



**Contra
Costa
County**

To: Board of Supervisors
From: Brian M. Balbas, Public Works Director/Chief Engineer
Date: January 15, 2019

Subject: ADOPT Resolution No. 2019/3 to summarily vacate excess right of way of a portion of Brookside Drive, North Richmond area.

RECOMMENDATION(S):

ADOPT Resolution No. 2019/3 to summarily vacate excess right of way of a portion of Brookside Drive no longer required for street or highway purposes, pursuant to the Streets and Highways Code Section 8334(a). A description of the area to be vacated is attached to the Resolution as Exhibit "A" and Exhibit "B" located in the unincorporated North Richmond area. (Project No.: WL72 RP - DP1503040) [CP# 18-34]

DETERMINE that the proposed vacation is not subject to the California Environmental Quality Act (CEQA), pursuant to Article 5, Section 15061 (b)(3) of the CEQA Guidelines, and

DIRECT the Director of Department of Conservation and Development (DCD) to file a Notice of Exemption with the County Clerk, and

AUTHORIZE the Public Works Director to arrange for payment of a \$50.00 fee to the County Clerk for filing and \$25.00 fee to DCD for processing the Notice of Exemption.

DIRECT the Real Estate Division to record a certified copy of the Board Order and

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **01/15/2019** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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 Twa, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

Contact: Michael Serrano (925)
957-2489

cc:

Resolution in the office of the County Clerk-Recorder.

RECOMMENDATION(S): (CONT'D)

FISCAL IMPACT:

100% Developer Fees

BACKGROUND:

Portions of excess right of way along Brookside Drive in unincorporated North Richmond have been superseded due to realignment of the roadway for safety purposes. The owner has requested the County vacate the areas no longer needed for road right of way which are encumbering portions of his parcels identified as Assessor's Parcel numbers 409-320-034 and 035 in North Richmond in order to obtain a permit approval for the expansion of a factory located on site. For these reasons, Public Works Department staff recommends that the Board of Supervisors convey the excess road right of way along Brookside Drive and reserve an easement for the existing utilities, as described in the attached resolution of vacation.

CONSEQUENCE OF NEGATIVE ACTION:

The County may be responsible for the ongoing maintenance of this excess right of way.

ATTACHMENTS

Resolution No. 2019/3

CEQA

Exhibit A and B