

Recorded at the request of: Contra Costa County

Return To: Jewel Lopez, 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 11/06/2018 by the following vote:

AYE:

NO:

ABSENT:

ABSTAIN:

RECUSE:

Resolution No. 2018/533

IN THE MATTER OF adopting Resolution No. 2018/533 to summarily vacate and quitclaim a public service easement for electric and power transmission purposes on portions of APN Nos. 097-700-001, 097-700-002, and 097-700-005, Pittsburg area, District V. (Project No.: 0676-6Q1823)

WHEREAS, Contra Costa County (County) no longer requires the public service easement for electric and power transmission purposes encumbering portions of Assessor's Parcel Nos: 097-700-001, 097-700-002, and 097-700-005, which was acquired by Final Order of Condemnation, and is more particularly described as Parcel 50856-2 in the document recorded on December 1, 1992, in Book 18077, Page 700, of Contra Costa County Official Records, Pittsburg area.

WHEREAS, this vacation request is for an easement that has not been used for the purposes for which it was acquired for five consecutive years immediately preceding the date of this action. (S&H Code Section 8333(a))

WHEREAS, Public Works Department staff has concluded that it can be seen with certainty that there is no possibility that vacating the public service easement described above may have a significant adverse effect on the environment.

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

The public service easement for electric and power transmission purposes, identified as Parcel 50856-2, and described in the document recorded on December 1, 1992, in Book 18077, Page 700, of Contra Costa County Official Records, is hereby summarily VACATED, pursuant to Division 9, Chapter 4 of the Streets and Highways Code and determine that this vacation request is for an easement that has not been used for the purposes for which it was acquired for five consecutive years immediately preceding the date of this action purposes pursuant to S&H Code Section 8333(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 easement be vacated.

The Board FINDS that terminating and abandoning the easement will not have a significant effect on the environment and is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines, Article 5, section 15061(b)(3).

The Board DECLARES that the hereinabove described proposed vacation area is HEREBY ORDERD VACATED subject to any reservation and exception described in the document recorded on December 1, 1992, in Book 18077, Page 700, of Contra Costa County Official Records. From and after the date that this resolution is adopted, the easement shall not constitute a public service easement of Contra Costa County.

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: Jewel Lopez, 925-957-2457

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: November 6, 2018

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

By: , Deputy

cc: J. Stein, PW Surveys, K. Piona, PW Records, W. Osborn, PW Information Technology, J. Suemnick, Flood Control