

RESOLUTION NO. 12-27

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, DECLARING ITS INTENTION TO ORDER THE VACATION OF A PORTION OF ALLEY NO. 54A BETWEEN SANTA ANA AVENUE AND TUSTIN AVENUE.

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 Alley No. 54A between Santa Ana Avenue and Tustin Avenue, but reserving there-from a public utility easement for all existing underground and overhead public utilities, being more particularly described in Exhibit A and B attached hereto.

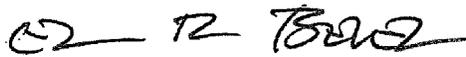
SECTION 2. On Tuesday, the 15th day of May, 2012, at 7 p.m., in the Council Chambers of City Hall, 77 Fair Drive, Costa Mesa, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation.

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, and any other applicable laws.

SECTION 4. The City Chief Executive Officer 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.

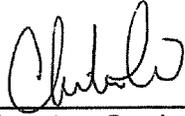
SECTION 5. This Resolution shall be published twice in a newspaper of general circulation, printed and published in the City of Costa Mesa, Orange County, California.

PASSED, APPROVED, AND ADOPTED this 17th day of April, 2012.



Eric R. Bever, Mayor

ATTEST:



Christine Cordon,
Acting Deputy City Clerk

APPROVED AS TO FORM:



Thomas Duarte, City Attorney

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

I, CHRISTINE CORDON, Acting Deputy City Clerk of the City of Costa Mesa, DO HEREBY CERTIFY that the above and foregoing is the original of Resolution No. 12-27 and was duly passed and adopted by the City Council of the City of Costa Mesa at a regular meeting held on the 17th day of April, 2012, by the following roll call vote, to wit:

AYES: COUNCIL MEMBERS: BEVER, RIGHEIMER, LEECE, MENSINGER,
MONAHAN

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE

IN WITNESS WHEREOF, I have hereby set my hand and affixed the seal of the City of Costa Mesa this 18th day of April, 2012.



CHRISTINE CORDON,
ACTING DEPUTY CITY CLERK

(SEAL)

EXHIBIT A

THAT PORTION OF CITY OF COSTA MESA 20.00 FOOT WIDE ALLEY NO. 54 TO BE VACATED. THAT PORTION AS DESCRIBED IN BOOK 4360 PAGE 522 RECORDED JULY 24, 1958, BOOK 11384 PAGE 1096 RECORDED APRIL 23, 1975, BOOK 10611 PAGE 170 RECORDED MARCH 26, 1973, AND RESOLUTION 77-43, BOOK 12325 PAGE 375 OF OFFICIAL RECORDS. RECORDED AUGUST 5, 1977 IN THE CITY OF COSTA MESA, OFFICIAL RECORDS OF THE COUNTY OF ORANGE, STATE OF CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWESTERLY CORNER OF LOT 86 OF NEWPORT HEIGHTS, IN THE CITY OF COSTA MESA, AS SHOWN ON A MAP RECORDED IN BOOK 4, PAGE 83, MISCELLANEOUS MAPS, RECORDS OF SAID ORANGE COUNTY.
THENCE NORTH 40°00'28" EAST, A DISTANCE OF 10.00 FEET;
THENCE SOUTH 49°59'31" EAST, A DISTANCE OF 390.20 FEET;
THENCE SOUTH 40°00'30" WEST, A DISTANCE OF 10.00 FEET TO THE NORTHWEST CORNER OF THE SOUTHEAST 240 FEET OF SAID LOT 86;
THENCE NORTH 49°59'31" WEST, A DISTANCE OF 15.00 ALONG THE CENTERLINE OF SAID ALLEY NO. 54;
THENCE SOUTH 40°00'30" WEST, A DISTANCE OF 10.00 FEET;
THENCE NORTH 49°59'31" WEST, A DISTANCE OF 375.20 FEET TO THE NORTHWEST LINE OF LOT 76 OF NEWPORT HEIGHTS, IN THE CITY OF COSTA MESA, AS SHOWN ON A MAP RECORDED IN BOOK 4, PAGE 83, MISCELLANEOUS MAPS, RECORDS OF SAID ORANGE COUNTY.
THENCE NORTH 40°00'28" EAST, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING, SAID POINT BEING THE NORTHWESTERLY CORNER OF LOT 86 OF NEWPORT HEIGHTS.

RESERVING THEREFROM A PUBLIC UTILITY EASEMENT FOR ALL EXISTING UNDERGROUND AND OVERHEAD PUBLIC UTILITIES AS SHOWN ON THE ATTACHED EXHIBIT, FOR THE RIGHT OF INGRESS AND EGRESS FOR THE PURPOSE OF MAINTAINING, REPLACING AND UPGRADING SAID EXISTING PUBLIC UTILITIES.

THE ABOVE DESCRIBED VACATION CONTAINING AN AREA OF 7,464 SQUARE FEET.

SEE EXHIBIT 'B' ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.



A handwritten signature in cursive script that reads "C.J. Queyrel".

