

CITY OF MOUNTAIN VIEW
RESOLUTION NO.
SERIES 2014

A RESOLUTION ORDERING THE VACATION OF A PORTION OF PUBLIC STREET
RIGHT-OF-WAY ON STIERLIN ROAD AND WASHINGTON ALLEY

WHEREAS, on December 3, 2013, by its adoption of Resolution No. 17823, Series 2013, the City Council of the City of Mountain View, pursuant to the provisions of Part 3, Division 9 (Sections 8300 through 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 portion of public street right-of-way on Stierlin Road and Washington Alley; and

WHEREAS, by the said Resolution No. 17823, which Resolution is incorporated by reference as if fully set forth herein, the City Council set January 21, 2014 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 January 21, 2014, the said Public Hearing was held and evidence was submitted to the City Council, bearing upon the present and prospective use of the portion of said public street right-of-way for public use;

NOW, THEREFORE, the City Council of the City of Mountain View finds, from all the evidence submitted, that portion of public street right-of-way on Stierlin Road and Washington Alley described and depicted in Exhibits A and B, attached hereto and incorporated herein by reference, is unnecessary for present and prospective public street purposes and that, therefore, this body orders that the said portion of public street right-of-way on Stierlin Road and Washington Alley described herein be, and the same is hereby, vacated, subject to the conditions specified in this Resolution.

BE IT FURTHER RESOLVED that the City of Mountain View hereby declares its intention that easements for public utility purposes are to be reserved or excepted from such proposed vacation.

BE IT FURTHER RESOLVED that the City of Mountain View hereby declares its intention to retain a temporary utility easement over the portions of Stierlin Road and Washington Alley to be vacated until the utilities within such temporary easement are relocated and accepted by the City Council.

BE IT FURTHER RESOLVED that the City Public Works Director is hereby directed and authorized to vacate the temporary utility easement and to file an abandonment of the said temporary easement upon the City Council's acceptance of the relocated utilities, and to take all further actions necessary to accomplish this intent.

BE IT FURTHER RESOLVED that as findings of fact supporting its decision vacating the said portion of public street right-of-way on Stierlin Road and Washington Alley, this body incorporates by reference, as if fully set forth at this point, the staff report dated January 21, 2014.

BE IT FURTHER RESOLVED that pursuant to Sections 8324(b) and 8325 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.

DPD/7/RESO
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