



CITY OF HAYWARD AGENDA REPORT

AGENDA DATE 01/20/98

AGENDA ITEM 6

WORK SESSION ITEM _____

TO: Mayor and City Council
FROM: Director of Public Works
SUBJECT: VACATION OF EXECUTIVE PLACE

Recommendation:

It is recommended that the City Council hold a public hearing and adopt a resolution vacating Executive Place.

Background/Discussion:

Executive Place, an 89 foot-long street ending in a cul-de-sac, was created in 1979 with the approval of Tract 4019, the Point Eden Industrial Park (see Exhibit A). It was constructed and has been in use since that time. Industrial buildings were constructed on parcels fronting on the street and occupied. Now, the owner of the Industrial Park wishes to expand one of the buildings. This building expansion would cover the area presently within Executive Place, so the owner has requested this vacation (see Exhibit B). The Fire Marshal has reviewed this proposal, and has no objection as adequate access and water is still available. Upon vacation, title to the street would revert to the owner of the Business Park. The existing sewer and water mains will be abandoned by the property owner. However, a ten-foot Public Utility Easement (PUE) will be retained on Trust Way.

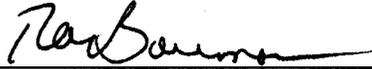
The General Policies Plan does not address the vacation of excess streets, and there is no Neighborhood Plan. A policy of the General Plan states "The City will seek to maintain the efficiency of the Industrial Corridor with road and transit improvements, and encouragement of appropriate land use." Thus, this proposal conforms to the General Plan.

Under California Environmental Quality Act (CEQA) Guidelines for Minor Alterations in Land Use Limitations, the vacation of excess right-of-way is exempt from the application of CEQA.

The Planning Commission held a public hearing on this proposal at its regular meeting of December 11, 1997. By unanimous vote, it found that this proposal is categorically exempt from CEQA; found that the proposed vacation of right-of-way and easements, as shown on the attached map, is not in conflict with the General Policies Plan; and recommended to the City Council that it adopt a resolution vacating Executive Place.

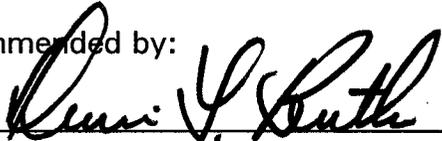
On January 6, 1998, the City Council adopted a resolution stating its intent to vacate Executive Place and to hold a public hearing. The area has been posted and the proposal has been published in the Daily Review, in accordance with law.

Prepared by:



Robert A. Bauman, Deputy Director of Public Works

Recommended by:



Dennis L. Butler, Director of Public Works

Approved by:



Jesús Armas, City Manager

Attachments: Exhibit A: Vicinity Map
 Exhibit B: Proposed Building Expansion
 Exhibit C: Plat Map

[PW-E&T HBD/fsr Agenda98\survey\vacation executive place 01/06/98]

BLDG. 'G'
48,790 S.F.

9.504 ϕ

PROPOSED
BUILDING ADDITION

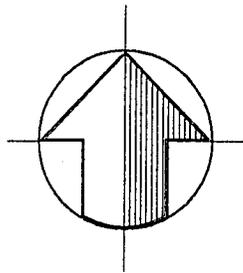
39.286 ϕ

EXECUTIVE PLACE
PROPOSED VACATION

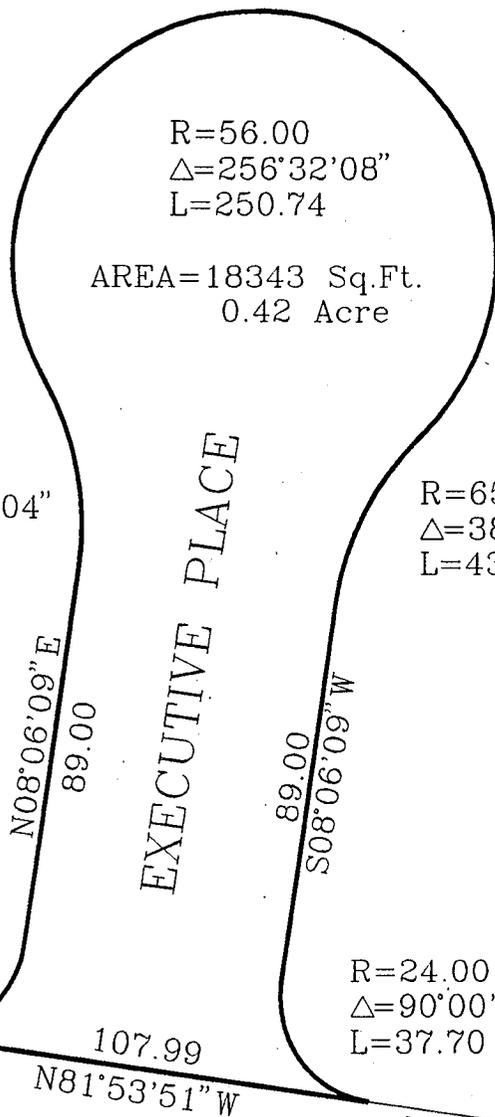
TRUST WAY

PROPOSED BUILDING EXPANSION AT EXECUTIVE PLACE

EXHIBIT B



TRACT NO. 4019
LOT 2



R=56.00
Δ=256°32'08"
L=250.74
AREA=18343 Sq.Ft.
0.42 Acre

R=65.00
Δ=38°16'04"
L=43.41

R=65.00
Δ=38°16'04"
L=43.41

R=24.00
Δ=90°00'00"
L=37.70

R=24.00
Δ=90°00'00"
L=37.70

N08°06'09"E
89.00

S08°06'09"W
89.00

107.99
N81°53'51"W

N81°53'51"W 414.00
TO EDEN LANDING ROAD

TRUST WAY

TRACT NO. 4019
LOT 2

HAROLD B. DAVIS
LS. 3352
LICENSE EXPIRES 6/30/00

CITY OF HAYWARD ENGINEERING DIVISION				EXECUTIVE PLACE VACATION	DWG. NO. 97034
REV	DATE	BY			FILED
			DRAWN BY: JNP	DATE: 11-21-97	
			CHECKED BY: JNP	SCALE: 1"=40'	
			APPD. BY	APPROVED	
			CITY ENGINEER	DIR. PUBLIC WORKS	SHT. 1 OF 1

HAYWARD CITY COUNCIL JB 1/14/98

RESOLUTION NO. _____

Introduced by Council Member _____

**RESOLUTION VACATING EXECUTIVE PLACE ROADWAY
EASEMENT NO LONGER REQUIRED FOR PUBLIC
PURPOSES**

WHEREAS, by Resolution No. 97-187, the City Council declared its intention to proceed under the provisions of section 8320 et seq. of the California Streets and Highway Code to vacate a roadway easement of Primrose Place, as more particularly described on the attached Exhibit "A"; and

WHEREAS, the matter has heretofore been referred to the Director of Public Works who has submitted his recommendation on the vacation; and

WHEREAS, the Planning Commission has determined that the vacation is consistent with the General Policies Plan of the City of Hayward.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward finds from all evidence submitted that the portion of Executive Place referred to in the above mentioned resolution of intention is unnecessary for present or prospective public purposes with the reservations and exception noted below; and

IT IS THEREFORE HEREBY ORDERED by the City Council that the roadway easement of Primrose Place in the City of Hayward, California, be and the same is hereby abandoned and vacated subject to the reservation of a utility easement along Trust Way frontage, as more particularly described in the attached Exhibit "A."

BE IT FURTHER RESOLVED that the City Clerk is authorized and directed to cause a certified copy of this resolution to be recorded in the office of the Alameda County Recorder.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 1998

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward