2) and set a date for a Public Hearing.

II. RECOMMENDATION

TAKE the following actions:

1. WAIVE further reading and ADOPT Resolution No. 11-011, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DECLARING ITS INTENTION TO VACATE GARDNER STREET, A 25-FOOT PUBLIC RIGHT-OF-WAY EAST OF SHEARER AVENUE, AND SETTING A TIME AND A PLACE FOR A PUBLIC HEARING HEREIN."
2. SET a Public Hearing for July 5, 2011 at 6:00 p.m.

III. ALTERNATIVES

1. DENY the request to vacate Gardner Street, a 25-foot public right-of-way east of Shearer Avenue.
2. TAKE another action the City Council deems appropriate.

IV. BACKGROUND

Gardner Street is a vacant public right-of-way located east of the 21200 block of Shearer Avenue that is approximately 25 feet wide and 170 feet in length. Since the city has no intention to construct a public road on this public right-of-way, it is recommended that the public right-of-way for Gardner Street be vacated. Staff verified with a consulting company, Psomas, that after its vacation, title to the easterly portion, that is approximately 2,146 square feet, will vest with the city for a future park. Title to the remaining westerly portion of the vacated public right-of-way will vest with the adjacent southerly residential property owner (last name of Alejandre, at 21202 Shearer Avenue) (Exhibit No. 3).

June 7, 2011

Staff has researched and verified with the utility companies that there are no affected utilities within the public right-of-way to be vacated. However, the County of Los Angeles, Department of Public Works has existing storm drain pipes, for which an easement will be reserved for operation and maintenance access.

City staff finds the public right-of-way vacation to be compatible with the Carson General Plan Circulation Element.

V. FISCAL IMPACT

None.

VI. EXHIBITS

1. Resolution No. 11-011. (pgs. 3-7)
2. Location Map. (pg. 8)
3. Reference Map. (pg. 9)

\\Carson_nas\devsvrs\ENGINEERING DIVISION\VACATION OF R-O-W\GARDNER STREET\06-07-11 CC Intent to Vacate (Gardner Street).doc

Prepared by: Raymond Velasco, PE, Associate Civil Engineer

TO:Rev010511

Reviewed by:

City Clerk	<u>City Treasurer</u>
<u>Administrative Services</u>	<u>Development Services</u>
<u>Economic Development Services</u>	<u>Public Services</u>

Action taken by City Council	
Date _____	Action _____

RESOLUTION NO. 11-011

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DECLARING ITS INTENTION TO VACATE GARDNER STREET, A 25-FOOT PUBLIC RIGHT-OF-WAY EAST OF SHEARER AVENUE, AND SETTING A TIME AND A PLACE FOR A PUBLIC HEARING HEREIN

NOW, THEREFORE, be it determined by the City Council of the City of Carson, California, that:

Section 1. Pursuant to the provisions of Division 9, Paragraph 3 of the Streets and Highways Code of the State of California (Sec. 8300, et seq.) the City Council of the city of Carson hereby declares its intention to order the vacation of Gardner Street, a 25-foot public right-of-way east of Shearer Avenue.

Section 2. The 25-foot public right-of-way that is proposed to be vacated is described on Exhibits A-1 & A-2 and depicted on Exhibits B-1 & B-2.

Section 3. A Public Hearing shall be held on such proposed vacation on July 5, 2011 at the hour of 6:00 p.m. at the City Council Chambers at Carson City Hall, 701 E. Carson Street, Carson, California, at which time and place any and all persons interested in or objecting to said proposed vacation may appear and be heard.

Section 4. The City Council hereby directs that Notice of the Public Hearing be published pursuant to Section 8322 of the Street and Highways Code of the State of California and be posted conspicuously along Shearer Avenue and Gardner Street proposed to be vacated pursuant to Section 8323 of the Streets and Highways Code of the State of California.

PASSED, APPROVED, and ADOPTED this ___ day of June, 2011.