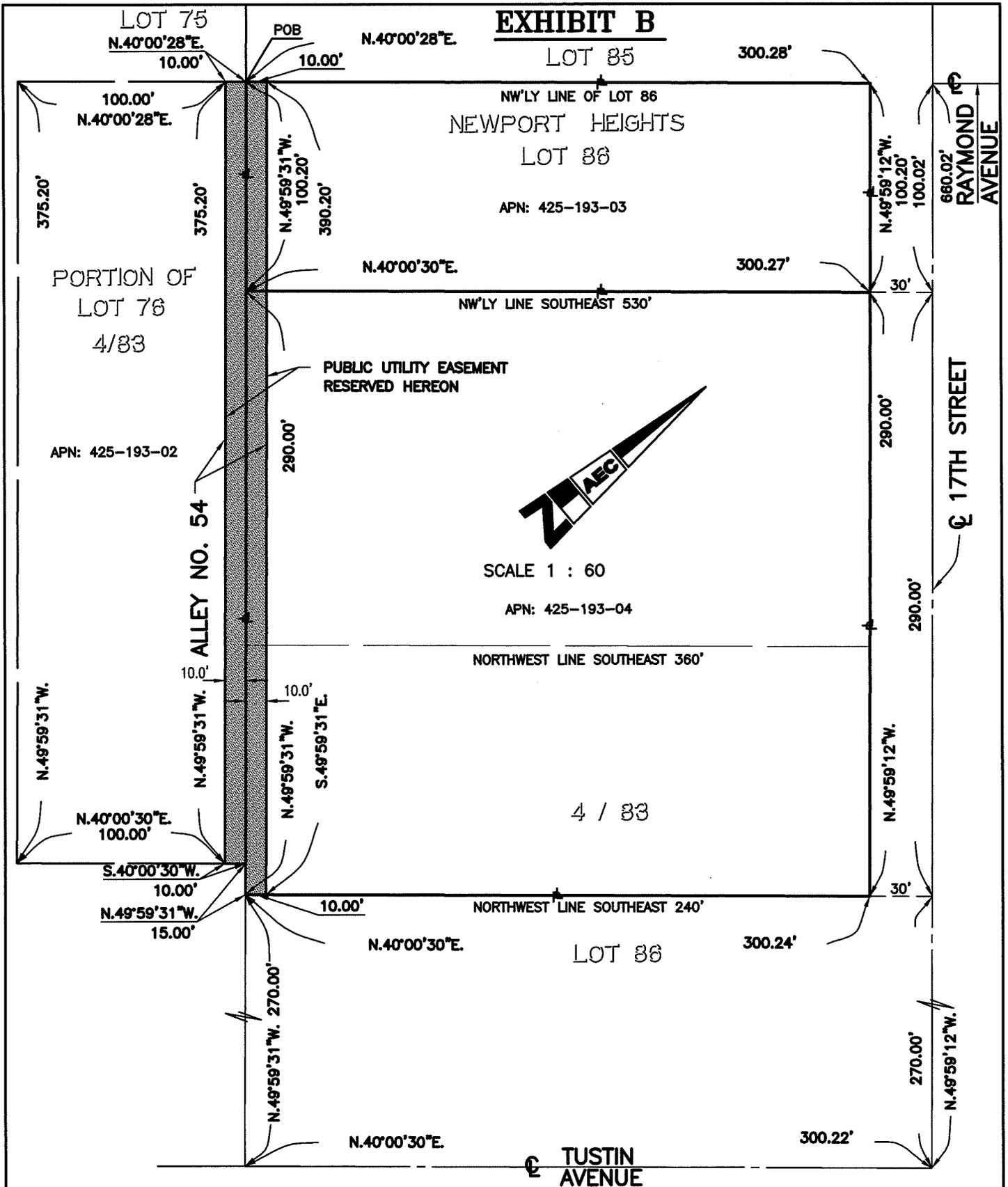
ANACAL ENGINEERING CO.
CIVIL ENGINEERING & LAND SURVEYING
1900 E. LA PALMA AVE. ~ SUITE 202 ~
ANAHEIM, CALIFORNIA 92805
PHONE : (714) 774-1763 FAX: (714) 774-4690
E-MAIL ADDRESS: anacal@anacalengineering.com



BY:	C. J. Q.
DATE:	03-23-12
SCALE:	NO SCALE
JOB NO.	12005-ABAN

LOCATION	WESTPORT SQUARE SHOPPING CENTER	
	369 E. 17TH STREET COSTA MESA, CA	
OWNER:	WHOL INVESTMENT 14 CORPORATE PLAZA #10 NEWPORT BEACH, CA	SHEET NO. 1 OF 2

EXHIBIT B



ANACAL ENGINEERING CO.
CIVIL ENGINEERING & LAND SURVEYING
1900 E. LA PALMA AVE. ~ SUITE 202 ~
ANAHEIM, CALIFORNIA 92805
PHONE : (714)774-1763 FAX:(714)774-4690
E-MAIL ADDRESS: anacal@anacalengineering.com



BY: C. J. Q.
DATE: 03-23-12
SCALE: 1 : 60
JOB NO. 12005-ABAN

LOCATION **WESTPORT SQUARE SHOPPING CENTER**
369 E. 17TH STREET COSTA MESA, CA

OWNER: WHOL INVESTMENT
14 CORPORATE PLAZA #10
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SHEET NO. **2 OF 2**