

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. 2022/36

IN THE MATTER OF: Adopting Resolution No. 2022/36 terminating and abandoning an Offer of Dedication for excess right of way of a portion of Sandy Lane, Bethel Island Area, District III. Project No.: WL039C – Permit DP20-03007.

WHEREAS, in March 2005, Contra Costa County (County) received, but did not accept, an offer of dedication for roadway purposes over the north half of Sandy Lane. The offer of dedication was filed on March 22, 2005, in the Office of the County Recorder of the County of Contra Costa, State of California, as Instrument No. 2005-0097714.

WHEREAS, the current owner of APN 031-010-010 within Subdivision 6013 (Delta Coves) has requested that the County terminate and abandon a portion of the offer of dedication.

WHEREAS, this Termination of an Offer of Dedication of a certain excess right of way is made pursuant to Government Code 7050 and to Part 3 of Division 9, Chapter 4 of the Streets and Highways Code, commencing with Section 8330, et. seq.

WHEREAS, the area being terminated and abandoned is more particularly described in Exhibit “A” and depicted in Exhibit “B” attached hereto and incorporated herein.

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

WHEREAS, Public Works Department staff has determined there is no possibility that terminating and abandoning the offer of dedication 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 Board FINDS that there is no reasonable probability that the offer of dedication will be accepted into the County’s road system, which the County has not expended County funds to maintain or improve, and it is in the best interest of the County and the public that the excess right of way be entirely privately owned and maintained.

The Board FINDS that terminating and abandoning the offer of dedication of excess 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 offer of dedication of excess right of way described and depicted in Exhibit “A” and Exhibit “B” is hereby TERMINATED and ABANDONED pursuant to Government Code section 7050, and to Part 3 of Division 9, Chapter 4 of the Streets and Highways Code, commencing with section 8330, et, seq.

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

From and after the date this Resolution is recorded, the Offer of Dedication described in Exhibit “A” is terminated and the County’s right to accept the offer is abandoned.

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: