

CITY OF MOUNTAIN VIEW  
RESOLUTION NO.  
SERIES 2020

A RESOLUTION ORDERING THE VACATION OF  
A PUBLIC SERVICE EASEMENT AT 2300 WEST EL CAMINO REAL

WHEREAS, the City of Mountain View has elected to proceed under the provisions of the Public Streets, Highways, and Service Easement Vacation Law, commencing with Section 8300 and, in particular to Chapter 4, Sections 8333 and 8334, regarding summary vacation of the Streets and Highways Code of the State of California, to summarily vacate certain public service easements for such uses as public utilities, cable television, and other similar uses situated within the corporate limits of said City, and more particularly described and shown in Exhibit A, attached hereto; and

WHEREAS, pursuant to said provisions, the City Council may summarily vacate (no public hearing required) said easement described above; and

WHEREAS, the City Council has found, from all the evidence submitted, that the easement described above has been unused for the purpose for which it was dedicated for five consecutive years prior hereto and superseded by relocation at the time of vacation, and it is unnecessary for present or prospective public use; and

WHEREAS, the vacation is necessary for the development application by BPR Properties Mountain View, LLC, for a new 153-room hotel (Application No. PL-2019-312); and

WHEREAS, on June 6, 2017, the City Council adopted Resolution No. 18145 approving the Vacation of the Public Utility Easements (Application No. 033-16-PCZA); and

WHEREAS, said resolution was not recorded at the County Recorder's Office, building permits were not issued, and the previous entitlements have expired;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mountain View that, from all the evidence submitted, the public easement described and depicted in Exhibit A, attached hereto and incorporated herein by reference, has been unused for the purpose for which it was dedicated for five years prior hereto, superseded by relocation at the time of vacation, and is unnecessary for present and prospective public uses and that, therefore, this body orders that the said public easement described herein be, and the same is hereby, vacated, subject to the conditions specified in this

Resolution pursuant to Public Streets, Highways, and Service Easement Vacation Law commencing with Section 8300.

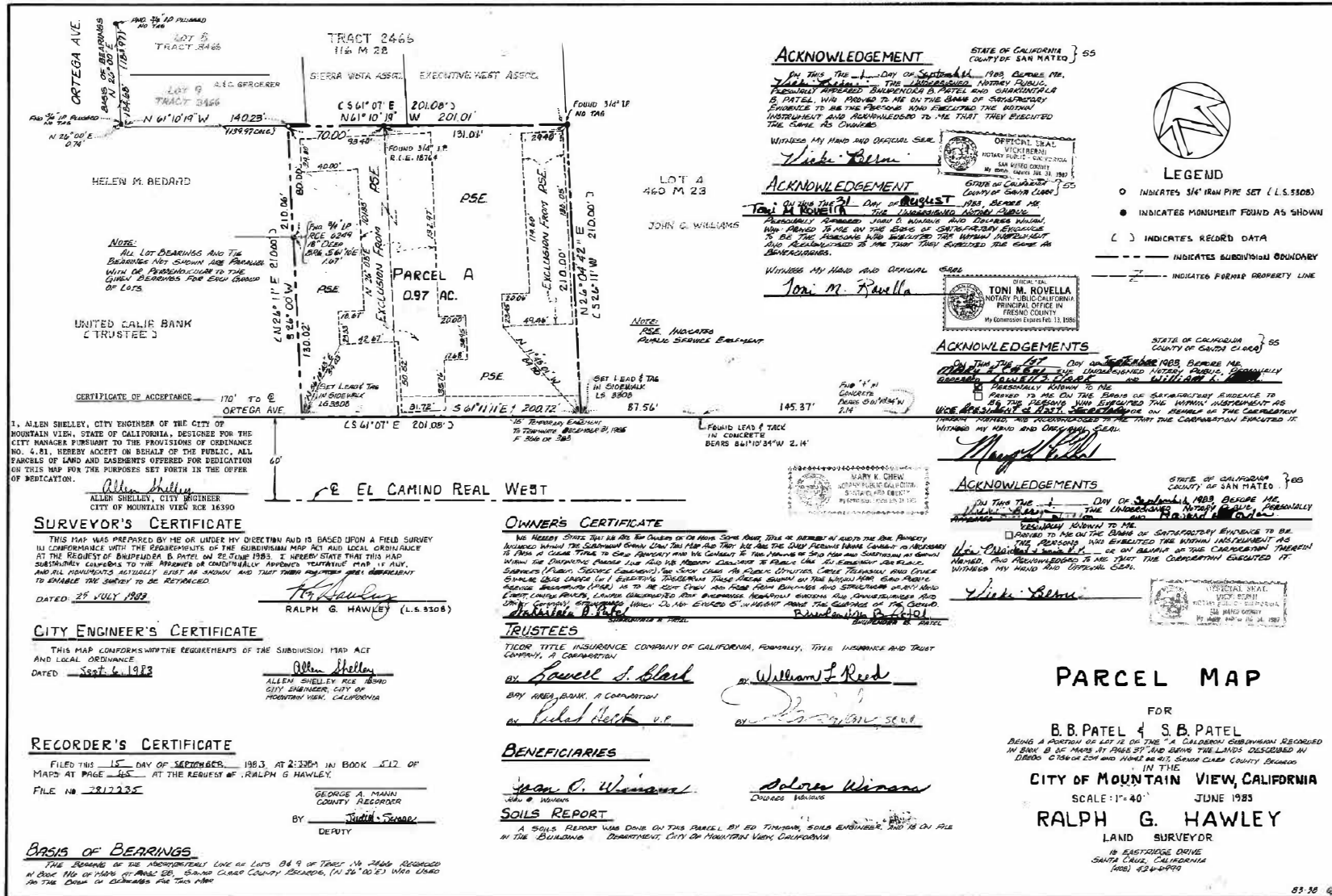
BE IT FURTHER RESOLVED that the City Council of the City of Mountain View, in accordance with Streets and Highways Code Section 8335, finds that this Resolution shall not be recorded until the following condition has been satisfied: File with the City of Mountain View approved improvement plans, agreements, and performance bonds for the new public streets and related improvements.

BE IT FURTHER RESOLVED that, pursuant to Section 8336(a) of the California Streets and Highways Code, the City Clerk is hereby directed to cause a certified copy of this Resolution to be recorded in the Office of the Recorder of the County of Santa Clara, and that, from and after the date this Resolution is recorded, the public service easement herein vacated no longer constitutes a public service easement.

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DP/6/RESO  
807-09-22-20r-1

Exhibit: A. Parcel Map

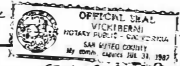


**ACKNOWLEDGEMENT**

STATE OF CALIFORNIA }  
COUNTY OF SAN MATEO } 55

ON THIS THE 1 DAY OF SEPTEMBER 1983 BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED B. PATEL AND S. B. PATEL WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHO EXECUTED THE NOTARY INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME AS VOLUNTARILY.

WITNESS MY HAND AND OFFICIAL SEAL  
Wicki Bern



**ACKNOWLEDGEMENT**

STATE OF CALIFORNIA }  
COUNTY OF SAN MATEO } 55

ON THE 31 DAY OF AUGUST 1983, BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED JOHN Q. WILLIAMS, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHO EXECUTED THE NOTARY INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME AS VOLUNTARILY.

WITNESS MY HAND AND OFFICIAL SEAL  
Toni M. Rovella



**ACKNOWLEDGEMENTS**

STATE OF CALIFORNIA }  
COUNTY OF SAN MATEO } 55

ON THE 1 DAY OF SEPTEMBER 1983, BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED WILLIAM G. OWEN WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHO EXECUTED THE NOTARY INSTRUMENT AS VOLUNTARILY.

WITNESS MY HAND AND OFFICIAL SEAL  
Wicki Bern

**ACKNOWLEDGEMENTS**

STATE OF CALIFORNIA }  
COUNTY OF SAN MATEO } 55

ON THE 1 DAY OF SEPTEMBER 1983, BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED WILLIAM G. OWEN WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHO EXECUTED THE NOTARY INSTRUMENT AS VOLUNTARILY.

WITNESS MY HAND AND OFFICIAL SEAL  
Wicki Bern



**LEGEND**

- INDICATES 36" IRON PIPE SET (L.S. 9308)
- INDICATES MONUMENT FOUND AS SHOWN
- ( ) INDICATES RECORDED DATA
- - - INDICATES SUBDIVISION BOUNDARY
- - - INDICATES FORMER PROPERTY LINE

1. ALLEN SHELLEY, CITY ENGINEER OF THE CITY OF MOUNTAIN VIEW, STATE OF CALIFORNIA, DESIGNEE FOR THE CITY MANAGER PURSUANT TO THE PROVISIONS OF ORDINANCE NO. 481, HEREBY ACCEPT ON BEHALF OF THE PUBLIC, ALL PARCELS OF LAND AND EASEMENTS OFFERED FOR DEDICATION ON THIS MAP FOR THE PURPOSES SET FORTH IN THE OFFER OF DEDICATION.