Mayor Jim Dear

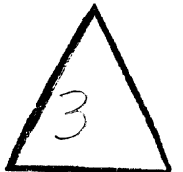
ATTEST:

City Clerk Helen S. Kawagoe

APPROVED AS TO FORM:

City Attorney

EXHIBIT NO. 01



PSOMAS

EXHIBIT "A-1"

LEGAL DESCRIPTION

Gardner Street (West Portion)

That portion of Gardner Street, 25.00 feet wide, as shown on Tract 33947, in the City of Carson, County of Los Angeles, State of California, recorded in Book 1009, Pages 32 and 33, of Maps in the office of the County Recorder of said county, bounded on the north by the southerly line of said Tract 33947; bounded on the east by the northeasterly prolongation of westerly line of Parcel 2 as shown on Parcel Map 20380 recorded in Book 227, Page 44, of Parcel Maps of said City, County, and State; bounded on the south by the northerly line of Lot 1, Block M as shown on Tract Map 8245 recorded in Book 93, Pages 36 through 38, inclusive, of Maps in the office of the County Recorder of said county; and bounded on the west by a line parallel with and 25.00 feet easterly of the centerline of Shearer Avenue, 50.00 feet wide, as shown on said Tract Map 8245.

Contains 2,180 square feet, more or less.

See Exhibit 'B-1' attached hereto and made a part hereof.

This legal description is not intended for use in the division and/or conveyance of land in violation of the Subdivision Map Act of the State of California.

This legal description has been prepared by me or under my direction:

David A. Moritz

5/11/2011

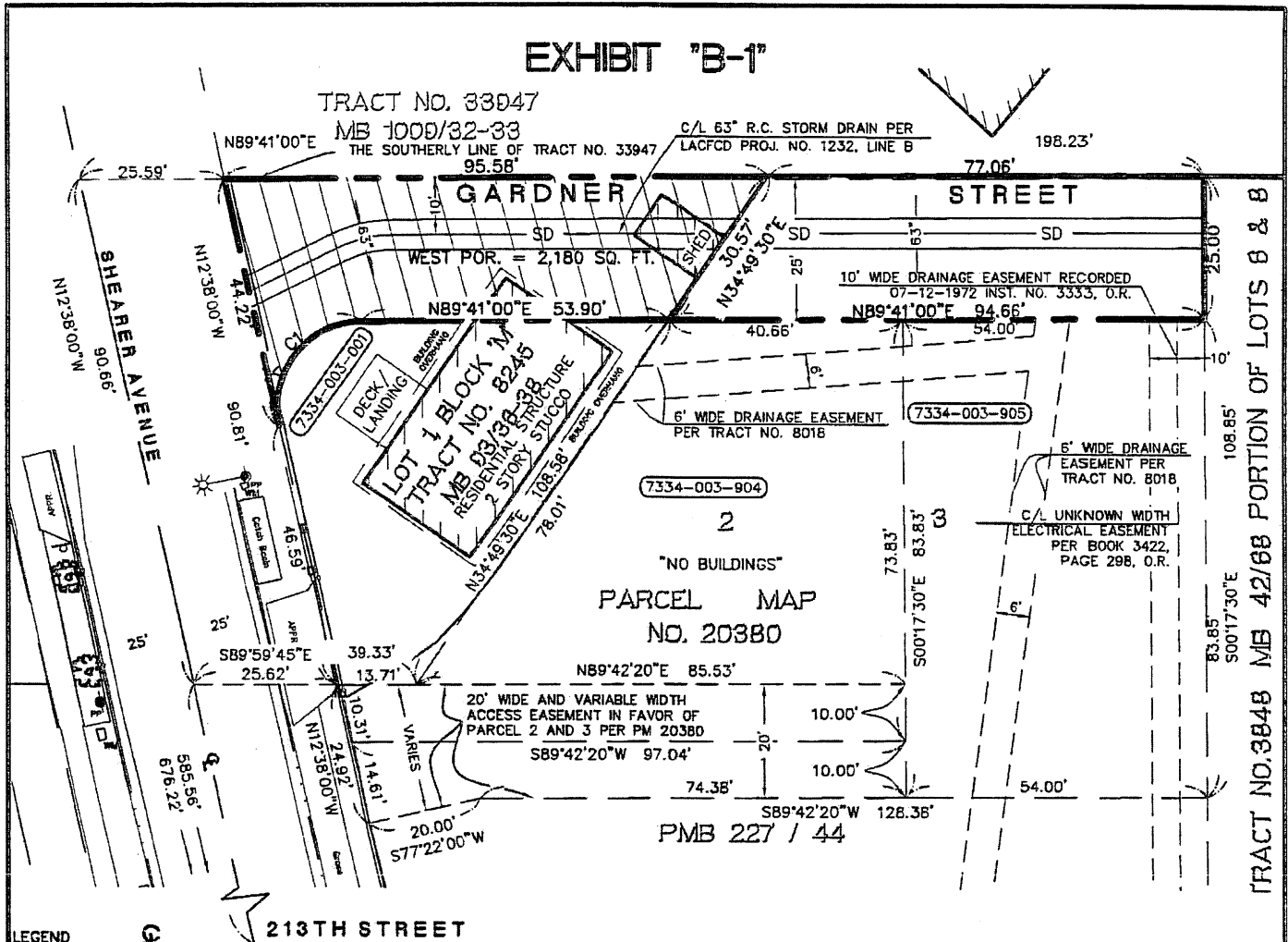
David A. Moritz, P.L.S. 7388

Date

License Expires 12/31/11



EXHIBIT "B-1"



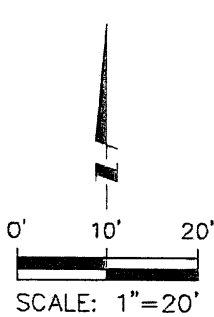
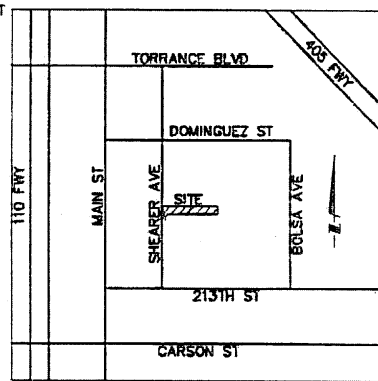
TRACT NO. 3848 MB 42/68 PORTION OF LOTS 8 & 9

PROPERTY / BOUNDARY LINE	LEGEND (cont.)
--- LOT LINE / PARCEL LINE	☼ FIRE HYDRANT
- - - EASEMENT LINE	• GUARD POST
— CENTERLINE	⊙ PARKING LOT LIGHT
— STREET RIGHT-OF-WAY LINE	⚡ POWER POLE
— CURB LINE	⚡☼ POWER POLE WITH STREET LIGHT
— FLOW LINE	♠ SIGN
— EDGE OF GUTTER LINE	⊙ SURVEY MONUMENT AS NOTED
— BUILDING OUTLINE	🌳 TREE
X FENCE - CHAINLINK	⊕ WATER METER
— WALL - BLOCK	APPR. DRIVEWAY APPROACH
— SD C/L STORM DRAIN (PER PLAN)	PL PROPERTY LINE
	(R) RADIAL
	(O) RECORD DATA

CURVE	Δ	RADIUS (FT)	LENGTH (FT)
C1	102°19'00"	15.00	26.79'

Note:
 The Basis of Bearing shown hereon is based on the Bearing North 12°38'00" West of the centerline Shearer Ave as shown on MB 1009/32-33.

PORTION OF GARDNER STREET TO BE VACATED



DESCRIPTION:
 Portion of Gardner Street as shown on Tract No. 8245, Map Book 93, Pages 36-38.

WEST PORTION OF GARDNER STREET
 AREA = 2,180 SQ. FT. (0.049 ACRE)

LOCATION:
 City of Carson
 County of Los Angeles
 State of California

PSOMAS
 3 Hutton Centre Drive #200
 Santa Ana, California 92707
 (714) 751-7373 www.psomas.com

SHEET 1 OF 1

SCALE: 1" = 20'

DRAFTED: KVO

CHECKED: DAM

DATE: 10-12-10

JOB NO: 2CAR111900-T3

DWG Name: M:\2CAR111700\SURVEY\DESIGN\PL-EXHIBIT.dwg Plotted by: jacob.sharp on May 11, 2011 - 10:02:35

5

PSOMAS

EXHIBIT "A-2"

LEGAL DESCRIPTION

Gardner Street (East Portion)

That portion of Gardner Street, 25.00 feet wide, as shown on Tract 33947, in the City of Carson, County of Los Angeles, State of California, recorded in Book 1009, Pages 32 and 33, of Maps in the office of the County Recorder of said county, bounded on the north by the southerly line of said Tract 33947; bounded on the east by the northerly prolongation of the easterly line of Parcel 3 as shown on Parcel Map 20380 recorded in Book 227, Page 44, of Parcel Maps of said City, County, and State; bounded on the south by the northerly lines of Parcels 2 and 3 of said Parcel Map 20380; and bounded on the west by the northeasterly prolongation of the westerly line of Parcel 2 of said Parcel Map 20380.

Contains 2,147 square feet, more or less.

See Exhibit 'B-2' attached hereto and made a part hereof.

This legal description is not intended for use in the division and/or conveyance of land in violation of the Subdivision Map Act of the State of California.

This legal description has been prepared by me or under my direction:

David A. Moritz

5/11/2011

David A. Moritz, P.L.S. 7388

Date

License Expires 12/31/11

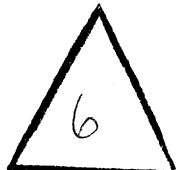
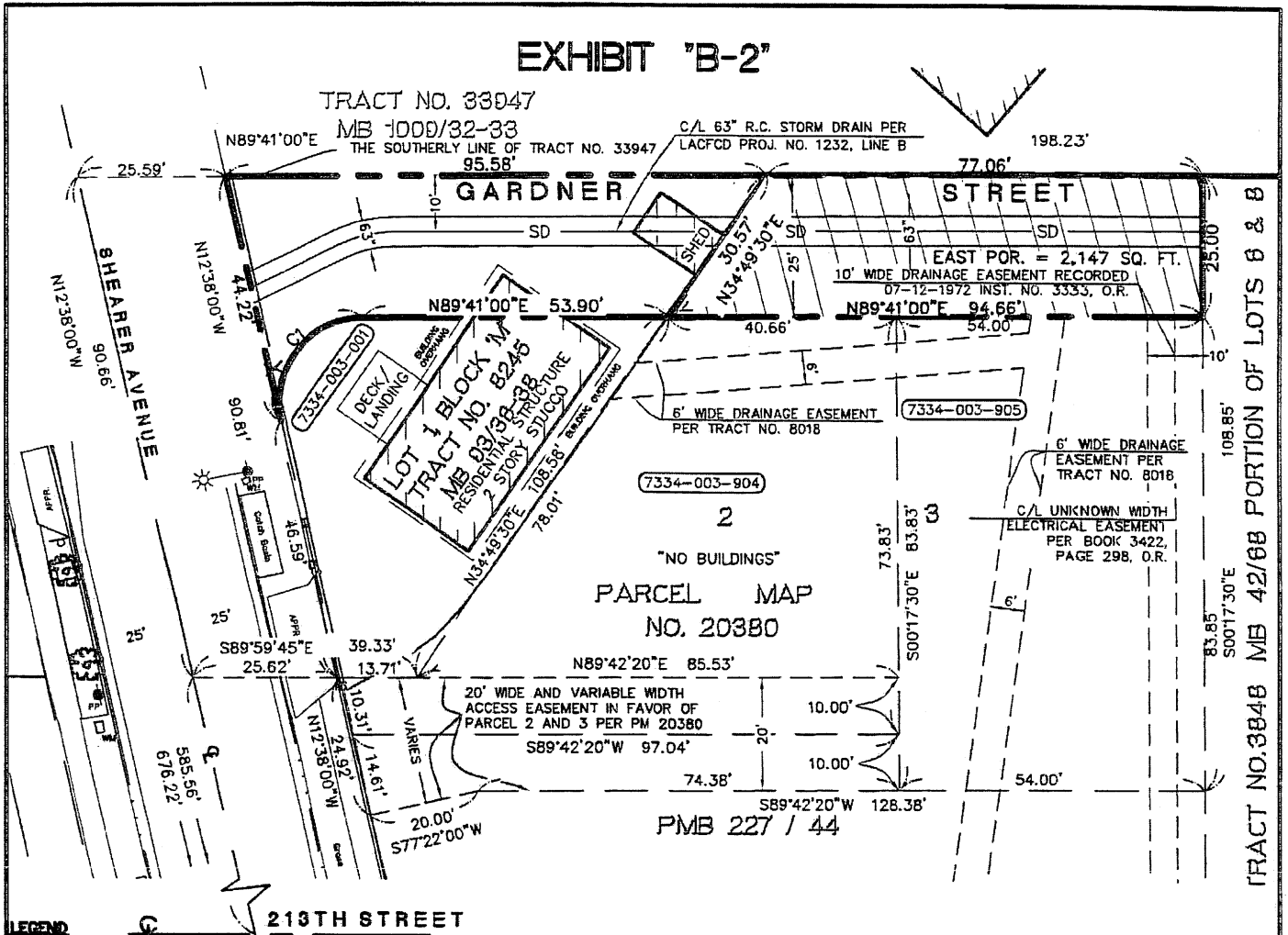


