December 14, 2004

TO: Mayor and City Council
FROM: Steven J. Pinkerton, Director of Housing and Redevelopment Department
SUBJECT: RESOLUTION: SET A PUBLIC HEARING FOR THE ABANDONMENT OF A PORTION OF NORTH LINCOLN STREET FOR THE STOCKTON EVENTS CENTER

RECOMMENDATION

It is recommended that the Council adopt a resolution setting a Public Hearing for January 11, 2005, for the abandonment of a portion of street right-of-way for the Stockton Events Center Project.

SUMMARY

This action involves the Stockton Events Center. Staff has determined that a portion of North Lincoln Street is no longer necessary for vehicular traffic and interferes with the design of the project. Several portions of street right-of-way have previously been abandoned for the Events Center Project. There is a private property adjoining the proposed abandonment area and the owners have not responded or indicated support of the abandonment. Therefore the public hearing is necessary.

DISCUSSION

The City is in the process of developing the Stockton Events Center. This project involves the development of several parcels into a baseball stadium, arena, hotel, parking structure and other supporting facilities. The project has required several easements to be abandoned that were no longer necessary.

Project staff has been working with the utility companies and agreements to relocate and/or remove existing utilities within the project area are being developed. Therefore, no public utility easements need to be reserved over the proposed right-of-way abandonment.

There is one adjoining property owner who did not respond to a written request regarding the proposed abandonment. Access to this property will still be maintained by the remainder of South Lincoln Street.

Title to the abandonment area is vested in the City of Stockton.

AGENDA ITEM 6.19
RESOLUTION: SET A PUBLIC HEARING FOR THE ABANDONMENT OF A PORTION OF NORTH LINCOLN STREET FOR THE STOCKTON EVENTS CENTER

ENVIROMENTAL CLEARANCE

Environmental clearance for this project is provided by EIR3-03, which was certified by the City Council on December 9, 2003.

FINANCIAL SUMMARY

The cost to prepare the map and description of the street right-of-way area is being done as a project (399-9811-640) cost. The costs to advertise the Public Hearing will also be paid from this account.

Respectfully submitted,

STEVEN J. PINKERTON, DIRECTOR
HOUSING & REDEVELOPMENT DEPARTMENT

SJP/MW:jb

Attachments

APPROVED BY THE CITY MANAGER:

MARK LEWIS, CITY MANAGER
DESCRIPTION

STOCKTON EVENTS CENTER
ABANDONMENT OF PORTION OF LINCOLN STREET
WEST OF CENTER STREET
STOCKTON, CA

ALL THAT CERTAIN PROPERTY LYING WITHIN THE CITY OF STOCKTON, COUNTY OF SAN
JOAQUIN, STATE OF CALIFORNIA, SAID PROPERTY BEING A PORTION OF LINCOLN STREET, AS
SHOWN ON PARCEL MAP FILED FOR RECORD IN BOOK 23 OF PARCEL MAPS, AT PAGE 15, SAN
JOAQUIN COUNTY RECORDS, AND SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LINCOLN STREET; THENCE ALONG THE NORTH
PROPERTY LINE OF PARCEL 6 AND PARCEL 10 OF SAID PARCEL MAP SOUTH 78° 24' 44" WEST
80.80 FEET; THENCE LEAVING SAID LINE ALONG THE SOUTHERLY PROLONGATION THEREOF
AND THE WEST LINE OF SAID LINCOLN STREET NORTH 11° 46' 33" WEST 138.50 FEET; THENCE
LEAVING SAID WEST LINE NORTH 78° 24' 44" EAST 80.80 FEET TO THE EAST LINE OF SAID LINCOLN
STREET; THENCE ALONG SAID EAST LINE SOUTH 11° 46' 33" EAST 138.50 FEET TO THE POINT OF
BEGINNING.

CONTAINING 11,191 SQUARE FEET (0.257 ACRES), MORE OR LESS.

RESERVING A PORTION OF THE ABOVE DESCRIBED REAL PROPERTY AS A PUBLIC UTILITY
EASEMENT (P.U.E.), BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT
A POINT ON THE SOUTH LINE OF AFORESAID DESCRIBED ABANDONED AREA, SAID POINT BEING
SOUTH 78° 24' 44" WEST 10.00 FEET FROM THE SOUTHEAST CORNER OF SAID ABANDONED
AREA; THENCE ALONG SAID SOUTH LINE SOUTH 78° 24' 44" WEST 70.80 FEET TO THE SOUTHWEST
CORNER OF SAID ABANDONED AREA; THENCE ALONG THE WEST LINE OF SAID ABANDONED
AREA NORTH 11° 46' 33" WEST 138.50 FEET TO THE NORTHWEST CORNER OF SAID ABANDONED
AREA; THENCE ALONG THE NORTH LINE OF SAID ABANDONED AREA NORTH 78° 24' 44" EAST
70.80 FEET; THENCE SOUTH 11° 46' 33" EAST 14.81 FEET; THENCE NORTH 78° 01' 06" EAST 10.00
FEET TO THE EAST LINE OF SAID ABANDONED AREA; THENCE ALONG SAID EAST LINE SOUTH 11°
46' 33" EAST 20.00 FEET TO THE SOUTHWEST CORNER OF PARCEL 1 OF SAID PARCEL MAP (23
P.M. 15); THENCE SOUTH 78° 01' 06" WEST 10.00 FEET; THENCE SOUTH 11° 46' 33" EAST 103.69 FEET
TO SAID POINT OF BEGINNING.

