



RESOLUTION NO. _____
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO
RESOLUTION OF VACATION
Abandonment of Easement #08-0001
Ridgeview West Unit No. 1, Lot 5
Tom H. Hatam and Shahin Hatam,
Co-Trustees of the Hatam Family Trust created March 15, 2005

WHEREAS, the El Dorado County Board of Supervisors exercises the authority established by Section 8333 of the Streets and Highways Code, which authorizes the Board of Supervisors to summarily vacate public service easements by Resolution adopted in accordance with Section 8335 of the Streets and Highways code; and

WHEREAS, the El Dorado County Board of Supervisors exercises the authority established by the Subdivision Map Act, Section 66477.2, which authorizes the Board of Supervisors to terminate and abandon Offers of Dedication for any streets, paths, alleys, public utility easements, rights-of-way, or storm drainage easements; and

WHEREAS, public utility and drainage easements, as shown on the Ridgeview West Unit No. 1 final map, were irrevocably offered in perpetuity to the County of El Dorado in September of 1999; and

WHEREAS, the Board of Supervisors accepted said offer for public utility easements; and acknowledged, but rejected said offer for drainage easements in December of 1999; and

WHEREAS, said offer for drainage easements is irrevocable and shall remain open in perpetuity despite rejection of such offer by the County of El Dorado Board of Supervisors; and

WHEREAS, the Department of Transportation has received an application from Tom H. Hatam and Shahin Hatam, Co-Trustees of the Hatam Family Trust created March 15, 2005, owners of Lot 5, requesting that the County of El Dorado vacate a portion of the public utility easements and to terminate and abandon said rejected offer for a portion of the drainage easements located along the side boundary lines of Lot 5; and

WHEREAS, A T & T, Comcast, El Dorado Irrigation District, Pacific Gas & Electric and have not used said public utility easements for the purpose for which they were dedicated or acquired, and find no present or future need exists for said easements and do not object to their vacation; and

WHEREAS, all other existing easements will remain; and

WHEREAS, the Department of Transportation has determined that said easements herein described in Exhibit A and depicted in Exhibit B, have not been used for the purpose for which they were dedicated preceding the proposed vacation, and has no objection.

NOW, THEREFORE BE IT RESOLVED, that from and after the date this Resolution is recorded, said public utility easements described in Exhibit A and depicted in Exhibit B and by reference made a part hereof, are vacated and no longer constitute public utility easements; and

FURTHER BE IT RESOLVED, that from and after the date this Resolution is recorded, said rejected offer for drainage easements described in Exhibit A and depicted in Exhibit B are terminated and abandoned and no longer constitutes an offer for drainage easements. In addition, a Certificate of Correction is hereby authorized to be signed and may be recorded by the County Surveyor.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the _____ day of _____, 2008, by the following vote of said Board:

ATTEST
CINDY KECK
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By _____
Deputy Clerk

Rusty Dupray, Chairman
Board of Supervisors

I CERTIFY THAT:
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

DATE _____

ATTEST: CINDY KECK, Clerk of the Board of Supervisors of the County of El Dorado, State of California

By _____
Deputy Clerk