



## Legislation Details (With Text)

**File #:** 22-1038      **Version:** 1

**Type:** Agenda Item      **Status:** Approved

**File created:** 6/1/2022      **In control:** Board of Supervisors

**On agenda:** 6/21/2022      **Final action:** 6/21/2022

**Title:** Surveyor's Office recommending the Board adopt and authorize the Chair to sign Resolution 088-2022 for Abandonment of Easement 22-0001, to abandon a portion of a Road and Public Utilities Easement acquired by the County in Document Number 99-0004479 lying in Tract 3, R.S. 28-38 and being portions of the SE 1/4 of Section 24, T.10N, R.10E., and the SW 1/4 Section 19 and the NW 1/4 Section 30, T.10N., R.11E., M.D.M., recorded in Book 28 Records of Survey at Page 38, identified as Assessor's Parcel Number 051-250-092. Said property is within the community of Diamond Springs, Supervisorial District 3 at 4100 Throwita Way.

**FUNDING:** Application Fees. (General Fund)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Resolution, 2. B - Vicinity Map, 3. Executed Resolution 088-2022

Date	Ver.	Action By	Action	Result
6/21/2022	1	Board of Supervisors	Approved	Pass

Surveyor's Office recommending the Board adopt and authorize the Chair to sign Resolution **088-2022** for Abandonment of Easement 22-0001, to abandon a portion of a Road and Public Utilities Easement acquired by the County in Document Number 99-0004479 lying in Tract 3, R.S. 28-38 and being portions of the SE 1/4 of Section 24, T.10N, R.10E., and the SW 1/4 Section 19 and the NW 1/4 Section 30, T.10N., R.11E., M.D.M., recorded in Book 28 Records of Survey at Page 38, identified as Assessor's Parcel Number 051-250-092. Said property is within the community of Diamond Springs, Supervisorial District 3 at 4100 Throwita Way.

**FUNDING:** Application Fees. (General Fund)

### DISCUSSION / BACKGROUND

A request has been submitted by Waste Connections of California, Inc., a California Corporation, owners of Assessor's Parcel Number 051-250-092, requesting that the County of El Dorado, Board of Supervisors, vacate a portion of the condemned Road and Public Utilities Easement located on said property. Said portion of said easement is more particularly described in Exhibit A and depicted on Exhibit B of the attached Resolution.

The Road and Public Utilities Easement, as shown on Tract 2 and Tract 3, R.S. 28-38 and Parcel 1 and a portion of the remainder P.M. 28-60 being portions of the SE 1/4 of Section 24, T.10N, R.10E., and the SW 1/4 Section 19 and the NW 1/4 Section 30, T.10N., R.11E., M.D.M., recorded in Book 28 Records of Survey at Page 38, was acquired and acknowledged by the County of El Dorado in the Final Order of Condemnation Document Number 99-0004479 on January 19, 1999. The Final Order of Condemnation was recorded on January 22, 1999.

## **ALTERNATIVES**

An alternative would be to not adopt the Resolution of Vacation for Abandonment of Easement 22-0001. By utilizing this alternative, the owners of Assessor's Parcels 051-250-092 would be unable to pursue any development that would impact the subject easement.

## **PRIOR BOARD ACTION**

N/A

## **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

Department of Transportation, AT&T, Comcast, El Dorado Irrigation District and Pacific Gas & Electric have not used said portion of subject easement for the purpose for which it was acquired and find no present or future need exists for said portion of subject easement and do not object to its vacation, and to that end, have all issued letters to that effect.

## **CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

## **FINANCIAL IMPACT**

The Surveyor's Office collects a fee for processing the Abandonment of Easement on a time and materials basis. There is no fiscal impact as a result of the approval of this item.

## **CLERK OF THE BOARD FOLLOW UP ACTIONS**

- 1) Clerk of the Board to obtain the Chair's signature on the one (1) Resolution.
- 2) Clerk of the Board to record the Resolution at the Recorder's Office.
- 3) Clerk of the Board to return a copy of the recorded Resolution for further processing to the Surveyor's Office, Attn: Jane McClusky.

## **STRATEGIC PLAN COMPONENT**

Infrastructure

## **CONTACT**

Jane McClusky, ext: 5121