RECORD WITHOUT FEE PURSUANT TO GOV'T CODE SECTION 6103

Recording Requested by:
Office of the City Attorney
City of Santa Clara, California

When Recorded, Mail to:
Office of the City Clerk
City of Santa Clara
1500 Warburton Avenue
Santa Clara, CA 95050

25674625

Regina Alcomendras
Santa Clara County - Clerk-Recorder

07/24/2024 04:10 PM

Titles: 1 Pages: 4

Fees: $0.00
Taxes: $0
Total: $0.00

Form per Gov't Code Section 27361.6

[SPACE ABOVE THIS LINE FOR RECORDER'S USE]

RESOLUTION NO. 24-9343

A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, ORDERING THE VACATION OF AN ELECTRICAL EASEMENT AT 3378-3386 EL CAMINO REAL [APN 290-02-102 (2023-24)]

WHEREAS, the City of Santa Clara currently possesses an Electrical Easement described in Exhibit A, and shown on Exhibit B, which Exhibits are incorporated herein by reference. Said Easements were dedicated by that certain document as mentioned in said Exhibits; and,

WHEREAS, pursuant to Section 8333 of the California Streets and Highways Code, the City Council "may summarily vacate a public service easement" in any of the following cases:

(a) The easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation.

(b) The date of dedication or acquisition is less than five years, and more than one year, immediately preceding the proposed vacation, and the easement was not used continuously since that date.

(c) The easement has been superseded by relocation or determined to be excess by the easement holder, and there are no other public facilities located within the easement.

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NOW THEREFORE, BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That Electrical Easement described in Exhibit A and shown on Exhibit B has been determined to be in excess, and there are no other public facilities located within the easement.

2. That the Electrical Easement described and shown in said Exhibits in the City are hereby vacated pursuant to California Streets and Highways Code Section 8333.

3. That the vacation hereby releases all easement rights and interest of the City referred in said Exhibits to the current property owner(s).

4. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 16TH DAY OF JULY, 2024, BY THE FOLLOWING VOTE:

AYES:	COUNCILORS:	Becker, Chahal, Hardy, Jain, Park, and Watanabe and Mayor Gillmor
NOES:	COUNCILORS:	None
ABSENT:	COUNCILORS:	None
ABSTAINED:	COUNCILORS:	None

ATTEST: _____
NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:
1. Exhibits A, and B

EXHIBIT "A"
Legal Description – Easements To Be Vacated

ELECTRIC EASEMENTS VACATION
3380 El Camino Real, Santa Clara, CA

Real property in the City of Santa Clara, County of Santa Clara, State of California, described as follows:

Being a portion of the lands described in that certain interspousal transfer deed, filed for record on June 13, 2013 as Document Number 22262123, Official Records of Santa Clara County;