BASIS OF BEARINGS FOR THIS DESCRIPTION IS THE EAST LINE OF LINCOLN STREET AS SHOWN ON
SAID PARCEL MAP (23 P.M. 15) WHICH BEARS SOUTH 11° 46' 33" EAST.

END OF DESCRIPTION

wmk
03207
07/23/04

FRED C. INGALLS, P.L.S. #5859
LICENSE EXPIRES: 12-31-04
Resolution No. __________

STOCKTON CITY COUNCIL

A RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL OF THE CITY OF STOCKTON TO VACATE A PORTION OF A PUBLIC RIGHT-OF-WAY BEING A PORTION OF NORTH LINCOLN STREET, MORE PARTICULARLY DESCRIBED HEREINAFTER, WITH ACTIONS RELATED THERETO; AND FIXING A DATE, TIME AND PLACE FOR A PUBLIC HEARING WHEN AND WHERE ALL PERSONS INTERESTED IN OR OBJECTING TO THE PROPOSED VACATION MAY BE HEARD.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. That this City Council does hereby give notice of its intention to proceed under the provisions of Sections 8300 et seq., of the Streets and Highways Code of the State of California, known as the Public Streets, Highways and Service Easements Vacation Law, to VACATE A PORTION OF A PUBLIC RIGHT-OF-WAY BEING A PORTION OF NORTH LINCOLN STREET, more particularly described in Exhibit A, attached and incorporated by this reference, with actions related thereto. Fee title to the property is vested in the CITY OF STOCKTON.

2. That it is determined by this City Council that the public convenience and necessity may require the reservation and exception of the certain easement(s), hereinabove more particularly described and that said proceedings vacating said described area, are taken subject to such reservation(s) and exception(s), if any.

3. That Tuesday, the 11th day of January 2005, at the hour of 5:30 p.m., or as soon thereafter as the matter can be heard, in the Council Chambers, City Hall, located at 425 North El Dorado Street, in the City of Stockton, are hereby fixed as the date, time, and place set for public hearing, when and where all persons interested in or objecting to the proposed vacation of A PORTION OF A PUBLIC RIGHT-OF-WAY BEING A PORTION OF NORTH LINCOLN STREET in the City of Stockton, California, may appear and be heard and show cause, if any, why said abandonment area hereinbefore more particularly described, should not be vacated.

4. No less than three (3) notices of the proposed vacation shall be posted in conspicuous places along said PORTION OF A PUBLIC RIGHT-OF-WAY BEING A PORTION OF NORTH LINCOLN STREET, more particularly described hereinabove, proposed to be vacated, no more than three hundred (300) feet apart and at least fourteen (14) days prior to the hearing date as provided in Section 8323 of the Streets and Highways Code of the State of California.
5. That there is on file in the office of the City Clerk, a description of the said PORTION OF A PUBLIC RIGHT-OF-WAY BEING A PORTION OF NORTH LINCOLN STREET, more particularly described hereinafore, which is proposed to be vacated and abandoned and reference to said description is hereby made for all purposes.

6. Environmental clearance for this project is provided by EIR3-03, which was certified by the City Council on December 9, 2003.

7. That the City Clerk is hereby authorized and directed to publish this resolution in The Record, a newspaper of general circulation in the City of Stockton, once each week for two successive weeks prior to the date of said hearing.

PASSED, APPROVED and ADOPTED ____________________________

__________________________________________
GARY A. PODESTO, Mayor
of the City of Stockton

ATTEST:

KATHERINE GONG MEISSNER
City Clerk of the City of Stockton
DESCRIPTION

STOCKTON EVENTS CENTER
ABANDONMENT OF PORTION OF LINCOLN STREET
WEST OF CENTER STREET
STOCKTON, CA

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BEGINNING AT THE SOUTHEAST CORNER OF SAID LINCOLN STREET; THENCE ALONG THE NORTH PROPERTY LINE OF PARCEL 6 AND PARCEL 10 OF SAID PARCEL MAP SOUTH 78° 24' 44" WEST 80.80 FEET; THENCE LEAVING SAID LINE ALONG THE SOUTHERLY PROLONGATION THEREOF AND THE WEST LINE OF SAID LINCOLN STREET NORTH 11° 46' 33" WEST 138.50 FEET; THENCE LEAVING SAID WEST LINE NORTH 78° 24' 44" EAST 80.80 FEET TO THE EAST LINE OF SAID LINCOLN STREET; THENCE ALONG SAID EAST LINE SOUTH 11° 46' 33" EAST 138.50 FEET TO THE POINT OF BEGINNING.

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END OF DESCRIPTION

wmk

/23/04

FRED C. INGALLS, P.L.S. #5859
LICENSE EXPIRES: 12-31-04

SIEGFRIED
ENGINEERING, INC.
EXHIBIT "A"