

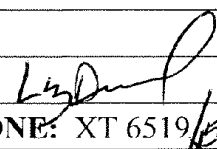
**EL DORADO COUNTY BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL
Meeting of March 14, 2006**

AGENDA TITLE: Abandonment of Easement #2006-04; Amended Final Map for a Portion of the Summit Unit No. 2, Lot 114; Maximano Rabadon and Maria Manuela Rabadon, as Co-Trustees of The Rabadon Family Trust, dated October 28, 2002

DEPARTMENT: Transportation

DEPT SIGNOFF: 

CAO USE ONLY:

CONTACT: Deborah Gruber 

DATE: 2/22/06

PHONE: XT 6519/5942

DEPARTMENT SUMMARY AND REQUESTED BOARD ACTION:

The El Dorado County Department of Transportation recommends the Board of Supervisors: Adopt and authorize the Chairman to sign the Resolution of Vacation to abandon three ten-foot wide public utilities easements located along side and rear boundary lines of Assessor's Parcel Number 110-380-13-100, Amended Final Map for a Portion of the Summit Unit No. 2, Lot 114, as requested by Maximano Rabadon and Maria Manuela Rabadon, as Co-Trustees of The Rabadon Family Trust, dated October 28, 2002. Said action is necessary to accommodate planned construction of improvements on the subject lot.

CAO RECOMMENDATIONS:

Financial impact? () Yes (X) No

Funding Source: () Gen Fund () Other

BUDGET SUMMARY:

Other:

CAO Office Use Only:

Total Est. Cost _____

Funding

4/5's Vote Required () Yes () No

Budgeted _____

New Funding _____

Savings _____

Other _____

Total Funding _____

Change in Net County Cost _____

Change in Policy () Yes () No

New Personnel () Yes () No

CONCURRENCES:

Risk Management

County Counsel

Other

***Explain**

BOARD ACTIONS:

Vote: Unanimous _____ Or

Ayes:

Noes:

Abstentions:

Absent:

I hereby certify that this is a true and correct copy of an action taken and entered into the minutes of the Board of Supervisors

Date: _____

Attest: Cindy Keck, Board of Supervisors Clerk

By: _____



MAINTENANCE DIVISION:
2441 Headington Road
Placerville CA 95667
Phone: (530) 642-4909
Fax: (530) 642-9238

RICHARD W. SHEPARD, P.E.
Director of Transportation

Internet Web Site:
<http://co.el-dorado.ca.us/dot>

MAIN OFFICE:
2850 Fairlane Court
Placerville CA 95667
Phone: (530) 621-5900
Fax: (530) 626-0387



February 22, 2006

Board of Supervisors
330 Fair Lane
Placerville, California 95667

**Title: Abandonment of Easement #2006-04;
Amended Final Map for a Portion of the Summit Unit No. 2, Lot 114;
Maximano Rabadon and Maria Manuela Rabadon, as Co-Trustees of The
Rabadon Family Trust, dated October 28, 2002**

Meeting Date: March 14, 2006 / District I / Supervisor: Rusty Dupray

Dear Members of the Board:

Recommendations:

The Department of Transportation recommends the Board of Supervisors:

1. Adopt the Resolution of Vacation.
2. Authorize the Chairman to sign the Resolution.

Reasons for Recommendations:

Public utilities easements, as shown on the Amended Final Map for a Portion of the Summit Unit No. 2 final map recorded in Book I of Subdivision Maps at Page 25, were irrevocably offered in perpetuity to the County of El Dorado in February of 1999, and accepted in March of 1999.

An application has been submitted by Maximano Rabadon and Maria Manuela Rabadon, as Co-Trustees of The Rabadon Family Trust, dated October 28, 2002, requesting that the County of El Dorado Board of Supervisors vacate three ten-foot wide public utilities easements located along the side and rear boundary lines of Lot 114, identified as Assessor's Parcel Number 110-380-13-100, and being more particularly described in Exhibit A and depicted in Exhibit B of the attached Resolution.

