

CITY OF MOUNTAIN VIEW  
RESOLUTION NO.  
SERIES 2017

A RESOLUTION ORDERING THE VACATION OF  
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above has been unused for the purpose for which they were dedicated for five consecutive years prior hereto or superseded by relocation at the time of vacation, and they are unnecessary for present or prospective public use; and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 157-room hotel (Application No. 033-16-PCZA);

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mountain View that, in accordance with Streets and Highways Code Section 8335, this Resolution shall not be recorded until the following condition has been satisfied:

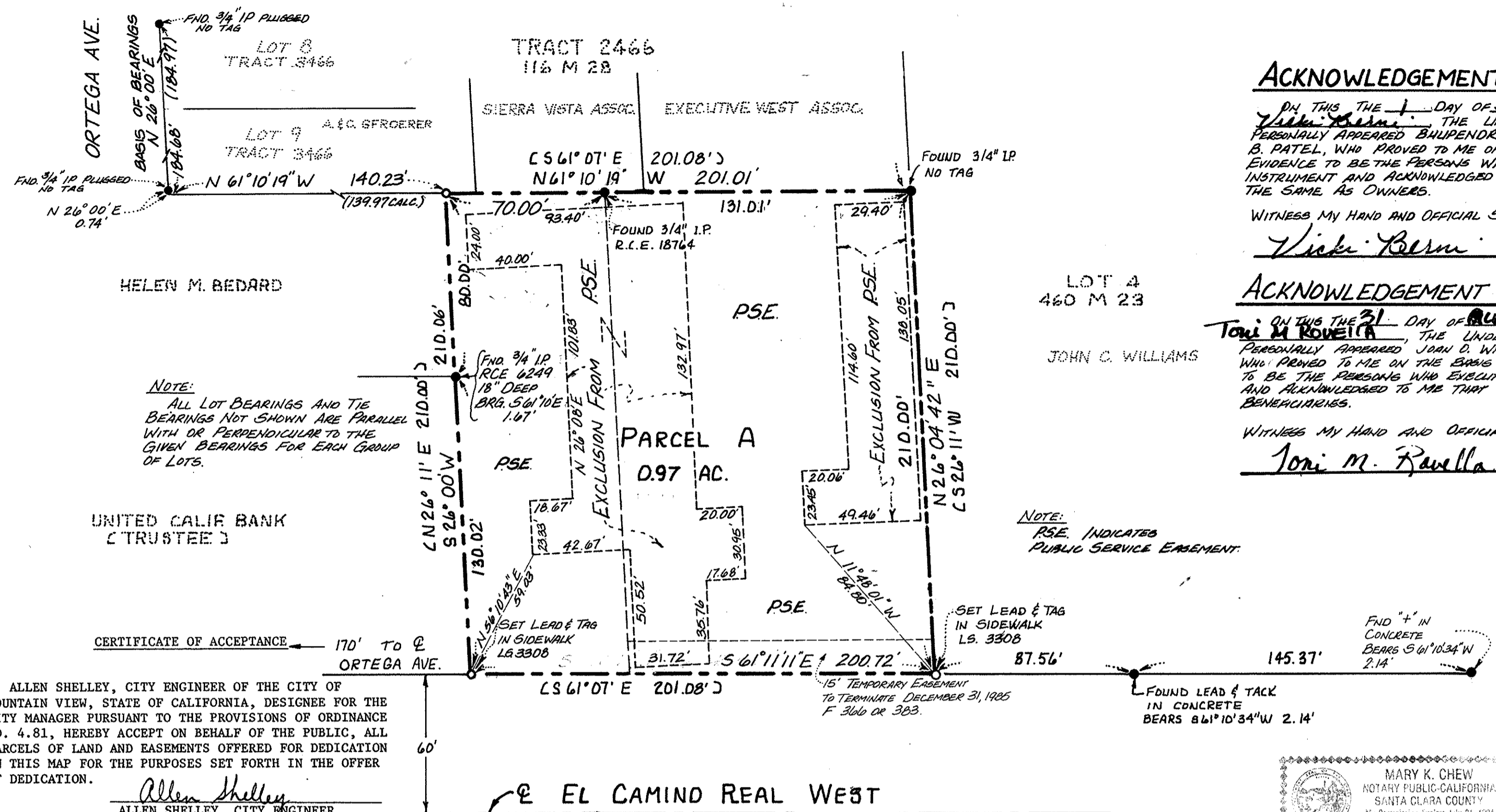
A. File with the City of Mountain View approved improvement plans, agreements, and performance bonds for the new public streets and related improvements.

