



COUNTY OF HUMBOLDT

AGENDA ITEM NO.  
**C-16**

For the meeting of: 03/22/2016

Date: February 23, 2016  
To: Board of Supervisors  
From: *(P)* Thomas K. Mattson, Public Works Director

**SUBJECT: RESOLUTION TO SUMMARILY VACATE A PORTION OF ALLEY BETWEEN WALNUT DRIVE AND CEDAR AVENUE, NORTH OF ARBUTUS STREET AND SOUTH OF FERN AVENUE, IN CUTTEN**

RECOMMENDATIONS: That the Board of Supervisors:

1. Adopts the attached resolution to summarily vacate a portion of the alley between Cedar Avenue and Walnut Drive, in the Cutten area of Eureka at the request of the agent for the property owner, Gerald Pavlich, pursuant to Streets and Highways Code Section 8331. (Attachment 1)
2. Directs 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.

DISCUSSION: The Humboldt County Department of Public Works received a request from the agent for the property owner, Gerald Pavlich, to vacate a portion of the alley between Cedar Avenue and Walnut Drive. The area proposed for vacation has not been developed.

Previously, a portion of the alley was vacated by the Board of Supervisors on 06/4/2013 (Item C-10). If this vacation is approved it will completely eliminate all but thirty-five feet (35') of the alley between Walnut Drive and Cedar Street.

The proposed vacation is being processed via the Summary Vacation Procedures pursuant to the provisions of Streets and Highways Code Section 8331. This code section states a

Prepared by *(Signature)* Deb Vining, Senior Real Property Agent *(Signature)* CAO Approval *(Signature) Amy Nissen*

REVIEW: Auditor \_\_\_\_\_ County Counsel *(Signature) JS* Human Resources \_\_\_\_\_ Other \_\_\_\_\_

TYPE OF ITEM:  
 Consent  
 Departmental  
 Public Hearing  
 Other \_\_\_\_\_

PREVIOUS ACTION/REFERRAL:

Board Order No. \_\_\_\_\_

Meeting of: \_\_\_\_\_

**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT**  
 Upon motion of Supervisor *Fennell* Seconded by Supervisor *Bass*  
 Ayes *Sundberg, Fennell, Lovelace, Bohn, Bass*  
 Nays \_\_\_\_\_  
 Abstain \_\_\_\_\_  
 Absent \_\_\_\_\_

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: *March 22, 2016*  
 By: *(Signature) Kathy Hayes*  
 Kathy Hayes, Clerk of the Board

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.

The Department has physically inspected the portion of the alley proposed for vacation. The portion of the alley has not been open on the ground for more than five consecutive years and is impassable for vehicular traffic. Alleys are not in the County's maintained road system, therefore, the County has not performed maintenance on the portion of the alley proposed for vacation.

The Planning and Building Department has found the proposed vacation to be of a "minor" nature and is, therefore, exempt from a Planning Commission Report for Acquisitions, Dispositions, and Abandonments pursuant to Government Code Section 65402(a). They determined that the right of way or property was acquired for a use other than street widening or alignment; that the alley is not open on the ground; that the alley is not identified in the circulation element of the General Plan; that the alley is not used, or intended to be used, or adaptable for use as part of the trails system; and that the alley does not provide principal access to a parcel that would result in the parcel not having legal access once the abandonment is complete. (See Attachment 2.)

The proposed vacation has been reviewed by Environmental Services Division, and has been determined to have no significant environmental effect and, therefore, is not subject to CEQA, as per the provisions in the Guidelines for Implementation of CEQA [14 California Code of Regulations Section 15305]. (See Attachment 3.)

There are no public utilities located within the area proposed for vacation. Notices of the proposed vacation were provided to Pacific Gas and Electric (PG&E), Humboldt Community Services District, Suddenlink Communications, AT&T, Verizon, City of Eureka Public Works, and Humboldt No. 1 Fire Protection District. City of Eureka Public Works responded via telephone that the area is covered by Humboldt Community Services District. Written responses were received from PG&E, Suddenlink Communications, AT&T, Verizon, Humboldt Community Services District, and Humboldt No. 1 Fire Protection District. No concerns were expressed and no requests to reserve easements were made. (See Attachment 4.)

All fees have been paid. The Department has no objection to the vacation and requests the Board take the recommended actions.

FINANCIAL IMPACT: There is no financial impact to the County.

This item conforms to the Board of Supervisor's Core Roles to encourage new local enterprise and ensure proper operation of markets by vacating an impassable portion of a street that is not necessary or required for street or highway purposes and which will help to clear exception to the property title.

OTHER AGENCY INVOLVEMENT: None

ALTERNATIVES TO STAFF RECOMMENDATIONS: The Board could not adopt the Resolution to Vacate, therefore, denying the vacation.

ATTACHMENTS:

1. Resolution to Summarily Vacate Alley
2. Exemption from Planning Commission Report for Acquisitions, Dispositions, and Abandonments Pursuant to Government Code Section 65402(a)
3. Notice of Exemption
4. Response Letters: PG&E, Suddenlink Communications, AT&T, Verizon, Humboldt Community Services District, and Humboldt No. 1 Fire Protection District

**ATTACHMENT 1**

**Resolution to Summarily Vacate Alley**

---

**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA**

Certified copy of portion of proceedings, Meeting of March 22, 2016

RESOLUTION NO. 16-35

**RESOLUTION TO SUMMARILY VACATE A PORTION OF ALLEY BETWEEN WALNUT DRIVE AND CEDAR AVENUE, NORTH OF ARBUTUS STREET AND SOUTH OF FERN AVENUE, IN CUTTEN**

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

**WHEREAS**, the hereafter described portion of alley between Walnut Drive and Cedar Avenue, north of Arbutus Street and South of Fern Avenue, in Cutten, has been impassable for vehicular travel for a period of five consecutive years; and

**WHEREAS**, no public money was expended for maintenance on said portion of alley for a period of five consecutive years; 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**, this summary vacation is made pursuant to the provisions of Section 8331 of Streets and Highways Code; and

**WHEREAS**, the vacation is minor in nature and exempt from the Planning Commission Report for Acquisitions, Dispositions and Abandonments pursuant to Government Code Section 65402(a) and Resolution No. 72-69; 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 Section 15305).

**NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:**

1. The Board of Supervisors finds that all of the recitations contained hereinabove are true and correct.
2. The hereafter described portion of alley has been impassable for vehicular travel for a period of five consecutive years.
3. No public money was expended for maintenance on said portion of alley during such period.
4. There are no public utilities in place that are in use or would be affected by the vacation of said undeveloped alley.
5. The vacation will not cut off all access to any person's property.
6. The summary vacation is made pursuant to the provisions of Section 8331 of the Streets and Highways Code.
7. The vacation is minor in nature and exempt from the Planning Commission Report for Acquisitions, Dispositions and Abandonments pursuant to Government Code Section 65402(a) and Resolution No. 72-69.
8. The vacation is not in conflict with the General Plan.

**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA**

Certified copy of portion of proceedings, Meeting of March 22, 2016

RESOLUTION NO. 16-35

9. 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 Section 15305).
10. Said portion of alley to be vacated is not necessary for present or prospective public use or useful as a non-motorized transportation facility.
11. Said portion of alley is hereby ordered vacated.
12. From and after the date of recordation of this resolution, said portion of alley described in Exhibit A and shown on Exhibit B will no longer constitute a public right of way.
13. The Clerk of the Board of Supervisors is directed to record a certified copy of this Resolution in the Office of the Humboldt County Recorder.

Dated: March 22, 2016



MARK LOVELACE, Chair  
Humboldt County Board of Supervisors

Adopted on motion by Supervisor Fennell, seconded by Supervisor Bass, and the following vote:

AYES:	Supervisors	Sundberg, Fennell, Lovelace, Bohn, Bass
NAYS:	Supervisors	--
ABSENT:	Supervisors	--
ABSTAIN:	Supervisors	--

STATE OF CALIFORNIA    )  
County of Humboldt     )

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be an original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California.

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



By ANA HARTWELL  
Deputy Clerk of the Board of Supervisors of the  
County of Humboldt, State of California

## EXHIBIT A

### PROPERTY DESCRIPTION

Portion of 15 foot wide Alley to be vacated in Laurel Park Tract

That real property situated in Section 35, Township 5 North, Range 1 West, Humboldt Meridian, more particularly described as follows:

That portion of the 15 foot wide alley shown on the map of the Laurel Park Tract recorded in Book 4 of Surveys, Page 56, Humboldt County Records, lying west of the southerly extension of the east line of Lot 17 of the aforementioned Laurel Park Tract and lying east of a line 35 feet easterly and parallel with the east line of Myrtle Avenue per said Laurel Park Tract (now Walnut Drive).

Said portion to be abandoned being 75 feet in length.

END OF DESCRIPTION



Prepared by:  
Michael D. Pulley, PLS 7793  
Description Dated: 10/15/15  
Description Signed: 10/15/15

