

CITY OF MOUNTAIN VIEW  
RESOLUTION NO.  
SERIES 2021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MOUNTAIN VIEW  
ORDERING THE VACATION OF A PUBLIC SERVICE EASEMENT AT  
939 WEST EL CAMINO REAL

WHEREAS, on January 26, 2021, by its adoption of Resolution No. 18535, Series 2021, the City Council of the City of Mountain View, pursuant to the provisions of Part 3, Division 9 (Section 8300 through Section 8363) of the Streets and Highways Code of the State (the Public Streets, Highways, and Service Easement Vacation Law), declared its intention to vacate a public easement over the property at 939 West El Camino Real; and

WHEREAS, by the said Resolution No. 18535, which Resolution is incorporated by reference as if fully set forth herein, the City Council set February 23, 2021 at 6:30 p.m. as the date and time for hearing all persons interested in or objecting to the proposed vacation and directed the City Clerk to give notice of said hearing in the manner prescribed by law; and

WHEREAS, on February 23, 2021, the said public hearing was held, and evidence was submitted to the City Council, bearing upon the present and prospective use of the public easement for underground utilities; and

WHEREAS, this vacation is necessary for the development at 855-1023 West El Camino Real, Application No. PL-2019-219, for a Provisional Use Permit, Planned Community Permit, Development Review Permit, and Heritage Tree Removal Permit to construct a three-story, mixed-use development with a senior memory-care facility above ground-floor retail and restaurant uses;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mountain View that all the evidence submitted, the public service easement described in Exhibit A and depicted in Exhibit B, attached hereto and incorporated herein by reference, is unnecessary for present and prospective public uses and that, therefore, this body orders that the said public service easement described herein be, and the same is hereby, vacated, subject to the conditions specified in this Resolution.

BE IT FURTHER RESOLVED that the City Council of the City of Mountain View, in accordance with Streets and Highways Code Section 8324(b), finds that this Resolution shall not be recorded until the following conditions have been satisfied:

a. File with the City of Mountain View approved improvement plans, Parcel Map, agreements, and performance bonds for the required improvements.

b. Existing utility facilities are removed.

c. This Resolution shall be recorded concurrently with the Parcel Map in accordance with approved City recording instructions.

BE IT FURTHER RESOLVED that as finding of fact supporting its decision vacating the said public service easement on 939 West El Camino Real, this body incorporates by reference, as it fully set forth at this point, the Council report dated February 23, 2021.

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JC/DWG/6/RESO  
996-02-23-21r

Exhibits: A. Legal Description of Public Service Easement  
B. Plat of Public Easement

**EXHIBIT A  
LEGAL DESCRIPTION  
FOR ABANDONMENT OF  
10' UNDERGROUND UTILITY EASEMENT  
DOC 1979-6600973**

All that certain real property situate in the City of Mountain View, County of Santa Clara, State of California, being a portion of PARCEL "A" as shown upon the Parcel Map filed for record in Book 447 of Maps at Page 37, Santa Clara County Records, being more particularly described as follows:

BEING a strip of land of the uniform width of 10 feet, lying contiguous to and northwesterly of the southeasterly boundary line of said PARCEL "A" and extending from the southwesterly boundary line of said PARCEL "A" northeasterly 98.13, to the northeasterly boundary line of said PARCEL "A".

Containing 0.02 acres, more or less.

*See plat to accompany description, entitled Exhibit B attached hereto and made a part hereof.*

End of description.

This Legal Description was prepared by or under the direction of:



\_\_\_\_\_  
Thomas A. Phillippi, RCE 32067

1-22-21

Date:



BASIS OF BEARINGS  
N58°14'09"W



SCALE: 1"=30'

SHADED AREA -  
PSE TO BE ABANDONED

52.80'

52.61'

EL CAMINO REAL  
(120' WIDE)

7.20'

7.39'

N58°14'09"W 200.00'

5'x10' WIDE  
UG UTILITY EASE  
1979-6346543  
& 1979-6474651

D'AMBROSIO  
PARCEL A, BK 447 PM, PG 37  
APN 189-01-142  
18,792 SQ. FT.± (NET)

10' WIDE  
UNDERGROUND  
UTILITY  
EASEMENT  
1979-6600973  
(TO BE  
ABANDONED)  
981 SQ. FT.±

D'AMBROSIO  
APN 189-01-151  
DOC 18908907

N31°42'35"E 98.30'

N31°42'35"E 98.13'

D'AMBROSIO  
APN 189-01-143  
DOC 23874207

N58°17'01"W 200.00'

20'  
ALLEY



VICINITY MAP  
NOT TO SCALE

PROJECT NAME/LOCATION:

**EXHIBIT B**  
**UNDERGROUND UTILITY EASEMENT**  
**ABANDONMENT EXHIBIT**

DESIGNED BY:

MLE

ISSUE DATE:

01/22/21

DRAFTED BY:

MLE

PROJECT NO.:

20190070

CHECKED BY:

PEI

DWG FILENAME:

20190070 PSE



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