



**RESOLUTION NO. \_\_\_\_\_**  
**OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO**

**Resolution of Vacation**  
**Abandonment of Easement #08-0011**  
**The Promontory Village No. 4, Lot 108**  
**Assessor's Parcel Number 124-210-09**  
**Yu-Lin Hsueh and Diem-Trang Hsueh**

**WHEREAS**, the El Dorado County Board of Supervisors exercises the authority established by Section 8333 of the Streets and Highways Code, which empowers 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 utility and drainage easements, as shown on The Promontory Village No. 4 final map, were irrevocably offered in perpetuity to the County of El Dorado in August of 2004 and the Board of Supervisors accepted said offer for public utility easements and acknowledged but rejected said offer for drainage easements in August of 2004; and

**WHEREAS**, the Storm Drain Easement located across the southwesterly corner for Lot 108 of said Subdivision Final Map was shown to be insufficient in the transference of storm water runoff, and was subsequently reconfigured to align with an additional Storm Drain Easement across the rear portion of contiguous Lot 109 by Irrevocable Offer of Dedication document that recorded in the office of the El Dorado County Recorder as Document No. 2006-38863. Still unable to contain the runoff, said Storm Drain Easement was expanded across the southwesterly corner of said Lot 108 by an Irrevocable Offer of Dedication that recorded in the office of the El Dorado County Recorder as Document No. 2007-0022075, and Document No. 2006-57025 recorded in August of 2006 added Storm Drainage Easements to Lots 124, 125 and 126, contiguous to Lots 108 and 109 at the rear of those lots; and

**WHEREAS**, the Storm Drain Easement located across Lot 109 hinders proposed development of said Lot, and requires the re-configuration of said Storm Drain Easement to accommodate the desired development and the potential storm water runoff for said Lot 109; and

**WHEREAS**, the Department of Transportation has received an application from Yu-Lin Hsueh and Diem-Trang Hsueh, requesting that the County of El Dorado vacate one ten-foot wide Storm Drain Easement located across the southwesterly corner of Lot 108; and

**WHEREAS**, all other existing easements will remain; and

**WHEREAS**, the Department of Transportation has determined that said Storm Drain Easement herein described in Exhibit A and depicted in Exhibit B, and made a part hereof has not been sufficient for the purpose for which it was dedicated preceding the proposed vacation, and has no objection, provided a replacement Storm Drain Easement be concurrently dedicated.

**NOW, THEREFORE BE IT RESOLVED**, that from and after the date this Resolution is recorded, said Storm Drain Easement described in Exhibit A and depicted in Exhibit B is vacated and no longer constitutes a Storm Drain Easement. 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 \_\_\_\_\_, 2009, by the following vote of said Board:

**ATTEST**  
SUZANNE ALLEN DE SANCHEZ  
Clerk of the Board of Supervisors

**Ayes:**  
**Noes:**  
**Absent:**

By \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Chairman  
Board of Supervisors

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

**DATE** \_\_\_\_\_

**ATTEST:** SUZANNE ALLEN DE SANCHEZ, Clerk of the Board of Supervisors of the County of El Dorado, State of California

By \_\_\_\_\_  
Deputy Clerk