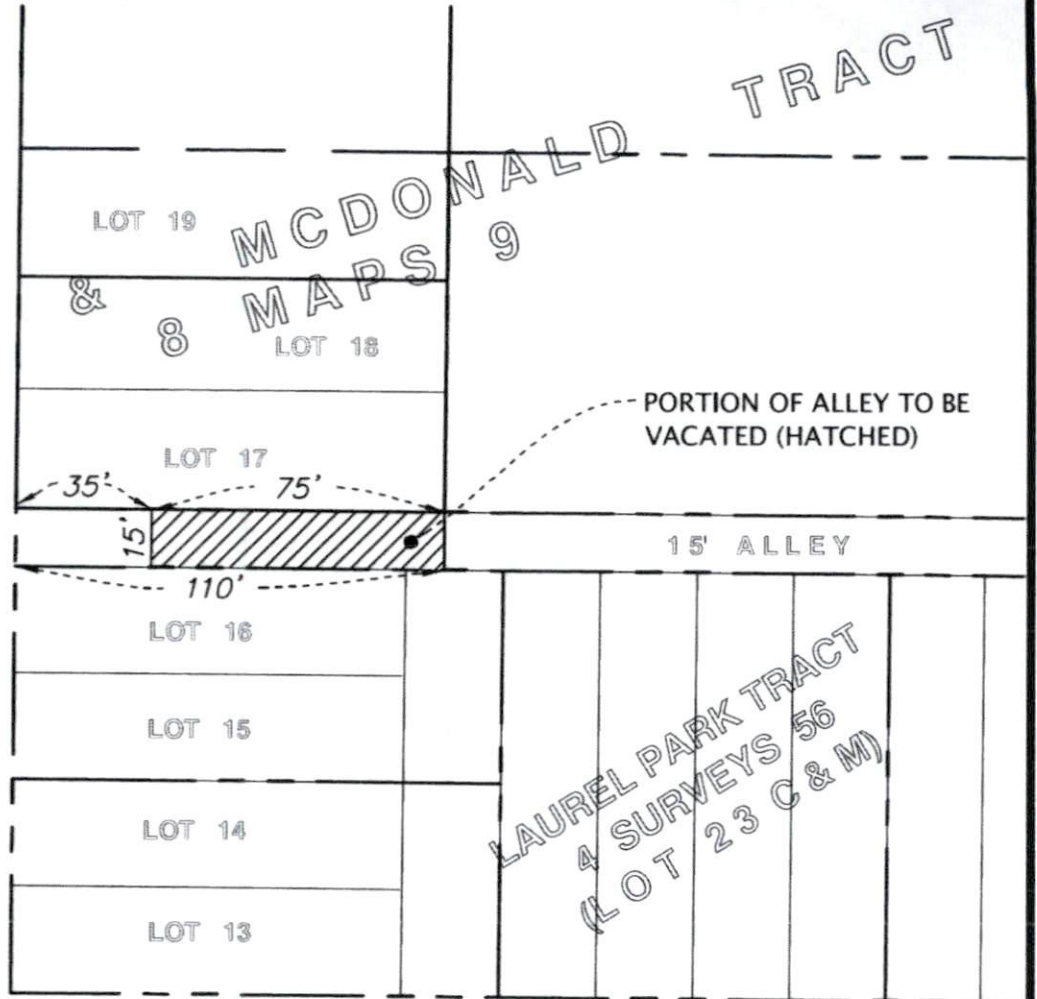
  
**POINTS WEST SURVEYING CO.**  
5201 Carlson Park Drive, Suite 3 Arcata, CA 95521

D:\Land Projects\601-12\_Pavlich-Walnut\dwg\601-BASE.dwg 10/15/2015 9:44:27 AM PDT



CUTTEN

WALNUT DRIVE  
(FORMERLY MYRTLE AVE)  
(CO RD FJ300)



ARBUTUS STREET  
(FORMERLY PINE AVE)  
(CO RD 3K250)

## EXHIBIT B ALLEY TO BE VACATED

APPLICANT - GERALD PAVLICH

SECTION 35 T 5 N R 1 W  
HUMBOLDT MERIDIAN

IN THE UNINCORPORATED AREA OF  
HUMBOLDT COUNTY, STATE OF CALIFORNIA  
OCTOBER 2015

SCALE: 1" = 50'

SHEET 1 OF 1

**POINTS WEST SURVEYING CO.**  
 5201 Carlson Park Dr., Suite 3 - Arcata, CA 95521  
 707-840-9510 · Phone 707-840-9542 · Fax

**2016-005259**

Recorded - Official Records  
Humboldt County, California  
Kelly E. Sanders, Recorder  
Recorded by: HUMBOLDT CNTY

Pages: 5

Recording Fee: \$ 0.00  
Tax Fee: \$0  
Clerk: k1 Total: \$0.00  
Mar 23, 2016 at 02:01:35



**Recording Requested by:**

HUMBOLDT COUNTY BOARD OF  
SUPERVISORS  
County Courthouse  
825 Fifth Street, Room 111  
Eureka, California 95501

**Return To:**

HUMBOLDT COUNTY BOARD OF  
SUPERVISORS  
County Courthouse  
825 Fifth Street, Room 111  
Eureka, California 95501  
(Exempt from fees per Gov't C. §27383)

**HUMBOLDT COUNTY BOARD OF SUPERVISORS  
RESOLUTION NO. 16-35**

**RESOLUTION TO SUMMARILY VACATE A PORTION OF ALLEY BETWEEN  
WALNUT DRIVE AND CEDAR AVENUE, NORTH OF ARBUTUS STREET AND SOUTH  
OF FERN AVENUE, IN CUTTEN**

Pursuant to Board of Supervisors' Action of March 22, 2016

*(Exempt from recording fees pursuant to GCS 27383)*



**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA**

Certified copy of portion of proceedings, Meeting of March 22, 2016

RESOLUTION NO. 16-35

**RESOLUTION TO SUMMARILY VACATE A PORTION OF ALLEY BETWEEN WALNUT DRIVE AND CEDAR AVENUE, NORTH OF ARBUTUS STREET AND SOUTH OF FERN AVENUE, IN CUTTEN**

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

**WHEREAS**, the hereafter described portion of alley between Walnut Drive and Cedar Avenue, north of Arbutus Street and South of Fern Avenue, in Cutten, has been impassable for vehicular travel for a period of five consecutive years; and

**WHEREAS**, no public money was expended for maintenance on said portion of alley for a period of five consecutive years; 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**, this summary vacation is made pursuant to the provisions of Section 8331 of Streets and Highways Code; and

**WHEREAS**, the vacation is minor in nature and exempt from the Planning Commission Report for Acquisitions, Dispositions and Abandonments pursuant to Government Code Section 65402(a) and Resolution No. 72-69; 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 Section 15305).

**NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:**

1. The Board of Supervisors finds that all of the recitations contained hereinabove are true and correct.
2. The hereafter described portion of alley has been impassable for vehicular travel for a period of five consecutive years.
3. No public money was expended for maintenance on said portion of alley during such period.
4. There are no public utilities in place that are in use or would be affected by the vacation of said undeveloped alley.
5. The vacation will not cut off all access to any person's property.
6. The summary vacation is made pursuant to the provisions of Section 8331 of the Streets and Highways Code.
7. The vacation is minor in nature and exempt from the Planning Commission Report for Acquisitions, Dispositions and Abandonments pursuant to Government Code Section 65402(a) and Resolution No. 72-69.
8. The vacation is not in conflict with the General Plan.

**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA**  
Certified copy of portion of proceedings, Meeting of March 22, 2016

RESOLUTION NO. 16-35

9. 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 Section 15305).
10. Said portion of alley to be vacated is not necessary for present or prospective public use or useful as a non-motorized transportation facility.
11. Said portion of alley is hereby ordered vacated.
12. From and after the date of recordation of this resolution, said portion of alley described in Exhibit A and shown on Exhibit B will no longer constitute a public right of way.
13. The Clerk of the Board of Supervisors is directed to record a certified copy of this Resolution in the Office of the Humboldt County Recorder.

