

RESOLUTION NO. \_\_\_\_\_

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 297 OGLE STREET (SANTA ANA AVENUE SIDE).

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

SECTION 1. The City Council of the City of Costa Mesa does hereby declare its intention to vacate its interest in excess right-of-way at 297 Ogle Street (Santa Ana Avenue side) , more particularly described in Exhibit A attached hereto.

SECTION 2. Tuesday, the 7<sup>th</sup> day of February, 2006, at 6:30 p.m., in the Council Chambers of City Hall, 77 Fair Drive, Costa Mesa, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation.

SECTION 3. These proceedings shall be conducted pursuant to the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California.

SECTION 4. The City Manager of the City of Costa Mesa is hereby directed to cause notices of the said proposed vacation to be conspicuously posted along said strip of land for at least two (2) weeks before the date of said hearing. Said notices shall be posted not more than three hundred (300) feet apart, but in no event shall fewer than three (3) notices be posted.

SECTION 5. This Resolution shall be published twice in a newspaper of general circulation, printed and published in the City of Costa Mesa, Orange County, California.

PASSED AND ADOPTED this 3<sup>rd</sup> day of January, 2006.

ATTEST:

\_\_\_\_\_  
Deputy City Clerk of the City of Costa Mesa

\_\_\_\_\_  
Mayor of the City of Costa Mesa

APPROVED AS TO FORM

*Kimberly Noel Berlow*  
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 3<sup>rd</sup> day of January, 2006, 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 4<sup>th</sup> day of January 2006.

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

EXHIBIT "A"

DEED NO. 3588

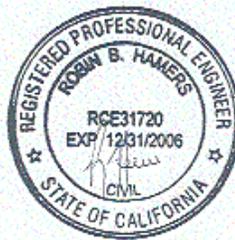
LEGAL DESCRIPTION OF THE VACATION OF A PORTION OF  
SANTA ANA AVENUE

A portion of Lot 10, Tract No. 2996, in the City of Costa Mesa, County of Orange, State of California, as shown on a map recorded in Book 116, pages 21-22, of Miscellaneous Maps, records of said Orange County, said land being a portion of that portion of Parcel 2 of a parcel map recorded in Book 63, page 6, of Parcel Maps, records of said Orange County shown as "Santa Ana Avenue" on said Parcel Map, described as follows:

Beginning at the southerly corner of said Lot 10; thence along the southwesterly line of said Lot 10 North 49°59'20" West 7.00 feet; thence along a line parallel with and 7.00 feet northwesterly of the southeasterly line of said Lot 10 North 40°00'35" East 110.00 feet to a tangent curve, concave westerly, having a radius of 15.00 feet; thence northerly and northwesterly along said curve 23.56 feet through a central angle of 89°59'55" to a point on the northeasterly line of said Lot 10, said point being South 49°59'20" East 80.70 feet from the northerly corner of said Lot 10; thence southeasterly along said northeasterly line of said Lot 10 South 49°59'20" East 7.00 feet; thence South 45°00'03" East 21.41 feet to a point on the southeasterly line of said Lot 10, said point being the northeasterly terminus of that course shown as North 40°00'35" East 110.00 feet" in the boundary of said Lot 10 as shown on said Tract No. 2996; thence along said southeasterly line South 40°00'35" West 110.00 feet to the point of beginning.

RESERVING THEREFROM a public utility easement for all existing underground and overhead public utilities together with right of ingress and egress for the purpose of maintaining, replacing and upgrading said existing public utilities.

Attached and made a part of is a map designated Exhibit "B".



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# STREET VACATION EXHIBIT EXHIBIT "B"

DEED NO. 3586

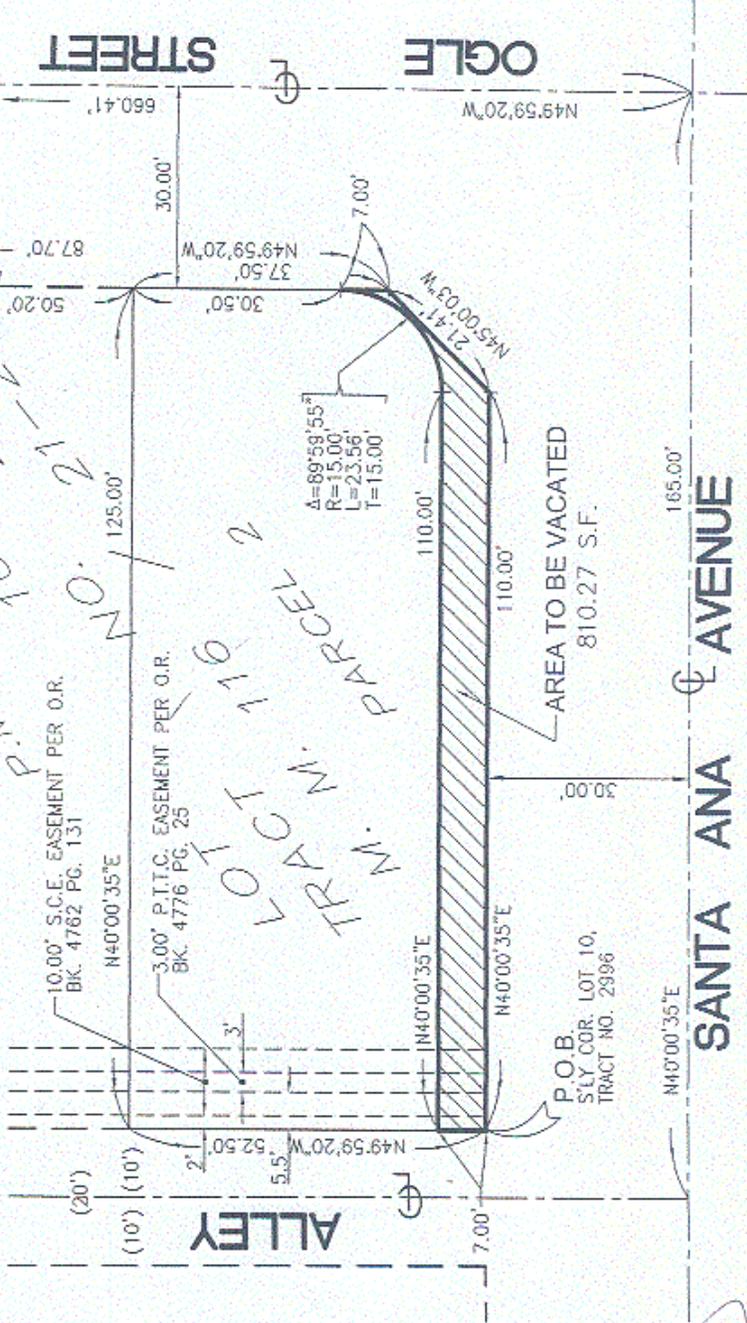


MAP 1

= AREA TO BE VACATED



*PARCEL 6  
P.M. NO. 21-22  
PARCEL 10  
P.M. NO. 21-22  
PARCEL 11  
P.M. NO. 21-22*



(5)