

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ORDERING THE VACATION OF EXCESS RIGHT-OF-WAY AT 1629 SUPERIOR AVENUE

THE CITY COUNCIL OF THE CITY OF COSTA MESA HEREBY RESOLVES AS FOLLOWS:

WHEREAS, the City Council of the City of Costa Mesa did, on the 6TH day of September, 2005, adopt Resolution No. 05-62, entitled: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, DECLARING ITS INTENTION TO ORDER THE VACATION OF EXCESS RIGHT-OF-WAY AT 1629 SUPERIOR AVENUE; and

WHEREAS, pursuant to said Resolution of Intention, the time and place for hearing all persons interested in or objecting to the proposed vacation was set for Tuesday, the 4th day of October, 2005, at 6:30 p.m., in the Council Chambers of City Hall, 77 Fair Drive, Costa Mesa, California; and

WHEREAS, notices of said proposed vacation were duly and regularly posted as required by law, all pursuant to the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California; and

WHEREAS, on said date of hearing, the proposed vacation came on regularly to be heard; all persons appearing on the proposed vacation were heard; and said hearing was closed on the 4th day of October, 2005; and

WHEREAS, the Costa Mesa City Council finds and determines from all the evidence submitted that the hereinafter described right-of-way is unnecessary for present or prospective street purposes;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COSTA MESA DOES ORDER AND RESOLVE AS FOLLOWS:

1. That the hereinafter described right-of-way is unnecessary for present or prospective street purposes.
2. It is hereby ordered that the following described right-of-way be, and the same are hereby vacated:

All as more particularly described in legal description shown in Exhibit "A" and on map shown in Exhibit "B," attached hereto and by this reference made a part hereof.

PASSED AND ADOPTED this 4th day of October, 2005.

ATTEST:

Deputy City Clerk of the City of Costa Mesa

Mayor of the City of Costa Mesa

APPROVED AS TO FORM

City Attorney

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF COSTA MESA)

I, JULIE FOLCIK, Deputy City Clerk and ex-officio Clerk of the City Council of the City of Costa Mesa, hereby certify that the above and foregoing Resolution No. _____ was duly and regularly passed and adopted by the said City Council at a regular meeting thereof held on the 4th day of October, 2005, by the following roll call vote:

AYES:

NOES:

ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Costa Mesa this 5th day of October, 2005.

Deputy City Clerk and ex-officio Clerk of
the City Council of the City of Costa Mesa

EXHIBIT "A"

IN THE CITY OF COSTA MESA, COUNTY OF ORANGE, STATE OF CALIFORNIA, BEING A PORTION OF LOT 511 OF THE NEWPORT MESA TRACT AS SHOWN ON A MAP FILED IN BOOK 5, PAGE 1 OF MISCELLANEOUS MAPS, RECORDS OF SAID COUNTY, BEING THAT CERTAIN PARCEL OF LAND GRANTED TO THE CITY OF COSTA MESA BY AN EASEMENT DEED RECORD JAN. 17, 1968 IN BOOK 8484, PAGE 855, OFFICIAL RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 511; THENCE S 89°42'21"W ALONG THE SOUTHERLY LINE OF SAID LOT 511 A DISTANCE OF 26.22 FEET TO A POINT ON A LINE LYING 50.00 FEET NORTHWESTERLY OF AND PARALLEL WITH THE CENTERLINE OF SUPERIOR AVENUE, AS SHOWN ON SAID MAP, SAID LINE BEING ALSO THE SOUTHEASTERLY LINE OF PARCEL 2 OF PARCEL MAP BOOK 12, PAGE 1, RECORDS OF SAID COUNTY, THENCE ALONG SAID PARALLEL LINE N 39°59'21"E 91.76 FEET TO A POINT ON THE NORTH LINE OF THE SOUTHERLY 70.00 FEET OF SAID LOT 511, SAID LINE BEING ALSO THE NORTH LINE OF PARCEL 2 OF SAID PARCEL MAP; THENCE N 89°42'21"E ALONG SAID LINE 26.22 FEET TO THE SOUTHEASTERLY LINE OF SAID LOT 511, BEING ALSO THE NORTHWESTERLY LINE OF SUPERIOR AVENUE PER MISCELLANEOUS MAP BOOK 5, PAGE 1; THENCE S 39°59'21"W 91.76 FEET ALONG SAID LINE TO THE POINT OF BEGINNING.

BEARINGS SHOWN HEREON ARE BASED ON PARCEL MAP BOOK 12,, PAGE 1.

ATTACHED HERETO IS A PLAT LABELED EXHIBIT "B" AND BY THE THIS REFERENCE MADE A PART HEREOF.

THIS DOCUMENT, CONSISTING OF 2 SHEETS, EXHIBIT "A" AND EXHIBIT "B", WAS PREPARED BY ME ON JULY 26, 2004.

Paul A. Cuomo

PAUL A. CUOMO, P.L.S. 4136; EXP. 6/30/06

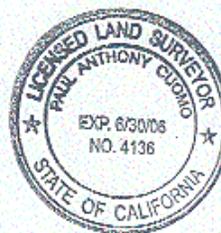


EXHIBIT "B"

(A) SUBJECT PARCEL