Dated: March 22, 2016



MARK LOVELACE, Chair  
Humboldt County Board of Supervisors

Adopted on motion by Supervisor Fennell, seconded by Supervisor Bass, and the following vote:

AYES:	Supervisors	Sundberg, Fennell, Lovelace, Bohn, Bass
NAYS:	Supervisors	--
ABSENT:	Supervisors	--
ABSTAIN:	Supervisors	--

STATE OF CALIFORNIA )  
County of Humboldt )

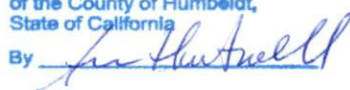
I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be an original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California.

The within instrument is a full, true and correct copy of the original on file in this office.

ATTEST:

KATHY HAYES  
Clerk of the Board of Supervisors  
of the County of Humboldt,  
State of California

By



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



By ANA HARTWELL  
Deputy Clerk of the Board of Supervisors of the  
County of Humboldt, State of California

## EXHIBIT A

### PROPERTY DESCRIPTION

Portion of 15 foot wide Alley to be vacated in Laurel Park Tract

That real property situated in Section 35, Township 5 North, Range 1 West, Humboldt Meridian, more particularly described as follows:

That portion of the 15 foot wide alley shown on the map of the Laurel Park Tract recorded in Book 4 of Surveys, Page 56, Humboldt County Records, lying west of the southerly extension of the east line of Lot 17 of the aforementioned Laurel Park Tract and lying east of a line 35 feet easterly and parallel with the east line of Myrtle Avenue per said Laurel Park Tract (now Walnut Drive).

Said portion to be abandoned being 75 feet in length.

END OF DESCRIPTION



Prepared by:  
Michael D. Pulley, PLS 7793  
Description Dated: 10/15/15  
Description Signed: 10/15/15

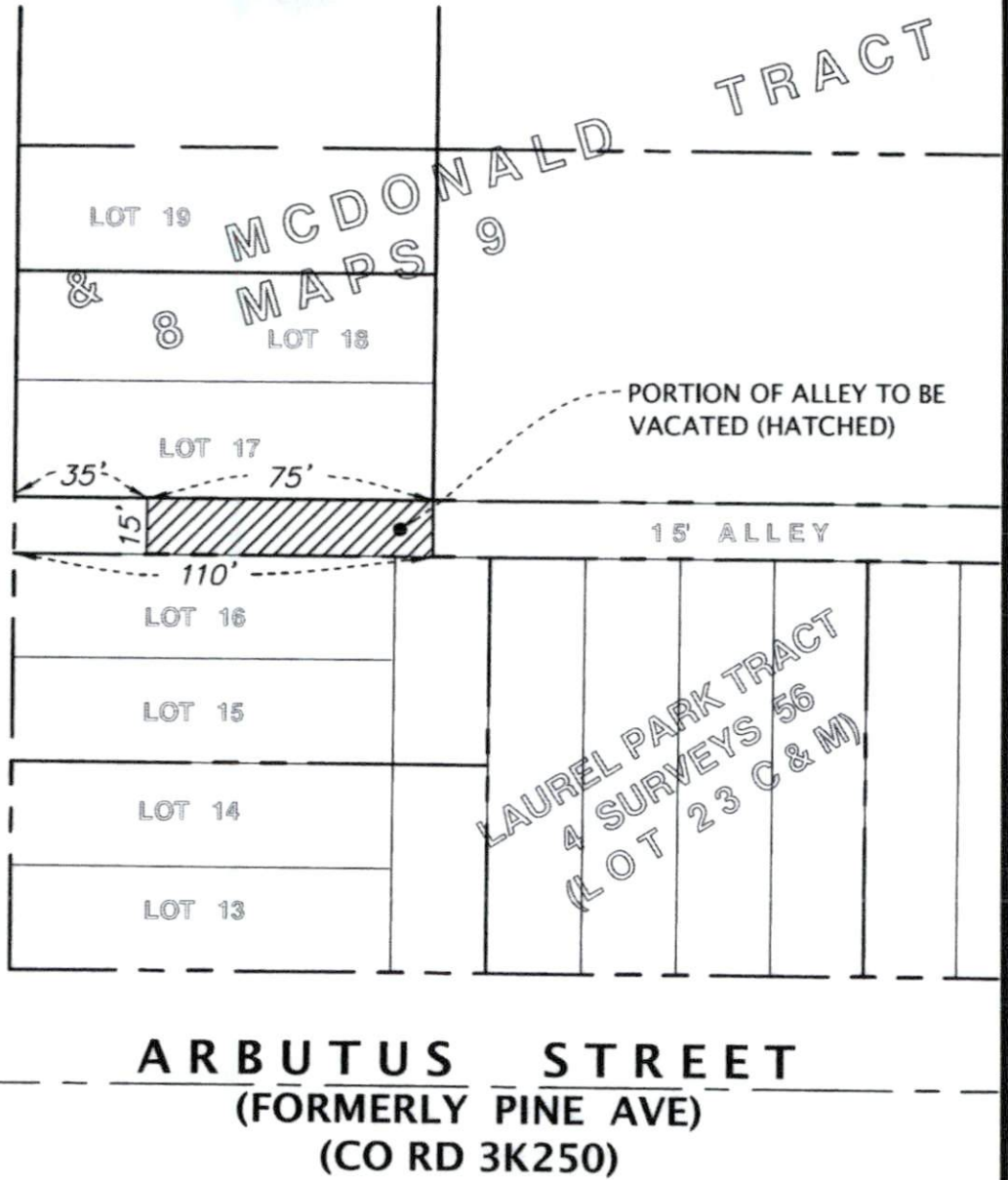
  
**POINTS WEST SURVEYING CO.**  
5201 Carlson Park Drive, Suite 3 Arcata, CA 95521

D:\Land Projects\601-12\_Pavlich-Walnut\dwg\601-BASE.dwg 10/15/2015 9:44:27 AM PDT