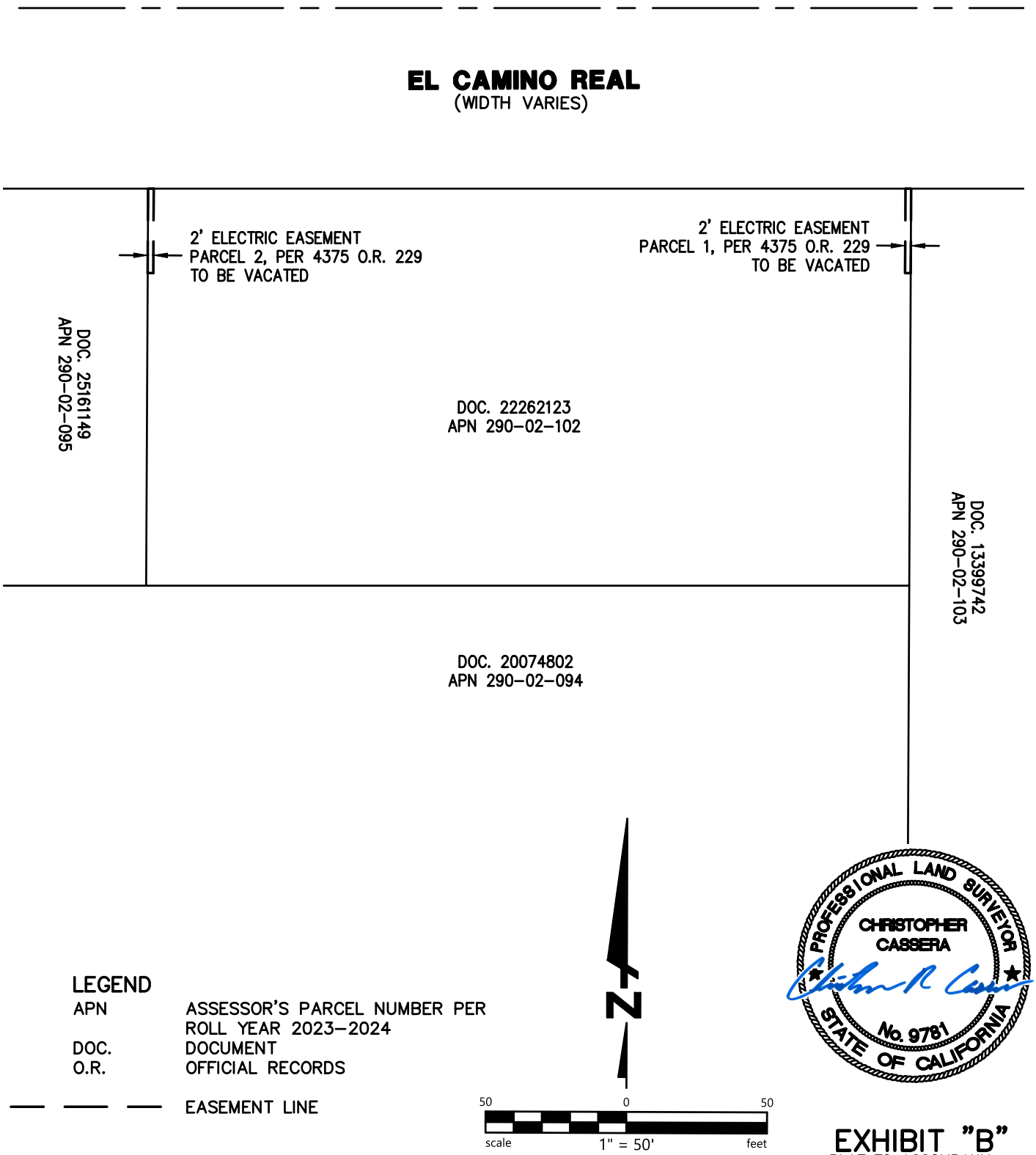
Being all of those Electrical Easements being vacated, as described in that certain Deed entitled "Grant of Easement Electric", recorded on March 23, 1959 in Book 4375 at Page 229, Official Records of Santa Clara County.

Electric Utility Easements are being vacated and are as shown on Site Plan attached hereto and made a part hereof as EXHIBIT "B".

This legal description was prepared by me, or under my direct supervision, in conformance with the requirements of the Professional Land Surveyors' Act.

Christopher Cassera
L.S. No. 9781

April 9, 2024
Dated



PROFESSIONAL LAND SURVEYOR
CHRISTOPHER CASSERA
No. 9781
STATE OF CALIFORNIA

LEGEND

APN	ASSESSOR'S PARCEL NUMBER PER ROLL YEAR 2023-2024
DOC.	DOCUMENT
O.R.	OFFICIAL RECORDS
— — —	EASEMENT LINE

K:\2021\212368_3378-3386_E_ECR\SUR\DWG\ESMT-VACATION\212368_VACATION.DWG

EXHIBIT "B"

PLAT TO ACCOMPANY
LEGAL DESCRIPTION

BKF
1730 N. FIRST STREET
SUITE 600
SAN JOSE, CA 95112
(408) 467-9100
www.bkf.com

Subject VACATION - SITE EXHIBIT
3378-3386 EL CAMINO REAL
Job No. 20212368 SANTA CLARA, CA
By MO Date 04-09-2024 Chkd. CASC
SHEET 1 OF 1

SC24-0031