The subject property is located on Crocker Drive, west of Francisco Drive and north of Green Valley Road, in El Dorado Hills. Said action is necessary to accommodate planned construction of improvements on the subject lot.

All utility companies that may possibly be impacted by this vacation have supplied the Department of Transportation with written notification that they have no objection to the proposed abandonment and have no facilities within the subject areas. All other existing easements will remain. The Department of Transportation's staff has reviewed the request and has no objection.

Fiscal Impact:

None.

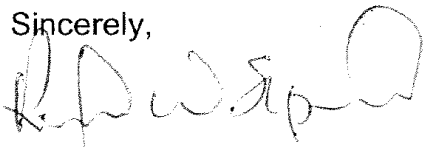
Net County Cost:

There is no net County cost.

Action to be Taken Following Approval:

- Said Resolution will be recorded.
- A copy of the recorded Resolution will be sent to the property owners.
- A Certificate of Correction may be recorded.

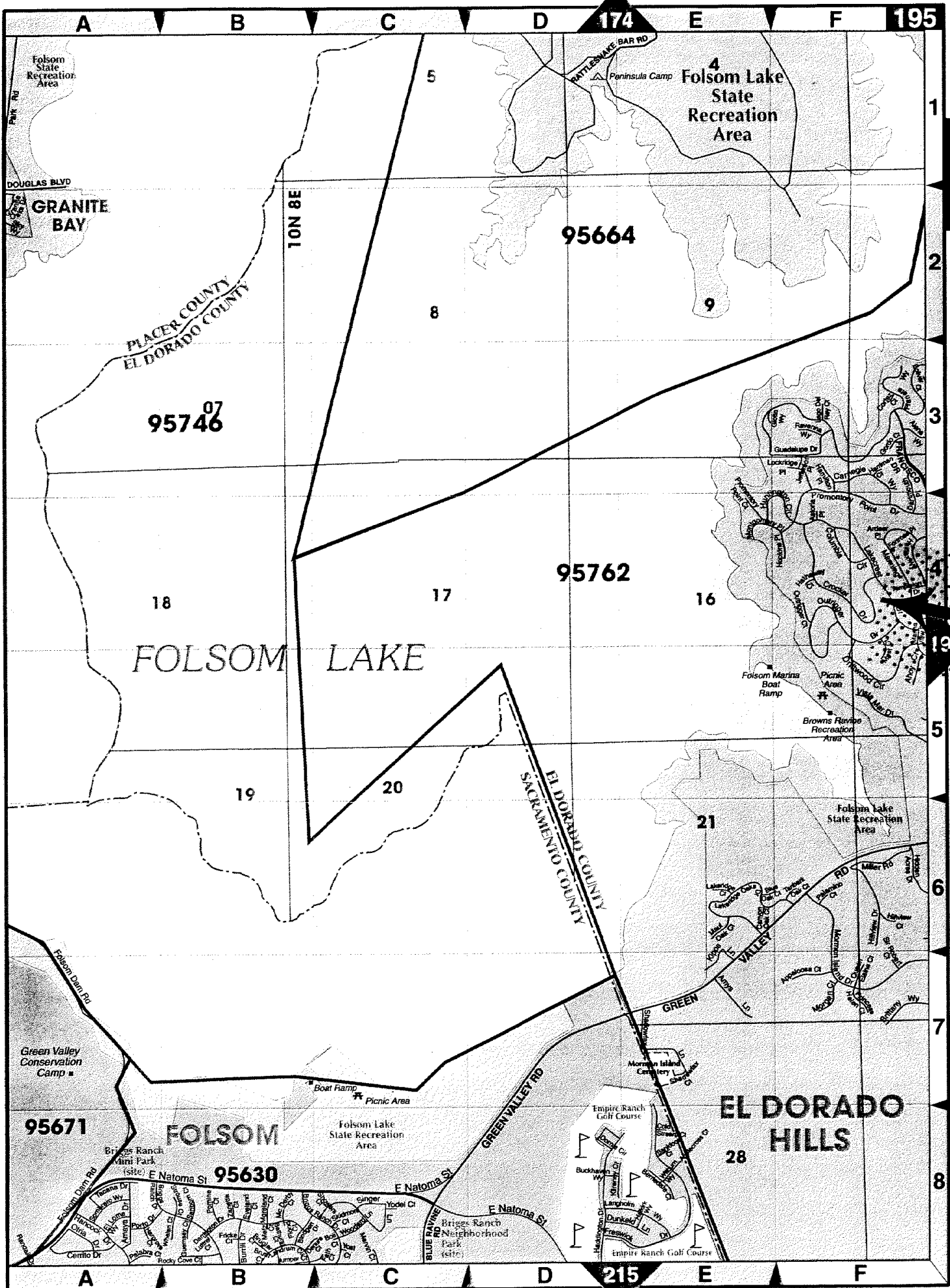
Sincerely,



Richard W. Shepard, P. E.
Director of Transportation

RWS: PF/dg

Attachment(s): Vicinity Map
Resolution
Exhibits



EL DORADO COUNTY

See Page 196



RESOLUTION NO. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

Resolution of Vacation

Abandonment of Easement #2006-04

Amended Final Map for a Portion of the Summit Unit No. 2, Lot 114

Assessor's Parcel Number 110-380-13-100

Maximano Rabadon and Maria Manuela Rabadon, as Co-Trustees of The Rabadon Family Trust, dated October 28, 2002

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, public utilities easements, as shown on the Amended Final Map for a Portion of the Summit Unit No. 2, were irrevocably offered in perpetuity to the County of El Dorado in February of 1999; and

WHEREAS, the Board of Supervisors accepted said offer in March of 1999; and

WHEREAS, the Department of Transportation has received an application from Maximano Rabadon and Maria Manuela Rabadon, as Co-Trustees of The Rabadon Family Trust, dated October 28, 2002, requesting that the County of El Dorado vacate three ten-foot wide public utilities easements located along the side and rear boundary lines of Lot 114; and

WHEREAS, Comcast, El Dorado Irrigation District, Pacific Gas & Electric and SBC have not used said easements for the purpose for which they were dedicated or acquired; and

WHEREAS, the above noted utility companies 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, and made a part hereof 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 utilities easements described in Exhibit A and depicted in Exhibit B are vacated and no longer constitute public utilities 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 _____, 2006, by the following vote of said Board:

ATTEST
CINDY KECK
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By _____

Deputy Clerk

James R. Sweeney, 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

EXHIBIT "A"

**LEGAL DESCRIPTION
OF PORTIONS OF PUBLIC UTILITY EASEMENTS
TO BE ABANDONED
LOT 114**

THE AMENDED FINAL MAP FOR A PORTION OF THE SUMMIT UNIT No. 2

Those certain side and rear Public Utility Easements, being a portion of Lot 114 as laid out and shown on the subdivision map entitled "Amended Final Map for a portion of the Summit Unit No. 2" filed in Book "I" of Subdivision Maps, at Page 25 of the El Dorado County Records; lying in section 15, Township 10 North, Range 8 East, Mount Diablo Meridian, County of El Dorado, State of California, and being more particularly described as follows:

The northeasterly 10.00 feet of said lot 114 as measured at right angles in a southwesterly direction from the northeasterly (Rear) boundary line thereof;

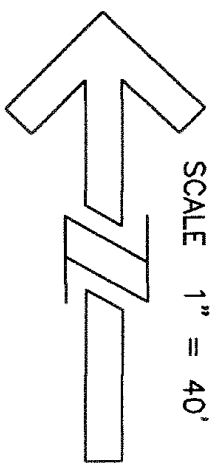
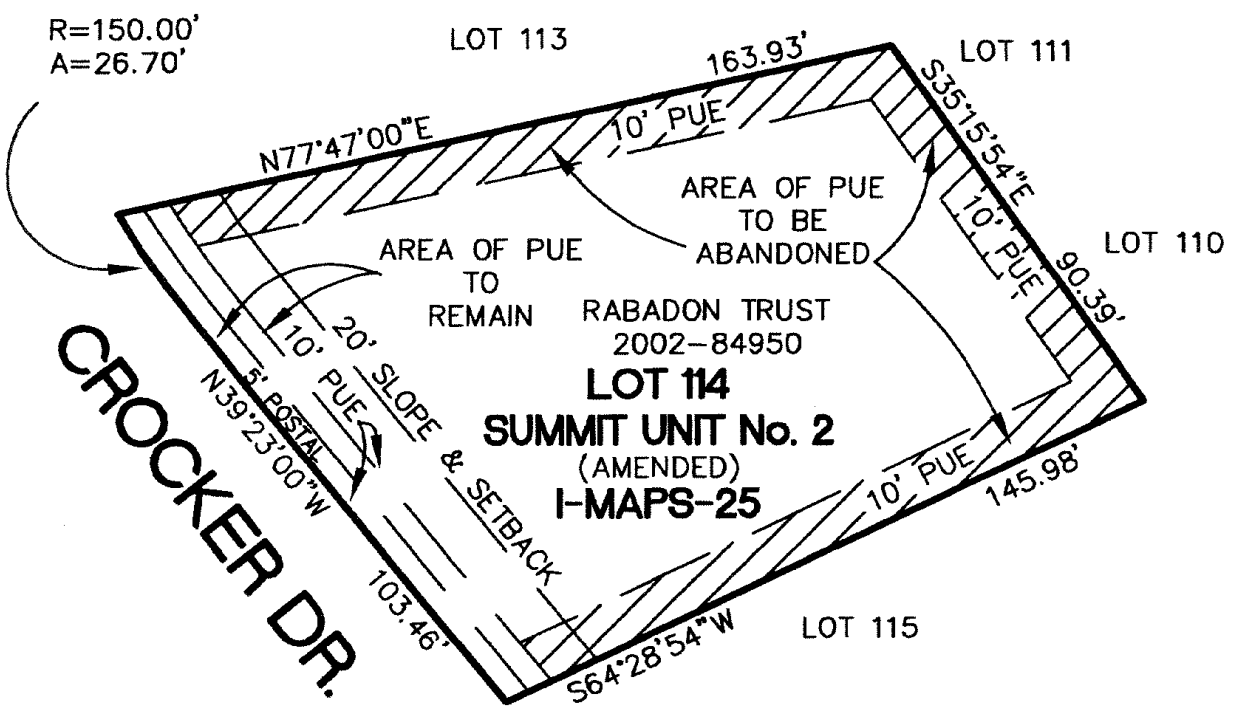
Together with the southeasterly 10.00 feet of said lot 114 as measured at right angles in a northwesterly direction from the southeasterly (Side) boundary line thereof, less the southwesterly 10.00 feet as measured at right angles in a northeasterly direction from the easterly Right of Way line of Crocker Drive as laid out and shown on the above mentioned subdivision map entitled "Amended Final Map for a portion of the Summit Unit No. 2";

Together with the northerly 10.00 feet of said lot 114 as measured at right angles in a southerly direction from the northerly (Side) boundary line thereof, less the westerly 10.00 feet as measured radially in an easterly direction from said easterly Right of Way line of said above mentioned Crocker Drive.

All said rear and portions of said side easements described above, to be abandoned, are as described in the owner's statement laid out and shown on said above mentioned subdivision map entitled "Amended Final Map for a portion of the Summit Unit No. 2".


2-13-06
ALAN R. DIVERS, L-6013
MY LICENSE EXPIRES 3-31-2007





PUE = PUBLIC UTILITY EASEMENT

THIS MAP WAS PREPARED UNDER MY DIRECTION

Alan R. Divers 2-13-06

ALAN R. DIVERS, L-6013
 LICENSE EXPIRES 3-31-2007



DATE: 02-13-06
 SCALE: 1"=40'
 JOB NUMBER: 05-63
 DWG NAME: EASEMENT



Alan R. Divers
 Professional Land Surveyor
 3363 PARDI WAY, PLACERVILLE
 CA. 95667 - (530) 642-1755

EXHIBIT 'B'
EASEMENT
ABANDONMENT