CUTTEN

WALNUT DRIVE  
(FORMERLY MYRTLE AVE)  
(CO RD FJ300)



ARBUS STREET  
(FORMERLY PINE AVE)  
(CO RD 3K250)

### EXHIBIT B ALLEY TO BE VACATED

APPLICANT - GERALD PAVLICH  
SECTION 35 T5N R1W  
HUMBOLDT MERIDIAN

IN THE UNINCORPORATED AREA OF  
HUMBOLDT COUNTY, STATE OF CALIFORNIA  
OCTOBER 2015

SCALE: 1" = 50'

SHEET 1 OF 1

**POINTS WEST SURVEYING CO.**  
 5201 Carlson Park Dr., Suite 3 - Arcata, CA 95521  
 707-840-9510 · Phone 707-840-9542 · Fax

MCDONALD  
& 8 MAPS 9

TRACT

LAUREL PARK TRACT  
& SURVEYS 56  
(LOT 23 C & M)



Kelly E. Sanders  
Humboldt County  
County Clerk-Recorder  
825 Fifth Street, 5th Floor  
Eureka, CA 95501  
Recorder: (707) 445-7593  
Vitals: (707) 445-7382  
www.humboldtgov.org

Receipt: 16-2185

Product	Name	Extended
MI12	RESOLUTION NO	\$0.00
	External Document#	2016-005259
	Document Info:	HUMBOLDT CNTY
	# Pages	5
	# Conformed Labels and Copies	true
	Non-Conforming Document	false
<b>Total</b>		<b>\$0.00</b>
Change (Cash)		\$0.00

Please review all documents. All sales are final.

**ATTACHMENT 2**

---

**Exemption from Planning Commission Report for Acquisitions, Dispositions, and Abandonments Pursuant Government Code Section 65402(a)**

**EXEMPTION FROM PLANNING COMMISSION REPORT FOR ACQUISITIONS,  
DISPOSITIONS AND ABANDONMENTS PURSUANT TO G.C. §65402(a)**

DESCRIPTION: Proposed vacation of a portion of alley adjacent to South Side of 4089 Walnut Avenue (APN 018-052-030)

DATE OF REFERRAL: August 24, 2015

Resolution #72-69 provides for the Planning Director to certify general plan conformance for acquisition, disposition or abandonment for street widening or alignment projects of a "minor" nature. Projects subject to the provisions of Resolution #72-69 would not need to be submitted to the Planning Commission for report pursuant to Government Code Section 65402(a).

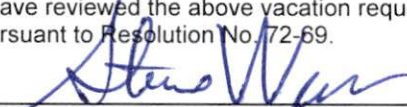
Factors to be considered when determining if the abandonment qualifies for an exemption:

- | Yes                                 | No                                  |   |
|-------------------------------------|-------------------------------------|---|
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Was the right of way or property acquired for a use other than street widening or alignment?<br><i>Comment: Alley was portion of Laurel Park Tract</i>  |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Is the street or alley open on the ground (i.e., constructed)?  |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Is the street or alley identified in the circulation element of the General Plan?   |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Is the street or alley used, or intended to be used, or adaptable for use as a part of the trails system?   |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | If the street or alley provides the principal access to a parcel, would the parcel be without legal access once the abandonment is complete (e.g., via easement or private right of way)?<br><i>Comment: All ownership parcels front on County-maintained streets. The extension of this alley was vacated in 2011.</i> |

*If all the answers to the above questions are "no", then the abandonment may be handled as an exemption. Projects which include "yes" responses will be evaluated by the Director on a case by case basis, and may be referred to the Planning Commission.*

**RECOMMENDATION**

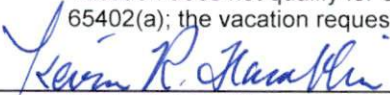
I have reviewed the above vacation request and find that it  meets  does not meet the criteria for an exemption pursuant to Resolution No. 72-69.

By:   
Steven P. Werner  
Supervising Planner

8-27-15  
Date

**DETERMINATION**

- Vacation qualifies for the exemption pursuant to Resolution No. 72-69
- Vacation does not qualify for exemption and is subject to review and report pursuant to C.G.C. Section 65402(a); the vacation request will be scheduled for Planning Commission review

By:   
Kevin R. Hamblin  
Director  
Planning and Building Department

8/27/15  
Date

**ATTACHMENT 3**  
**Notice of Exemption**

---



HUMBOLDT COUNTY  
NOTICE OF EXEMPTION

TO: \_\_\_\_\_ Secretary for Resources  
1416 Ninth Street, Room 1311  
Sacramento, CA 95814

APPLICANT: Humboldt County Public Works  
1106 Second St.  
Eureka, CA 95501  
707-445-7741

X County Clerk  
County of Humboldt

**Project Title:** Summary vacation of public right-of-way in an alley adjacent to the south side of 4089 Walnut Avenue, Cutten.

**Project Location-Specific:** Real property situated in Section 35, Township 5 North, Range 1 West, Humboldt Meridian, more particularly described as 75 feet of the most northerly portion of the 15 foot wide alley shown on the map of the Laurel Park Tract recorded in Book 4 of Surveys, Page 56, Humboldt County Records, lying west of the southerly extension of the east line of Lot 17 of the aforementioned Laurel Park Tract and lying east of a line 35 feet easterly and parallel with the east line of Myrtle Avenue per said Laurel Park Tract (now Walnut Drive). Said portion of alley lies between Assessor's Parcel Numbers 018-052-027 and 018-52-030.