Allen Shelley  
ALLEN SHELLEY, CITY ENGINEER  
CITY OF MOUNTAIN VIEW, RCR 16390

**SURVEYOR'S CERTIFICATE**

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF B. PATEL AND S. B. PATEL ON 25 JUNE 1983. I HEREBY STATE THAT THIS MAP SUBSTANTIALLY CONFORMS TO THE RECORDS OR CONTINUALLY APPROVED YEA-TERMINAL MAP, IF ANY, AND ALL MONUMENTS ACTUALLY EXIST AS SHOWN AND THAT THEIR POSITIONS ARE SUBSTANTIALLY TO ENABLE THE SURVEY TO BE RETRACED.

DATED 29 JULY 1983  
Ralph G. Hawley  
RALPH G. HAWLEY (L.S. 9308)

**CITY ENGINEER'S CERTIFICATE**

THIS MAP CONFORMS WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE.

DATED Sept 6 1983  
Allen Shelley  
ALLEN SHELLEY RCR 16390  
CITY ENGINEER, CITY OF MOUNTAIN VIEW, CALIFORNIA

**RECORDER'S CERTIFICATE**

FILED THIS 15 DAY OF SEPTEMBER 1983 AT 2:30PM IN BOOK 512 OF MAPS AT PAGE 45 AT THE REQUEST OF RALPH G. HAWLEY.

FILE NO 281235

BY Judith Semor  
DEPUTY

**BASES OF BEARINGS**

THE BEARINGS OF THE MONUMENTARY LINE ON LOTS 5 & 6 OF TRACT NO. 2466 RECORDED IN BOOK NO. 116 OF MAPS AT PAGE 28, SANTA CRUZ COUNTY RECORDS, (A 26 00 85) WERE LINED ON THE DOWN IN BEARINGS FOR THIS MAP.

**OWNER'S CERTIFICATE**

WE HEREBY STATE THAT WE ARE THE OWNERS OF OR HAVE SOME RIGHT, TITLE OR INTEREST IN AND TO THE REAL PROPERTY DESCRIBED WITHIN THE SUBDIVISION MAP AND THAT WE ARE THE ONLY PERSONS WHOSE NAMES IT IS NECESSARY TO LIST AT THIS TIME TO CARRY OUT THE PURPOSES OF THIS MAP AND THAT WE ARE NOT PROVIDING ANY OTHER NAMES WHOSE NAMES SHOULD BE LISTED AND WE HEREBY WARRANT TO PUBLIC AND TO THE CITY ENGINEER, THE PLACER, SHERIFFS (PLACER SHERIFFS EMBROIDERED), THE STATE OF CALIFORNIA, COUNTY SHERIFFS AND OTHER OFFICIALS WHOSE NAMES ARE LISTED IN THIS MAP THAT WE ARE THE ONLY PERSONS WHOSE NAMES SHOULD BE LISTED TO CARRY OUT THE PURPOSES OF THIS MAP AND THAT WE HEREBY WARRANT TO PUBLIC AND TO THE CITY ENGINEER, THE PLACER, SHERIFFS (PLACER SHERIFFS EMBROIDERED), THE STATE OF CALIFORNIA, COUNTY SHERIFFS AND OTHER OFFICIALS WHOSE NAMES ARE LISTED IN THIS MAP THAT WE ARE THE ONLY PERSONS WHOSE NAMES SHOULD BE LISTED TO CARRY OUT THE PURPOSES OF THIS MAP.

B. Patel  
S. B. Patel

**TRUSTEES**

TICOR TITLE INSURANCE COMPANY OF CALIFORNIA, FORMERLY, THE INSURANCE AND TRUST COMPANY, A CORPORATION

BY Lawell S. Black or William L. Reed  
BY AREA BANK, A CORPORATION  
or Richard Hecht or Richard Hecht

**BENEFICIARIES**

John Q. Williams or Salvo Wilson  
OR John Q. Williams or Salvo Wilson

**SOILS REPORT**

A SOILS REPORT WAS DONE ON THIS PARCEL BY ED THOMPSON, SOILS ENGINEER, AND IS ON FILE IN THE SUBDIVISION MAP DEPARTMENT, CITY OF MOUNTAIN VIEW, CALIFORNIA.

**PARCEL MAP**

FOR  
**B. B. PATEL & S. B. PATEL**

BEING A PORTION OF LOT 12 OF THE "A" CALDERON SUBDIVISION RECORDED IN BOOK 8 OF MAPS AT PAGE 37 AND BEING THE LANDS DESCRIBED IN TRACT 24-66 OF THE CITY AND COUNTY OF SAN MATEO, SANTA CRUZ COUNTY RECORDS.

IN THE  
**CITY OF MOUNTAIN VIEW, CALIFORNIA**

SCALE: 1" = 40' JUNE 1983  
**RALPH G. HAWLEY**

LAND SURVEYOR  
IN EASTTAHOE DRIVE  
SANTA CRUZ, CALIFORNIA  
10081 432-6999

577  
45

571  
45

45  
45

45

83-38 69