

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

**Certified copy of portion of proceedings, Meeting on \_\_\_\_\_**

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION TO SUMMARILY VACATE A PORTION OF RIGHT OF WAY ON TRINIDAD SCENIC DRIVE (C4M310) IN TRINIDAD**

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 Trinidad Scenic Drive (C4M310), is an excess right of way not required for street or highway purposes and it lies within property under one ownership that does not continue through such ownership or end touching property of another, thereby meeting the requirements of Streets and Highways Code § 8334; 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 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

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

WHEREAS, no utility company requires the reservation and exception of an easement;

**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 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 § 8334.
3. The vacation will not cut off all access to any person's property.

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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 Trinidad Scenic Drive proposed to be vacated is not necessary for present or prospective public use.
8. Said portion of Trinidad Scenic Drive is hereby ordered vacated.
9. From and after the date of recordation of this resolution, said portion Trinidad Scenic Drive as described in Exhibit A and shown on Exhibit B which are attached hereto and incorporated herein by reference, 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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