

RESOLUTION NO. 16-29

**CITY OF MILLBRAE, COUNTY OF SAN MATEO
STATE OF CALIFORNIA**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILLBRAE
VACATING AN EXISTING PUBLIC UTILITY EASEMENT AT THE 900 BLOCK OF
LARKSPUR DRIVE AND ACCEPTING DEDICATION OF NEW PUBLIC UTILITY
EASEMENT AT THE SAME BLOCK**

WHEREAS, property owner at 985 Larkspur Drive filed an application with the City to vacate an existing public utility easement traversing through the middle of his property in order to allow him to expand his residence; and

WHEREAS, there is currently no active utility within the public utility easement; and

WHEREAS, in exchange of the City's concurrence to vacate the existing public utility easement new public utility easement will be dedicated to the City along the rear property line of the subject property; and

WHEREAS, staff instructed the applicant to work with all eleven property owners at the 900 Block of Larkspur Drive to vacate the existing public utility easement and dedicate new public utility easement to the City along the rear property lines of these properties to maintain continuity of the public utility easement on the block; and

WHEREAS, the applicant successfully secured all concurrence letters from all major utility companies including AT&T, PG&E and Comcast agreeing to the vacation of the existing public utility easement and accepting dedication of new public utility easement along the rear property lines on the 900 Block of Larkspur Drive; and

WHEREAS, staff has reviewed all legal descriptions and plat maps and found them to be in conformance to City zoning standards; and

WHEREAS, the vacation of the public utility easement is being undertaken pursuant to the summary vacation procedure contained in Chapter 4 of Part 3 of Division 9 of the California Street and Highways Code; and

WHEREAS, from and after the recordation of this resolution, the public utility easement being vacated will no longer constitute a public utility easement.

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NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Millbrae hereby authorizes the vacation of an existing public utility easement at the 900 Block of Larkspur Drive as shown on Attachment A (2) and accepts dedication of new public utility easement along the rear property lines as shown on Attachment (3) at same block.

REGULARLY PASSED and adopted this 26th day of July, 2016.



MAYOR

ATTEST:



CITY CLERK

I do hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the City of Millbrae this 26th day of July, 2016, by the following vote:

AYES:	COUNCILMEMBERS:	Oliva, Holober, Papan, and Schneider
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None
EXCUSED:	COUNCILMEMBERS:	Lee



CITY CLERK