EXHIBIT "B-2"



LEGEND

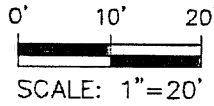
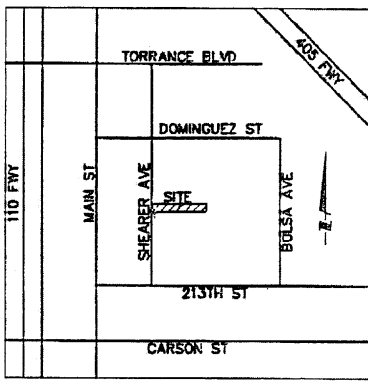
- | | | | |
|--------------|----------------------------|-----------|------------------------------|
| — — — — — | PROPERTY / BOUNDARY LINE | — — — — — | LEGEND (cont.) |
| — — — — — | LOT LINE / PARCEL LINE | ☼ | FIRE HYDRANT |
| - - - - - | EASEMENT LINE | □ | GUARD POST |
| — — — — — | CENTERLINE | ⊙ | PARKING LOT LIGHT |
| — — — — — | STREET RIGHT-OF-WAY LINE | ⊙ | POWER POLE |
| — — — — — | CURB LINE | ⊙ | POWER POLE WITH STREET LIGHT |
| — — — — — | FLOW LINE | + | SIGN |
| — — — — — | EDGE OF GUTTER LINE | + | SURVEY MONUMENT AS NOTED |
| — — — — — | BUILDING OUTLINE | + | TREE |
| x — — — — — | FENCE - CHAINLINK | + | WATER METER |
| — — — — — | WALL - BLOCK | + | DRIVEWAY APPROACH |
| SD — — — — — | C/L STORM DRAIN (PER PLAN) | PL | PROPERTY LINE |
| | | (R) | RADIAL |
| | | () | RECORD DATA |

CURVE TABLE

CURVE	Δ	RADIUS (FT)	LENGTH (FT)
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PORTION OF GARDNER STREET TO BE VACATED



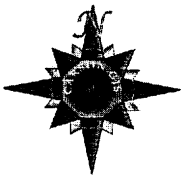
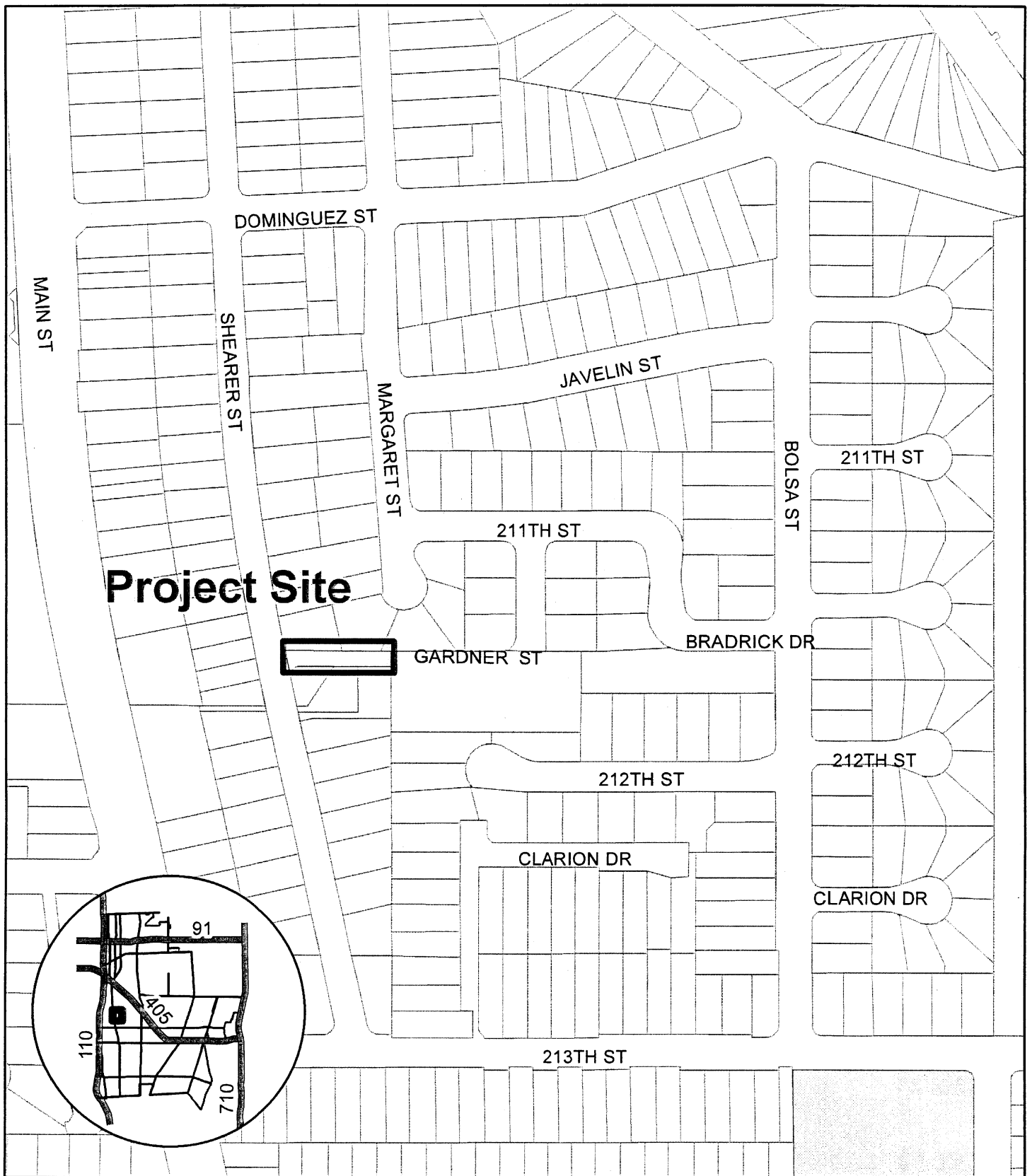
DESCRIPTION:
 Portion of Gardner Street as shown on Parcel Map No. 20380, Parcel Map Book 227, Page 44.

LOCATION:
 City of Carson
 County of Los Angeles
 State of California

SHEET 1 OF 1
 SCALE: 1" = 20'
 DRAFTED: KVO
 CHECKED: DAM
 DATE: 10-12-10
 JOB NO: 2CAR111900-T3

EAST PORTION OF GARDNER STREET
 AREA = 2,147 SQ. FT. (0.049 ACRE)

PSOMAS
 3 Hutton Centre Drive #200
 Santa Ana, California 92707
 (714) 751-7373 www.psomas.com



**Location Map
Public Right-of-Way Vacation
Gardner Street East of Shearer Avenue**

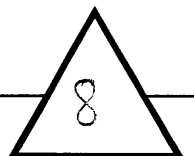


EXHIBIT NO. 2



STREET

EXIST
BLDG

SHEARER AVE

EXHIBIT NO. 13