

Recorded at the request of: Contra Costa County

Return To: C. Piña-Delgado, Real Estate Division

**THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board**

Adopted this Resolution on 07/10/2018 by the following vote:

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2018/242

IN THE MATTER OF: ADOPT Resolution No. 2018/242 to summarily vacate excess right-of-way of old Dougherty Road, San Ramon (Dougherty Valley) area, District II. Project No. WL72RP – RA1251.

WHEREAS, the County no longer requires the area of old Dougherty Road between Ivyleaf Springs Road and Bollinger Canyon Road. The above-described area has been superseded by relocation and for at least the past five years, no County funds have been used to maintain that area of roadway as a County highway.

WHEREAS, per the Dougherty Valley Specific Plan and the Gale Ranch Conditions of Approval, a portion of the above described area shall be converted into a multi-purpose use trail.

WHEREAS, public necessity requires that the County reserve an easement and right, at any time or from time to time, to construct, maintain, operate, replace, remove, and renew trails and public utilities easement for use by the public in, upon, over, and across the above-described segment of road right-of-way, which is more particularly described in the legal description and shown on the map attached hereto as Exhibit “A” and “B” and incorporated herein by reference.

WHEREAS, Public Works Department staff concluded that it can be seen with certainty that there is no possibility that vacating the above-described area of old Dougherty Road may have a significant adverse effect on the environment. On January 25, 2005 the County’s Planning Commission adopted the Addendum to the 1996 Subsequent EIR and Final Development Plan DP04-3070.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Contra Costa County that:

The area described and depicted in Exhibit “A” and “B”, attached hereto and incorporated herein by reference, is hereby summarily VACATED, pursuant to Division 9, Part 3, Chapter 4 of the Streets and Highways Code and DETERMINE that this vacation request is for an excess right-of-way of a street or highway not required for street or highway purposes pursuant to Streets and Highways Code Section 8334(a).

The Board FINDS that the County has not expended County funds to maintain or improve the easement, and it is in the best interest of the County and the public that the above-described area of old Dougherty Road be terminated.

The Board DECLARES that the hereinabove described proposed vacation area is HEREBY ORDERD VACATED subject to any reservation and exception described in attached Exhibit “A”, pursuant to Division 9, Part 3, Chapter 5 of the Streets and

Highways Code.

The Board DIRECTS the Public Works Director, or designee, to cause a certified copy of this Resolution to be recorded in the office of the County Clerk-Recorder.

Contact: Carmen Piña-Delgado, 925. 957-2461

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: July 10, 2018

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc: