

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA
Certified Copy of Portion of Proceedings for the Meeting of [Click or tap here to](#)
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RESOLUTION NO. 26 – 404

**SUMMARY VACATION OF THE EASTERLY PORTION OF 1ST AVENUE IN WEST HAVEN
ILLUSTRATED ON THE MAP OF WEST HAVEN, IN SECTION 31, TOWNSHIP 8 NORTH, RANGE 1
EAST, HUMBOLDT MERIDIAN, FILED IN BOOK 11 OF MAPS, PAGES 19 THROUGH 21,
HUMBOLDT COUNTY RECORDS.**

WHEREAS, a county street for purposes of the Public Streets, Highways, and Service Easements Vacation Law (Streets and Highways Code § 8300 et seq.) includes all or part of, or any right in, a public highway, road, street, avenue, alley or lane (Streets and Highways Code § 8308); and

WHEREAS, the hereafter described portion of the 1st Avenue (not county maintained), has been impassable for vehicular travel for a period of five consecutive years and no public money was expended for maintenance on said portion of right of way during that period, thereby meeting the requirements of Streets and Highways Code section 8331 which states; The legislative body of a local agency may summarily vacate a street or highway if both of the following conditions exist:

(a) For a period of five consecutive years, the street or highway has been impassable for vehicular travel.

(b) No public money was expended for maintenance on the street or highway during such period; and

WHEREAS, this summary vacation is made pursuant to the provisions of Chapter 4 of Part 3 of Division 9 of the Streets and Highways Code; and

WHEREAS, the vacation will not terminate any public service easement; and

WHEREAS, the vacation will not cut off all access to any person's property; and

WHEREAS, the vacation is minor in nature and exempt from the Planning Commission Report for Acquisitions, Dispositions and Abandonments pursuant to Government Code § 65402(a) and Resolution No. 72-69; and

WHEREAS, the vacation is not in conflict with the General Plan; and

WHEREAS, the vacation will have no significant environmental effect and is exempt from the California Environmental Quality Act (CEQA) as per the provisions in the Guidelines for Implementation of CEQA, 14 California Code of Regulations § 15305; and

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. The Board of Supervisors finds that all of the recitations contained hereinabove are true and correct; and

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2. The summary vacation is made pursuant to the provisions of Chapter 4 of Part 3 of Division 9 of the Streets and Highways Code, and specifically § 8331(a) and (b); and
3. The vacation will not cut off all access to any person's property.
4. The vacation is minor in nature and exempt from the Planning Commission Report for Acquisitions, Dispositions and Abandonments pursuant to Government Code § 65402(a) and Resolution No. 72-69.
5. The vacation is not in conflict with the General Plan.
6. The vacation does not have a significant environmental effect and is exempt from CEQA as per the provisions in the Guidelines for Implementation of CEQA, 14 California Code of Regulations § 15305.
7. The portion of the 1st Avenue proposed to be vacated is not necessary for present or prospective public use.
8. Said portion of the 1st Avenue is hereby ordered vacated.
9. From and after the date of recordation of this resolution, said portion of 1st Avenue as described in Exhibit A (legal description) and shown on Exhibit B (plat) will no longer constitute a public right of way.
10. Direct the Clerk of the Board to record in the office of the County Recorder, a certified copy of the Resolution via the Land Use Division.

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IT IS FURTHER RESOLVED AND ORDERED [Click or tap here to enter context for this resolution..](#)

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Dated: _____

Supervisor Mike Wilson, Chair
Humboldt County Board of Supervisors

Adopted on motion by Supervisor _____, Seconded by Supervisor _____, and the following vote:

AYES: Supervisors: --

NAYES: Supervisors: --

ABSENT: Supervisors: --

ABSTAIN: Supervisors: --

STATE OF CALIFORNIA

County of Humboldt

I, Tracy D'Amico, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my Office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.

NIKKI TURNER

Deputy Clerk of the Board of Supervisors of the
County of Humboldt, State of California

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