**Project Location-County:** Humboldt County

**Description of Nature, Purpose, and Beneficiaries of Project:** As proposed, the project is to publically vacate 75 feet of the 15-foot wide alleyway in the Laurel Park Tract. The westerly 35 feet of the alley is not part of the proposed vacation. The Department has reviewed the portion of the alley proposed for vacation and has determined that the portion being proposed for summary vacation has been impassable for more than five years.

**Name of Public Agency Approving Project:** Humboldt County Department of Public Works.

**Name of Person or Agency Carrying Out Project:** Humboldt County Department of Public Works

**Exempt Status: (Check One)**

- Ministerial (Sec. 15268)
- Declared Emergency (Sec. 15269[a])
- Emergency Project (Sec. 15269[b] and [c])
- Categorical Exemption. State type and section number:** Section 15305 (Minor Alterations in Land Use Limitations)


INFORMED  
OCT 02 2015  
Humboldt County Clerk

**Reason why project is exempt:** The project will not result in direct effects on the environment and qualifies as a Class five categorical exemption project under the California Environmental Quality Act, consisting of minor alteration in land use limitations, which do not result in any changes in land use or density.

**Contact Person:** Deb Vining – Senior Right of Way Agent (Land Use Div.)

**Telephone:** 707-445-7205

\_\_\_\_\_  
Signature of Receiving Party

  
\_\_\_\_\_  
Signature of Humboldt Co. Rep.

\_\_\_\_\_  
Title

\_\_\_\_\_  
Environmental Analyst  
Title

\_\_\_\_\_  
Date received for filing

\_\_\_\_\_  
August 25, 2015  
Date Signed

KELLY E. SANDERS  
Humboldt County Clerk

FILED  
AUG 26 2015  
BY 2H  
12-2015-043

FILED

**ATTACHMENT 4**

---

**Response Letters: PG&E, Suddenlink Communications, AT&T, Verizon, Humboldt Community Services District, and Humboldt No. 1 Fire Protection District**

Notif No 8003810



DEPARTMENT OF PUBLIC WORKS  
**COUNTY OF HUMBOLDT**  
MAILING ADDRESS: 1106 SECOND STREET, EUREKA, CA 95501-0579  
AREA CODE 707

ARCATA-EUREKA AIRPORT TERMINAL  
MCKINLEYVILLE  
FAX 839-3595

AVIATION 839-5401

PUBLIC WORKS BUILDING  
SECOND & L ST., EUREKA  
FAX 445-7409

ADMINISTRATION	445-7491	NATURAL RESOURCES	445-7741
BUSINESS	445-7652	NATURAL RESOURCES PLANNING	267-9540
ENGINEERING	445-7377	PARKS	445-7651
FACILITY MAINTENANCE	445-7493	ROADS & EQUIPMENT MAINTENANCE	445-7421

CLARK COMPLEX  
HARRIS & H ST., EUREKA  
FAX 445-7388

LAND USE 445-7205

February 10, 2015

Denise Young  
PG&E  
2555 Myrtle Avenue  
Eureka CA 95501

**RE: PROPOSED VACATION OF A 15-FOOT-WIDE PORTION OF ALLEY OFF OF WALNUT AVENUE, NORTH OF ARBUTUS STREET IN EUREKA**

The Department of Public Works is preparing documents for the vacation of a portion of the alley adjacent to the south boundary of the property addressed at 4089 Walnut Avenue (APN 018-052-030) in Eureka. The area proposed for vacation is located in Section 35, Township 5 North, Range 1 West, Humboldt Meridian. The area is located north of Arbutus Street along Walnut Avenue and is described and shown on the attached Exhibit A.

Please review the attached map and advise the Department if PG&E has any facilities that would be affected by the proposed vacation. Please note that there are existing overhead utility lines in the area of the proposed vacation.

- If PG&E has facilities that need a public utility easement to be reserved, please advise me of location and the width of the easement necessary. I will then have the easement prepared and follow up with you to ensure that the proposed public utility easement will be acceptable to you.
- If PG&E has *no facilities* that would be affected by the proposed vacation then please execute the acknowledgment below indicating that PG&E does not object to the proposed vacation. You may return the acknowledgement by mail; fax to 707.445.7388; or by e-mail to [dvining@co.humboldt.ca.us](mailto:dvining@co.humboldt.ca.us).

If you need additional information or if you have any questions, please feel free to call me at 707.445.7205.

Sincerely,

**Deb Vining**  
Senior Real Property Agent  
Land Use Division  
3033 "H" Street, Room 17  
Eureka, CA 95501

<b>ACKNOWLEDGMENT</b> of no objection to the proposed vacation	
By:	<u>Denise Young</u>
Print name:	<u>DENISE YOUNG</u>
Title:	<u>SR. LAND TECHNICIAN</u>
Date:	<u>3/19/2015</u>



DEPARTMENT OF PUBLIC WORKS  
**COUNTY OF HUMBOLDT**

MAILING ADDRESS: 1106 SECOND STREET, EUREKA, CA 95501-0579  
 AREA CODE 707

ARCATA-EUREKA AIRPORT TERMINAL  
 MCKINLEYVILLE  
 FAX 839-3596

PUBLIC WORKS BUILDING  
 SECOND & L ST., EUREKA  
 FAX 445-7409

CLARK COMPLEX  
 HARRIS & H ST., EUREKA  
 FAX 445-7388

AVIATION 839-5401

ADMINISTRATION	445-7491	NATURAL RESOURCES	445-7741
BUSINESS	445-7652	NATURAL RESOURCES PLANNING	267-9540
ENGINEERING	445-7377	PARKS	445-7651
FACILITY MAINTENANCE	445-7493	ROADS & EQUIPMENT MAINTENANCE	445-7421

LAND USE 445-7205

February 10, 2015

Jason Welch  
 Suddenlink Communications  
 911 West Wabash Avenue  
 Eureka, CA 95501

**RE: PROPOSED VACATION OF A 15-FOOT-WIDE PORTION OF ALLEY OFF OF WALNUT AVENUE, NORTH OF ARBUTUS STREET IN EUREKA**

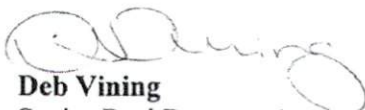
The Department of Public Works is preparing documents for the vacation of a portion of the alley adjacent to the south boundary of the property addressed at 4089 Walnut Avenue (APN 018-052-030) in Eureka. The area proposed for vacation is located in Section 35, Township 5 North, Range 1 West, Humboldt Meridian. The area is located north of Arbutus Street along Walnut Avenue and is described and shown on the attached Exhibit A.


Please review the attached map and advise the Department if Suddenlink Communications has any facilities that would be affected by the proposed vacation. Please note that there are existing overhead utility lines in the area of the proposed vacation.

- If Suddenlink Communications has facilities that need a public utility easement to be reserved, please advise me of location and the width of the easement necessary. I will then have the easement prepared and follow up with you to ensure that the proposed public utility easement will be acceptable to you.
- If Suddenlink Communications has *no facilities* that would be affected by the proposed vacation then please execute the acknowledgment below indicating that Suddenlink Communications does not object to the proposed vacation. You may return the acknowledgement by mail; fax to 707.445.7388; or by e-mail to [dvining@co.humboldt.ca.us](mailto:dvining@co.humboldt.ca.us).

If you need additional information or if you have any questions, please feel free to call me at 707.445.7205. EXT. 368

Sincerely,

  
**Deb Vining**  
 Senior Real Property Agent  
 Land Use Division  
 3033 "H" Street, Room 17  
 Eureka, CA 95501

<b>ACKNOWLEDGMENT</b> of no objection to the proposed vacation	
By:	
Print name:	Jason Welch
Title:	Construction Coordinator
Date:	10/05/15



DEPARTMENT OF PUBLIC WORKS  
**COUNTY OF HUMBOLDT**

MAILING ADDRESS: 1106 SECOND STREET, EUREKA, CA 95501-0579  
 AREA CODE 707

ARCATA-EUREKA AIRPORT TERMINAL  
 MCKINLEYVILLE  
 FAX 839-3596

PUBLIC WORKS BUILDING  
 SECOND & L ST., EUREKA  
 FAX 445-7409

CLARK COMPLEX  
 HARRIS & H ST., EUREKA  
 FAX 445-7368

AVIATION 839-5401

ADMINISTRATION	445-7491	NATURAL RESOURCES	445-7741
BUSINESS	445-7652	NATURAL RESOURCES PLANNING	267 9540
ENGINEERING	445-7377	PARKS	445-7651
FACILITY MAINTENANCE	445-7453	ROADS & EQUIPMENT MAINTENANCE	445-7421

LAND USE 445-7205

January 5, 2016

Brian Johnson  
 AT&T  
 1818 F Street  
 Eureka, CA 95501

**RE: PROPOSED VACATION OF A 15-FOOT-WIDE PORTION OF ALLEY OFF OF WALNUT DRIVE, NORTH OF ARBUTUS STREET IN EUREKA**

Dear Brian:

The Department of Public Works is preparing documents for the vacation of a portion of the alley adjacent to the south boundary of the property addressed at 4089 Walnut Avenue (APN 018-052-030) in Eureka. The area proposed for vacation is located in Section 35, Township 5 North, Range 1 West, Humboldt Meridian. The area is located north of Arbutus Street along Walnut Drive and is described and shown on the attached Exhibit A.

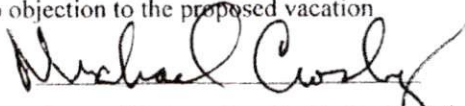
Please review the attached map and advise the Department if AT&T has any facilities that would be affected by the proposed vacation. Please note that there are existing overhead utility lines along Walnut Drive but not in the alley. The vacation request does not include the portion of alley abutting Walnut Drive.

- If AT&T has facilities that need a public utility easement to be reserved, please advise me of location and the width of the easement necessary. I will then have the easement prepared and follow up with you to ensure that the proposed public utility easement will be acceptable to you.
- If AT&T has *no facilities* that would be affected by the proposed vacation then please execute the acknowledgment below indicating that AT&T does not object to the proposed vacation. You may return the acknowledgement by mail; fax to 707.445.7388; or by e-mail to [dvining@co.humboldt.ca.us](mailto:dvining@co.humboldt.ca.us).

If you need additional information or if you have any questions, please feel free to call me at 707-268-3768.