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.

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DP/3/RESO  
807-06-06-17r-E

Exhibit: A. Parcel Map



I, 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. 4.81, 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.

**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 BHUPENDRA B. PATEL ON 22 JUNE 1983. I HEREBY STATE THAT THIS MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP, IF ANY, AND ALL MONUMENTS ACTUALLY EXIST AS SHOWN AND THAT THEIR POSITIONS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

DATED: 25 JULY 1983

*Ralph G. Hawley*  
RALPH G. HAWLEY (L.S. 3308)

**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 RCE 16390  
CITY ENGINEER, CITY OF MOUNTAIN VIEW, CALIFORNIA

**RECORDER'S CERTIFICATE**

FILED THIS 15 DAY OF SEPTEMBER 1983, AT 2:32PM IN BOOK 517 OF MAPS AT PAGE 45 AT THE REQUEST OF RALPH G. HAWLEY.

FILE NO. 7817235

*George A. Mann*  
GEORGE A. MANN  
COUNTY RECORDER

BY *Judith S. Sorensen*  
DEPUTY

**BASIS OF BEARINGS**

THE BEARING OF THE NORTHWESTERLY LINE OF LOTS 8 & 9 OF TRACT NO. 2466 RECORDED IN BOOK 116 OF MAPS AT PAGE 28, SANTA CLARA COUNTY RECORDS, (N 26° 00' E) WAS USED AS THE BASIS OF 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 INCLUDED WITHIN THE SUBDIVISION SHOWN UPON THIS MAP AND THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS A CLEAR TITLE TO SAID PROPERTY AND WE CONSENT TO THE MAKING OF SAID MAP AND SUBDIVISION AS SHOWN WITHIN THE DISTINCTIVE BORDER LINE AND WE HEREBY DEDICATE TO PUBLIC USE AN EASEMENT FOR PUBLIC SERVICES (PUBLIC SERVICE EASEMENT) FOR SUCH USES AS PUBLIC UTILITIES, CABLE TELEVISION AND OTHER SIMILAR USES UNDER (OR) EXCEPTING THEREFROM THOSE AREAS SHOWN ON THE WITHIN MAP SAID PUBLIC SERVICE EASEMENTS (PSE) IS TO BE KEPT OPEN AND FREE FROM BUILDINGS AND STRUCTURES OF ANY KIND EXCEPT LAWN FENCES, LAWN UNADORNED ROOF OVERHANGS, IRRIGATION SYSTEMS AND APPURTENANCES AND UTILITY COMPANY STRUCTURES WHICH DO NOT EXCEED 5' IN HEIGHT ABOVE THE SURFACE OF THE GROUND.

*Shakuntala B. Patel*  
SHAKUNTALA B. PATEL

*Bhupendra B. Patel*  
BHUPENDRA B. PATEL

**TRUSTEES**

TICOR TITLE INSURANCE COMPANY OF CALIFORNIA, FORMALLY, TITLE INSURANCE AND TRUST COMPANY, A CORPORATION

BY *Lawell S. Clark*  
BY AREA BANK, A CORPORATION

BY *Richard Helton, v.p.*

BY *William J. Reed*  
BY *William J. Reed*

**BENEFICIARIES**

*John O. Winans*  
JOHN O. WINANS

*Dolores Winans*  
DOLORES WINANS

**SOILS REPORT**

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

**ACKNOWLEDGEMENT**

ON THIS THE 1 DAY OF September 1983, BEFORE ME, *Vicki Berni*, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED BHUPENDRA B. PATEL AND SHAKUNTALA B. PATEL, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHO EXECUTED THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME AS OWNERS.

