RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes___ No X)

Public Works recommends that the Board of Supervisors adopt the attached resolution of Summary Abandonment of a portion of Hayward Road.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The reconstruction and realignment of Hayward Road was completed on June 16, 1994. Most of this road was reconstructed in the general area of the old road bed. At the northerly end of the construction project, through the Tim Erickson property, Hayward Road was relocated. This proposed abandonment is for the portion of the old road bed through the Erickson property.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

If this resolution is not adopted, this superseded portion of Hayward Road will not have been abandoned. There is a possibility that the County will be asked to maintain this section of the old road as well as the newly constructed portion of Hayward Road.
ATTACHMENT 1
MARIPOSA COUNTY RESOLUTION 94-277

A RESOLUTION FOR THE SUMMARY ABANDONMENT OF A PORTION OF HAYWARD ROAD SUPERSEDED BY RELOCATION

WHEREAS, a portion of Hayward Road has been relocated by a recent road construction project and,

WHEREAS, the portion of Hayward Road that has been superseded by said relocation is no longer necessary for the purpose of insuring public access and,

WHEREAS, abandonment will not cut off access to any person's property which, prior to abandonment adjoined this section of Hayward Road, and,

WHEREAS, abandonment will not terminate any public service easements, and,

WHEREAS, pursuant to the Streets and Highways Code Section 8330, the Board finds that this portion of Hayward Road should be summarily vacated,

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Mariposa, as follows:

That portion of Hayward Road described in the attached Exhibit "A" and shown on the attached "Exhibit Map" and is hereby summarily vacated pursuant to Streets and Highways Code Section 8330. From and after the date this resolution is recorded in the office of the Mariposa County Recorder, this portion of Hayward Road will be vacated and no longer constitute a street or public service easement: RESOLUTION NO 94 - 277 .

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 5th day of July, 1994, by the following vote:

AYES: BALMAIN, PARKER, TABER
NOES: NONE
ABSENT: BAGGETT, ERICKSON
ABSTAINED: NONE

BY:  

GARRY R. PARKER, VICE-CHAIRMAN

ARTHUR G. BAGGETT Jr., Chairman
Mariposa County Board of Supervisors

ATTEST:

MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

JEFFREY G. GREEN, County Counsel
EXHIBIT "A"

Commencing at the southeast corner of Section 25, T.3 S., R.14 E., M.D.B.& M.; thence north 4° 49' 01" west, 575.62 feet to a point on the north line of that tract of land conveyed to Mariposa County by Highway Grant Deed recorded September 3, 1993 in the Official Records of Mariposa County as Document Number 934949, said point being true Point of Beginning; thence leaving said northerly line, and along the alignment of Hayward Road prior to the Mariposa County construction project of 1993-1994, northerly and westerly, 2700 feet more or less to the easterly line of State Highway 132, said easterly line being the terminus of this description.

Description Prepared By:

Charles M. Pratt, L.S. 4891

[Stamp]
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NOES: NONE
ABSENT: BAGGETT, ERICKSON
ABSTAINED: NONE

BY: Garry R. Parker, Vice-Chairman

ARTHUR G. BAGGETT Jr., Chairman
Mariposa County Board of Supervisors

ATTEST:

MARGIE WILLIAMS, Clerk of the Board

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Charles M. Pratt, L.S. 4891