Sincerely,

  
**Deb Vining**  
 Senior Real Property Agent  
 Land Use Division  
 3033 "H" Street, Room 17  
 Eureka, CA 95501

<b>ACKNOWLEDGMENT</b>	
of no objection to the proposed vacation	
By:	
Print name:	MICHAEL CROSBY
Title:	DESIGN ENGINEER
Date:	1/7/2016



DEPARTMENT OF PUBLIC WORKS  
**COUNTY OF HUMBOLDT**

MAILING ADDRESS: 1106 SECOND STREET, EUREKA, CA 95501-0579  
AREA CODE 707

ARCATA-EUREKA AIRPORT TERMINAL  
McKINLEYVILLE  
FAX 839-3596

PUBLIC WORKS BUILDING  
SECOND & L ST., EUREKA  
FAX 445-7409

CLARK COMPLEX  
HARRIS & H ST., EUREKA  
FAX 445-7388

AVIATION 839-5401

ADMINISTRATION 445-7491  
BUSINESS 445-7652  
ENGINEERING 445-7377  
FACILITY MAINTENANCE 445-7493

NATURAL RESOURCES 445-7741  
NATURAL RESOURCES PLANNING 267-9540  
PARKS 445-7651  
ROADS & EQUIPMENT MAINTENANCE 445-7421

LAND USE 445-7205

February 10, 2015

Dennis Harman  
Verizon  
PO Box 1218  
Weaverville, CA 96093-1218


**RE: PROPOSED VACATION OF A 15-FOOT-WIDE PORTION OF ALLEY OFF OF WALNUT AVENUE, NORTH OF ARBUTUS STREET IN EUREKA**

The Department of Public Works is preparing documents for the vacation of a portion of the alley adjacent to the south boundary of the property addressed at 4089 Walnut Avenue (APN 018-052-030) in Eureka. The area proposed for vacation is located in Section 35, Township 5 North, Range 1 West, Humboldt Meridian. The area is located north of Arbutus Street along Walnut Avenue and is described and shown on the attached Exhibit A.

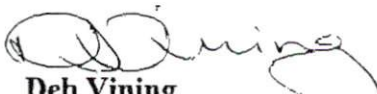
Please review the attached map and advise the Department if AT&T has any facilities that would be affected by the proposed vacation. Please note that there are existing overhead utility lines in the area of the proposed vacation.

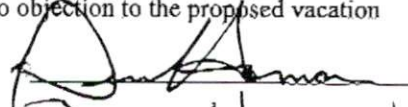
- If Verizon has facilities that need a public utility easement to be reserved, please advise me of location and the width of the easement necessary. I will then have the easement prepared and follow up with you to ensure that the proposed public utility easement will be acceptable to you.
- If Verizon has *no facilities* that would be affected by the proposed vacation then please execute the acknowledgment below indicating that Verizon does not object to the proposed vacation. You may return the acknowledgement by mail; fax to 707.445.7388; or by e-mail to [dvining@co.humboldt.ca.us](mailto:dvining@co.humboldt.ca.us).

If you need additional information or if you have any questions, please feel free to call me at 707.445.7205.

*NOT A VERIZON AREA - CONTACT AT&T* 

Sincerely,

  
**Deb Vining**  
Senior Real Property Agent  
Land Use Division  
3033 "H" Street, Room 17  
Eureka, CA 95501

<b>ACKNOWLEDGMENT</b> of no objection to the proposed vacation	
By:	
Print name:	<u>DENNIS HARMAN</u>
Title:	<u>Engineer</u>
Date:	<u>2/18/15</u>



DEPARTMENT OF PUBLIC WORKS  
**COUNTY OF HUMBOLDT**  
MAILING ADDRESS: 1106 SECOND STREET, EUREKA, CA 95501-0579  
AREA CODE 707

ARCATA-EUREKA AIRPORT TERMINAL  
McKINLEYVILLE  
FAX 839-3596

PUBLIC WORKS BUILDING  
SECOND & L ST., EUREKA  
FAX 445-7409

CLARK COMPLEX  
HARRIS & H ST., EUREKA  
FAX 445-7388

AVIATION 839-5401

ADMINISTRATION 445-7491  
BUSINESS 445-7652  
ENGINEERING 445-7377  
FACILITY MAINTENANCE 445-7493

NATURAL RESOURCES 445-7741  
NATURAL RESOURCES PLANNING 267-9540  
PARKS 445-7651  
ROADS & EQUIPMENT MAINTENANCE 445-7421

LAND USE 445-7205

February 10, 2015

David Hull  
Humboldt Community Services District  
5055 Walnut Drive  
Eureka CA 95503

**RECEIVED**

FEB 13 2015

HUMBOLDT COMMUNITY SERVICES DISTRICT

**RE: PROPOSED VACATION OF A 15-FOOT-WIDE PORTION OF ALLEY OFF OF WALNUT AVENUE, NORTH OF ARBUTUS STREET IN EUREKA**

The Department of Public Works is preparing documents for the vacation of a portion of the alley adjacent to the south boundary of the property addressed at 4089 Walnut Avenue (APN 018-052-030) in Eureka. The area proposed for vacation is located in Section 35, Township 5 North, Range 1 West, Humboldt Meridian. The area is located north of Arbutus Street along Walnut Avenue and is described and shown on the attached Exhibit A.

Please review the attached map and advise the Department if Humboldt Community Services District has any facilities that would be affected by the proposed vacation. Please note that there are existing overhead utility lines in the area of the proposed vacation.

- If Humboldt Community Services District has facilities that need a public utility easement to be reserved, please advise me of location and the width of the easement necessary. I will then have the easement prepared and follow up with you to ensure that the proposed public utility easement will be acceptable to you.
- If Humboldt Community Services District has *no facilities* that would be affected by the proposed vacation then please execute the acknowledgment below indicating that Humboldt Community Services District does not object to the proposed vacation. You may return the acknowledgement by mail; fax to 707.445.7388; or by e-mail to [dvining@co.humboldt.ca.us](mailto:dvining@co.humboldt.ca.us).

If you need additional information or if you have any questions, please feel free to call me at 707.445.7205.

Sincerely,

**Deb Vining**  
Senior Real Property Agent  
Land Use Division  
3033 "H" Street, Room 17  
Eureka, CA 95501

<b>ACKNOWLEDGMENT</b> of no objection to the proposed vacation	
By:	<u><i>David Hull</i></u>
Print name:	<u>DAVID HULL</u>
Title:	<u>GENERAL MANAGER</u>
Date:	<u>2-17-2015</u>

