

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES DECLARING A NOTICE OF INTENT TO VACATE PUBLIC RIGHT-OF-WAY ALONG SAN PABLO AVENUE ABUTTING THE HILLTOWN PROJECT SITE AND SETTING A PUBLIC HEARING FOR MARCH 24, 2020.

WHEREAS, the purpose of the vacation is to eliminate excess right-of-way and allow for the provision of two bio-retention filter overflow structures, landscape, and grading; while leaving adequate space for new meandering pedestrian sidewalks within 10' of the existing face of curb; and

WHEREAS, it is the intent to relocate utilities from their current location into a new easement area; and

WHEREAS, the proposed areas to be vacated are described in Exhibit A and shown in Exhibit B attached hereto and made a part hereof;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hercules that it:

1. Declares its intent to Vacate public right-of-way as generally shown on the attached Vacation Exhibit, generally described as follows:
 - a. Approximately 1.13 acres along the east side of San Pablo Avenue north of John Muir Parkway adjacent to Assessor Parcel No. 404-040-064-2
2. Directs the Planning Commission to determine if the Vacation is in conformity with the City's General Plan in accordance with the California Government Code Section 65402(a).
3. Sets March 20, 2020, at 7:00pm in the City Council Chambers, located at 111 Civic Drive, Hercules as the time and place for hearing all persons interested in the proposed vacation. These proceedings shall be conducted pursuant to the provisions of Section 8300 et. seq. of the Streets and Highways Code of the State of California.
4. Directs the Planning Director to cause notices of the proposed vacations to be conspicuously posted along the perimeter of each area for at least two (2) weeks prior to the date of said hearing. Such notices shall be posted not more than three hundred (300) feet apart, but in no event shall fewer than three (3) notices be posted per area. Additionally, this Resolution shall be published for two (2) consecutive weeks prior to the hearing in a newspaper of general circulation, printed and published in the City of Hercules, Contra Costa County, California. Notices shall also be concurrently sent out to all the utility companies.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the 11th of February by the following vote of the Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

Roland Esquivias, Mayor

ATTEST:

**Lori Martin, Administrative Services Director &
City Clerk**

Exhibit A – Right-of-Way Vacation Description

Exhibit B – Right-of-Way Vacation Plats

INSERT EXHIBIT A-