

Recorded at the request of: Contra Costa County

Return To: Public Works, Real Estate Services Division, Margaret Eychner

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

Adopted this Resolution on 02/01/2022 by the following vote:

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2022/35

IN THE MATTER OF: Adopting Resolution No. 2022/35 to summarily vacate excess road right of way of two portions of Stone Road adjacent to APNs 031-010-017 and 031-010-010, Bethel Island Area, District III. Project No.: WL039C – Permit DP20-03007.

WHEREAS, Contra Costa County (County) no longer requires the excess area of Stone Road adjacent to Assessor's Parcel Number 031-010-017 that was accepted by the Board of Supervisors on June 7, 1948 and recorded on June 9, 1948 in Book 1209, at Page 230, of Official Records, and the area of Stone Road adjacent to Assessor's Parcel Number APN 031-010-010 that was accepted by the Board of Supervisors and recorded on July 16, 1954 in Book 2349, at Page 63, Bethel Island area.

The easement areas are described in Exhibit "A" and Exhibit "B" and depicted in Exhibit "A-1" and Exhibit "B-1", each of which are incorporated herein, and together are portions of Stone Road.

WHEREAS, this termination request is for excess road 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 areas identified in Exhibit "A" and Exhibit "B" may have a significant adverse effect on the environment.

WHEREAS, there are no known public facilities within the easement area.

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

The areas described and depicted in Exhibits "A" and "A-1," and Exhibits "B" and "B-1" attached hereto and incorporated herein by reference, are hereby summarily VACATED pursuant to Division 9, Chapter 4 of the Streets and Highways Code and determine that this vacation request is for 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 excess road right of way, and it is in the best interest of the County and the public that the excess road right of way be entirely privately owned and maintained.

The Board FINDS that terminating and abandoning the excess road right of way will not have a significant effect on the environment and is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines, Article 19, section 15301 (c) as stated in the Notice of Exemption filed November 6, 2020.

The Board DECLARES that the hereinabove described proposed vacation areas are HEREBY ORDERD VACATED. From and after the date that this resolution is adopted the areas vacated no longer constitute a public highway or roadway.

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

Contact: Margaret Eychner, 925.957.2463

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: February 1, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc: