
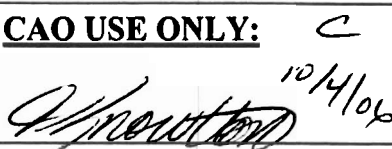


**EL DORADO COUNTY BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL
Meeting of October 17, 2006**

AGENDA TITLE: Abandonment of Easement #2006-15; Ridgeview Village Estates Unit No. 2, Lots 103 and 104; Kevin Kirshner and Pauline Murphy-Wachtel

DEPARTMENT: Transportation	DEPT SIGNOFF: 	CAO USE ONLY:  10/4/06
CONTACT: Deborah Gruber		
DATE:	PHONE: XT 6519 / 5982	

DEPARTMENT SUMMARY AND REQUESTED BOARD ACTION:

The El Dorado County Department of Transportation recommends the Board of Supervisors:

1. Adopt the Resolution of Vacation to vacate public utilities easements located on the side and rear boundary lines, and centrally on Lot 103, identified as Assessor's Parcel Number 120-490-22, and the side boundary lines and centrally on Lot 104, identified as Assessor's Parcel Number 120-490-23, Ridgeview Village Estates Unit No. 2, as requested by Kevin Kirshner and Pauline Murphy-Wachtel. Said action is necessary to accommodate planned construction of improvements on the subject lots.
2. Authorize the Chairman to sign the Resolution.

CAO RECOMMENDATIONS: *Recommend approval Laura A. Gill 10/4/06*

Financial impact? () Yes (X) No	Funding Source: () Gen Fund () Other
BUDGET SUMMARY:	Other:
Total Est. Cost _____	CAO Office Use Only:
Funding	4/5's Vote Required () Yes (X) No
Budgeted _____	Change in Policy () Yes (X) No
New Funding _____	New Personnel () Yes () No
Savings _____	CONCURRENCES:
Other _____	Risk Management _____
Total Funding _____	County Counsel _____
Change in Net County Cost _____	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



September 28, 2006

Board of Supervisors
 330 Fair Lane
 Placerville, California 95667

**Title: Abandonment of Easement #2006-15;
 Ridgeview Village Estates Unit No. 2, Lots 103 and 104;
 Kevin Kirshner and Pauline Murphy-Watchtel**

Meeting Date: October 17, 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 utility easements, as shown on Ridgeview Village Estates Unit No. 2 final map recorded in Book G of Subdivision Maps at Page 138, were irrevocably offered in perpetuity to the County of El Dorado in July of 1989, and accepted by the Board of Supervisors in September of 1989.

An application has been submitted by Kevin Kirshner and Pauline Murphy-Watchtel, owners of Lot 103, and Kevin Kirshner, owner of Lot 104, requesting that the County of El Dorado Board of Supervisors vacate public utility easements located on the side and rear boundary lines and centrally on Lot 103, identified as Assessor's Parcel Number 120-490-22, and the side boundary lines and centrally on Lot 104, identified as Assessor's Parcel Number 120-490-23. Said easements are more particularly described in Exhibit "A" and depicted in Exhibit "B" of the attached Resolution.

The subject property is located on Via Treviso, formerly Weststar Lane, west of El Dorado Hills Boulevard and north of US Highway 50, in El Dorado Hills. Said action is necessary to accommodate planned construction of improvements on the subject lots.

All utility companies that could be impacted by this vacation have provided the Department of Transportation with written notification that they have no facilities within the subject areas and have no objection to the proposed abandonment. 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.

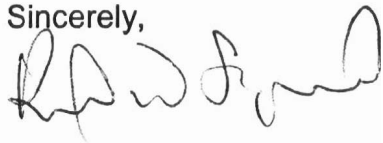
Action to be Taken Following Approval:

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,



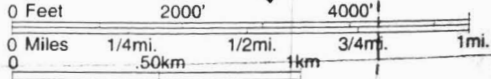
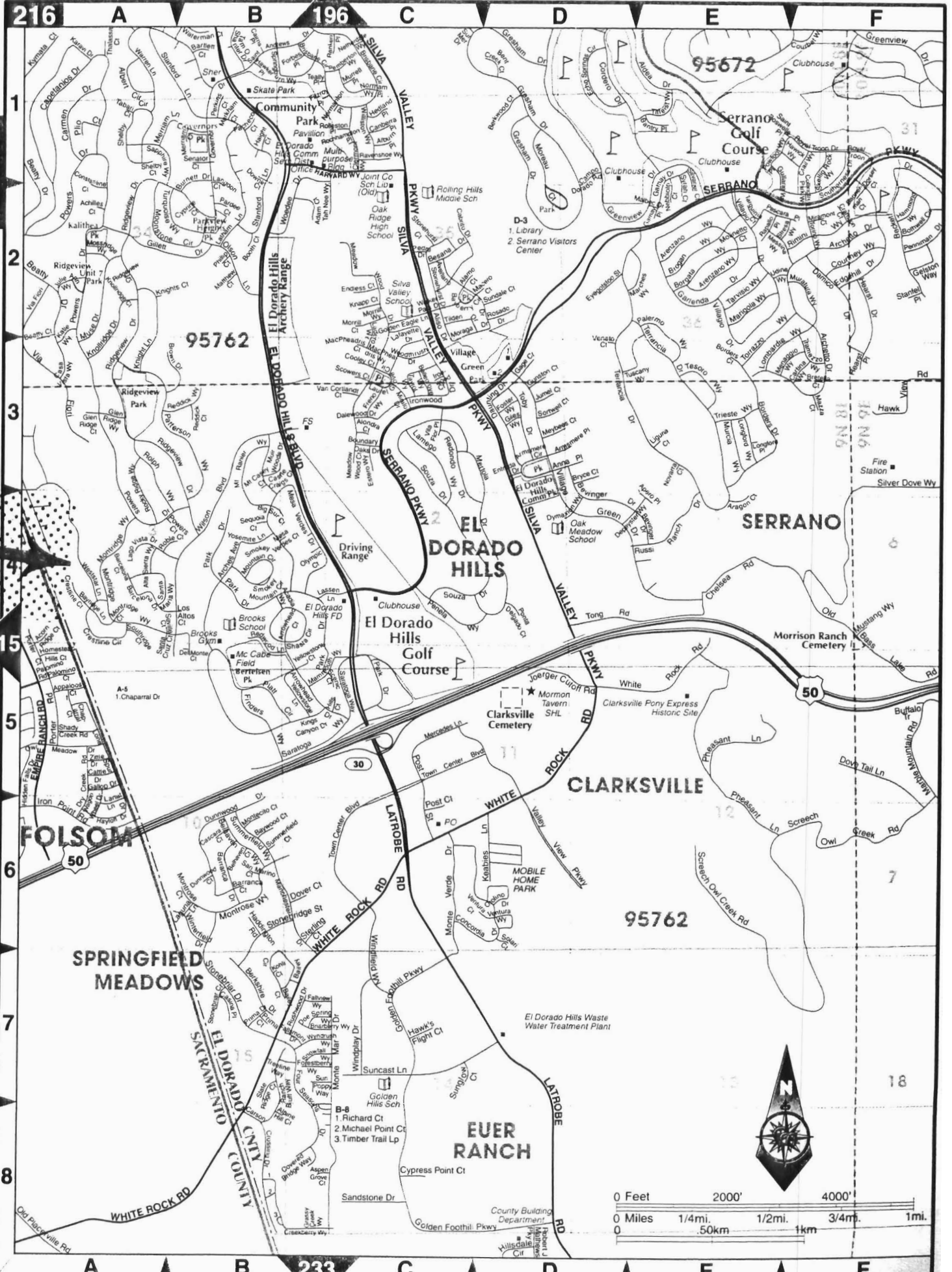
Richard W. Shepard, P. E.
Director of Transportation

RWS: PF/dg

Attachment(s): Vicinity Map
Resolution
Exhibits

EL DORADO COUNTY

See Page





RESOLUTION NO. _____
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO
Resolution of
Abandonment of Easement #2006-15
Ridgeview Village Estates Unit No. 2, Lots 103 and 104
Kevin Kirshner and Pauline Murphy-Wachtel

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 Ridgeview Village Estates Unit No. 2, were irrevocably offered in perpetuity to the County of El Dorado in July of 1989, and the Board of Supervisors accepted said offer in September of 1989; and

WHEREAS, the Department of Transportation has received an application from Kevin Kirshner and Pauline Murphy-Wachtel, the legal owners of Lot 103, and Kevin Kirshner, the legal owner of Lot 104, requesting that the County of El Dorado vacate public utilities easements located on the side and rear boundary lines and centrally on Lot 103, and the side boundary line and centrally on Lot 104; and

WHEREAS, A T & T, Comcast, El Dorado Irrigation District, and Pacific Gas & Electric 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'

Abandonment of existing Public Utility Easements on lots 103 and 104 in Ridgeview Village Estates, Unit 2

LOT 103

All of those portions of Lot 103, as said lot is shown on the map of "Ridgeview Village Estates, Unit 2" filed in Book G of Subdivisions, Page 138, in the Office of the County Recorder of El Dorado County, California, said portions being more particularly described as follows:

The Southeasterly 5 feet of said Lot 103, together with the Northwesterly 5 feet, the Northwesterly 10 feet of the Northeasterly 95 feet, and the following described strip of land being 10 feet wide and lying 5 feet on each side of the following described center line:

Beginning at the point on the Southerly line of said Lot 103 which bears 67.00 feet Southwesterly from the Southeasterly corner of said Lot 103, thence leaving said Southerly line, North 16° 12'08" West 100.80 to the Northerly line of said Lot 103 and the end of the herein describe centerline.

The sidelines of said strip of land shall be prolonged or shortened as the case may be to begin in the Southerly line of said Lot 103 and to terminate in the Northerly line of said Lot 103.

Said portions contain 0.075 acres, more or less.

LOT 104

All of those portions of Lot 104, as said lot is shown on the map of "Ridgeview Village Estates, Unit 2" filed in Book G of Subdivisions, Page 138, in the Office of the County Recorder of El Dorado County, California, said portions being more particularly described as follows:

The Southeasterly 5 feet of said Lot 104, together with the Southwesterly 10 feet, the Northwesterly 5 feet, and the following described strip of land being 10 feet wide and lying 5 feet on each side of the following described center line:

Beginning at the point on the Southerly line of said Lot 104 which bears 69.00 feet Southwesterly from the Southeasterly corner of said Lot 104, thence leaving said Southerly line, North 45°30'05" West, 46.65 feet, thence N28°17'26"W, 43.18 feet, thence N44°01'46"W, 46.21 feet to the Northerly line of said Lot 104 and the end of the herein describe centerline.

The sidelines of said strip of land shall be prolonged or shortened as the case may be to begin in the Southerly line of said Lot 104 and to terminate in the Northerly line of said Lot 104.

Said portions contain 0.084 acres, more or less.

End of Description



EXHIBIT "B"
 ABANDONMENT OF EXISTING P.U.E. EASEMENTS

KIRSHNER
 LOT 103 & 104
 RIDGEVIEW VILLAGE
 ESTATES UNIT 2
 SUBDIVISION G-138-C
 APNs 120-490-22 & 23

