

Recorded at the request of: Contra Costa County

Return To: Public Works Real Estate, Michael Serrano

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

Adopted this Resolution on 01/15/2019 by the following vote:

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2019/3

IN THE MATTER OF: ADOPT Resolution No. 2019/3 to summarily vacate excess right of way of a portion of Brookside Drive encumbering portions of APN Nos. 409-320-034 and 409-320-035 and identified as 775 Brookside Drive, North Richmond Area, District I. Project No.: WL72RP- DP1503001

WHEREAS, Contra Costa County (County) no longer requires the area of Brookside Drive accepted and declared a public highway on December 3, 1900 which encumbers portions of Assessor's Parcel Nos. 409-320-034 and 409-320-035 and identified as 775 Brookside Drive due to realignment of the roadway for safety purposes.

The easement is more particularly described in the property description and plat map that is attached hereto as Exhibit "A" and Exhibit "B" which is incorporated herein by reference.

WHEREAS, this termination request is for an excess right of way of a street or highway not required for street or highway purposes (S&H Code Section 8334(a)).

WHEREAS, Public Works Department staff has concluded that it can be seen with certainty that there is no possibility that vacating the described area identified in Exhibit "A" 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 area described and depicted in Exhibit "A" and Exhibit "B" attached hereto and incorporated herein by reference, 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 excess right of way of a street or highway not required for street or highway purposes pursuant to S&H 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 easement be terminated.

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

The Board DECLARES that the hereinabove described proposed vacation area is HEREBY ORDERED VACATED subject to any reservation and exception described in Exhibit "A." From and after the date that this resolution is adopted, the area vacated

no longer constitutes a public highway.

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: Michael Serrano (925) 957-2489

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: January 15, 2019

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

By: , Deputy

cc: