

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA SUMMARILY VACATING A PORTION OF LAND OF APPROXIMATELY 75 FEET LONG AND NINE FEET WIDE FRONTING THE PROPERTY AT 645 EAST WALNUT STREET ON EL MOLINO AVENUE FRONTAGE

WHEREAS, Sean Ky and Richard Lord, LLC, a California Limited Liability Company, ("applicant") wishes to summarily vacate the public area defined as a portion of land of approximately 75 feet long and nine feet wide fronting the property at 645 East Walnut Street on El Molino Avenue frontage ("the vacated area"); and

WHEREAS, the vacated area is legally described in Exhibit "A" and shown on Exhibit "B" (Department of Public Works Drawing No. 6,420) attached hereto, and on file in the office of the Director of Public Works; and

WHEREAS, the City Council finds that there will be public benefits from the vacation at no cost to the City, and the public shall be relieved from future maintenance responsibility and associated liability for the vacated area; and

WHEREAS, the summary vacation proceeding is and will be conducted pursuant to the requirements of the Chapter 4 of Part 3 of Division 9, Sections 8331, 8333, and 8334, of the Streets and Highways Code of the State of California:

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Pasadena:

1. The following findings are made:
 - a. That the vacated area has been impassible for vehicular travel for at least five consecutive years preceding this action.

- b. That no public money was expended for maintenance on the vacated area for at least five consecutive years preceding this action.
 - c. That the vacated area has not been used for public right-of-way purposes for at least five consecutive years preceding this action.
 - d. That the vacated area is not required for street or highway purposes.
 - e. That the public interest will be served by this vacation, including being relieved of future maintenance responsibilities, and the avoidance of potential liability expenses to the City.
 - f. That the vacation is categorically exempt from CEQA requirements, pursuant to CEQA Guidelines Title 14 Chapter 3 Section 15303.
 - g. The public right-of-way has nil to negligible market value and is not considered surplus property subject to disposition pursuant to the City's surplus property ordinance.
2. From and after the date this resolution is recorded, the vacated area will no longer constitute a present or future street, or public right-of-way.
 3. The City Manager is authorized and directed to execute any necessary vacation documents.
 4. The City Clerk shall certify to the adoption of this resolution, shall permanently maintain a copy thereof in the records of the City, and shall record a certified copy thereof in the Office of the County Recorder of Los Angeles.

Adopted at the _____ meeting of the City Council on the _____ day of _____,

2016, by the following vote:

AYES:

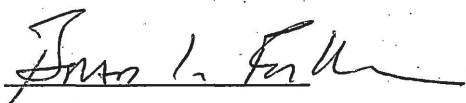
NOES:

ABSENT:

ABSTAIN:

MARK JOMSKY, City Clerk

Approved as to form:



Brad L. Fuller
Assistant City Attorney