WITNESS MY HAND AND OFFICIAL SEAL

*Vicki Berni*

OFFICIAL SEAL  
VICKI BERNI  
NOTARY PUBLIC - CALIFORNIA  
SAN MATEO COUNTY  
My Comm. expires JUL 31, 1987

**ACKNOWLEDGEMENT**

ON THIS THE 31 DAY OF August 1983, BEFORE ME, *Toni M. Rovella*, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED JOHN O. WINANS AND DOLORES WINANS, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHO EXECUTED THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME AS BENEFICIARIES.

WITNESS MY HAND AND OFFICIAL SEAL

*Toni M. Rovella*

OFFICIAL SEAL  
TONI M. ROVELLA  
NOTARY PUBLIC - CALIFORNIA  
PRINCIPAL OFFICE IN  
FRESNO COUNTY  
My Commission Expires Feb. 13, 1986

**ACKNOWLEDGEMENTS**

ON THIS THE 1st DAY OF September 1983, BEFORE ME, *Mary K. Chew*, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED *Lawell S. Clark* AND *William J. Reed*. PERSONALLY KNOWN TO ME, PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHO EXECUTED THE WITHIN INSTRUMENT AS VICE PRESIDENT & ASST. SECRETARY OR ON BEHALF OF THE CORPORATION THEREIN NAMED, AND ACKNOWLEDGED TO ME THAT THE CORPORATION EXECUTED IT.

WITNESS MY HAND AND OFFICIAL SEAL.

*Mary K. Chew*

OFFICIAL SEAL  
MARY K. CHEW  
NOTARY PUBLIC - CALIFORNIA  
SANTA CLARA COUNTY  
My Commission Expires July 31, 1981

**ACKNOWLEDGEMENTS**

ON THIS THE 1 DAY OF September 1983, BEFORE ME, *Vicki Berni*, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED *Richard Helton* AND *Howard H. Jordan*. PERSONALLY KNOWN TO ME, PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHO EXECUTED THE WITHIN INSTRUMENT AS VICE PRESIDENT & ASST. SECRETARY OR ON BEHALF OF THE CORPORATION THEREIN NAMED, AND ACKNOWLEDGED TO ME THAT THE CORPORATION EXECUTED IT.

WITNESS MY HAND AND OFFICIAL SEAL.

*Vicki Berni*

OFFICIAL SEAL  
VICKI BERNI  
NOTARY PUBLIC - CALIFORNIA  
SAN MATEO COUNTY  
My Comm. expires JUL 31, 1987

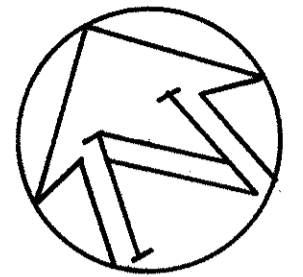
**PARCEL MAP**

FDR  
B. B. PATEL & S. B. PATEL  
BEING A PORTION OF LOT 12 OF THE "A" CALDERON SUBDIVISION RECORDED IN BOOK B OF MAPS AT PAGE 37, AND BEING THE LANDS DESCRIBED IN DEEDS C756 OR 254 AND H642 OR 417, SANTA CLARA COUNTY RECORDS.

CITY OF MOUNTAIN VIEW, CALIFORNIA  
SCALE: 1" = 40' JUNE 1983

**RALPH G. HAWLEY**

LAND SURVEYOR  
16 EASTRIDGE DRIVE  
SANTA CRUZ, CALIFORNIA  
(408) 426-6999



**LEGEND**

- INDICATES 3/4" IRON PIPE SET (L.S. 3308)
- INDICATES MONUMENT FOUND AS SHOWN
- ( ) INDICATES RECORDED DATA
- INDICATES SUBDIVISION BOUNDARY
- - - - - INDICATES FORMER PROPERTY LINE

517  
45  
517  
45