



COUNTY OF HUMBOLDT  
PLANNING AND BUILDING DEPARTMENT

3015 H Street • Eureka CA 95501  
Phone: (707) 445-7541 • Fax: (707) 268-3792

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

DESCRIPTION: Proposed summary vacation of a portion of alleys, Lincoln Street, Pearl Street, Franklin Street, Spruce Street and Clay Street in the Port Kenyon subdivision near Ferndale, California. The paper alleys and paper Streets Lincoln and Spruce are not part of the County maintained road system. A portion of Pearl, Franklin and Clay Streets are collectively known as School Block Road (2H020) which is maintained by the County. The area proposed for vacation is located in Section 34, Township 3 North, Range 2 West, Humboldt Meridian Road.

The road right-of-way to be vacated was established by the Map of Port Kenyon dated April 29, 1876, and filed in Book 6 of Maps, page 25 in the office of the Humboldt County Recorder.

The summary vacation is being processed under Summary Vacation procedures per Streets and Highways Code 8334(a) and (b). PW Land Use is requesting that the planning division determine whether the proposed Summary Vacation is not in conflict with the General Plan as required by Section 65402 of Govt. Code. This vacation does not land lock any parcels. According to the Department of Public Works.

DATE OF REFERRAL: July 5, 2022

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

- Was the right of way or property acquired for a use other than street widening or alignment?  
*The right of way was not acquired for use other than street purposes.  
No property will be land locked if the vacation is granted.*
- Is the street or alley open on the ground (i.e., constructed)?  
*No, the proposed road vacation area is undeveloped.*
- Is the street or alley identified in the circulation element of the General Plan?
- Is the street or alley used, or intended to be used, or adaptable for use as a part of the trails system? *It is not described in any County adopted Trails Plan. There is no reference of the alleys, Lincoln Street, Pearl Street, Franklin Street, Spruce Street and Clay Street in the Trails Plan or the Eel River Area Plan that this vacation would impact.*
- 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)?  
*No, all parcels using Fisher Road for legal access have the right to use.*

*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

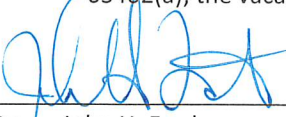
I have reviewed the above vacation request and find that it  meets  does not meet the criteria for an exemption pursuant to Resolution No. 72-69.

  
\_\_\_\_\_  
By: Collin Slavey  
Planner

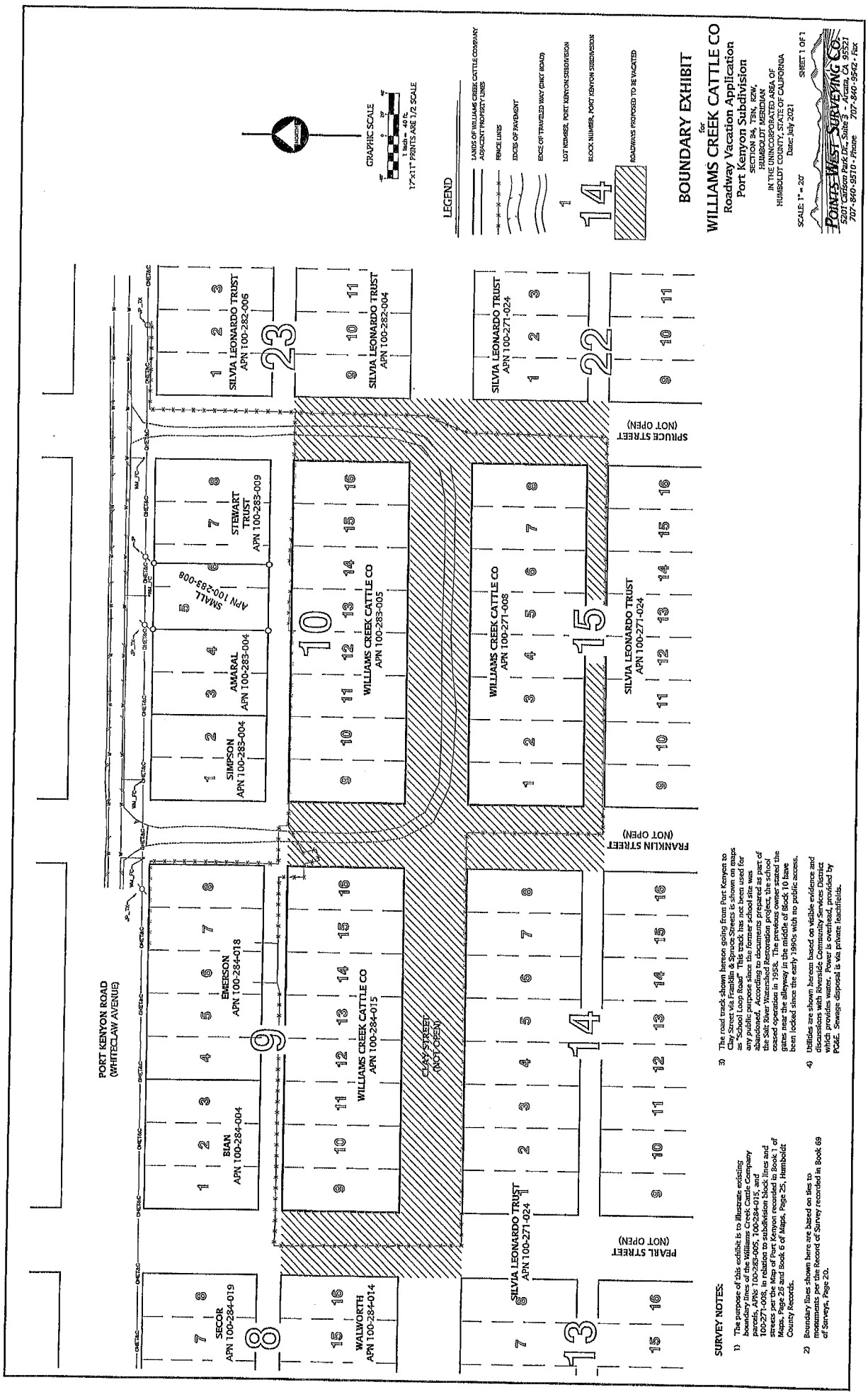
07/21/2022  
\_\_\_\_\_  
Date

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: John H. Ford  
Director of Planning and Building

8/17/2022  
\_\_\_\_\_  
Date



**BOUNDARY EXHIBIT**  
 for  
**WILLIAMS CREEK CATTLE CO**  
 Roadway Vacation Application  
 Port Kenyon Subdivision  
 Humboldt County, California  
 Humboldt County, State of California  
 Date: July 2021

SCALE: 1" = 20'  
 SHEET 1 OF 1  
**POINTS WEST SURVEYING CO.**  
 5201 Colson Park Dr., Suite 3 - Arcata, CA 95521  
 Tel: 999-5510 - Phone 999-5642 - Fax

**SURVEY NOTES:**  
 1) The purpose of this exhibit is to illustrate existing boundary lines of the Williams Creek Cattle Company parcels, APNs 100-284-015, 100-284-016, and 100-284-017, and to show the location of the proposed roadway. The map is based on the Humboldt County Maps, Page 25 and Book 6 of Maps, Page 25, Humboldt County Records.  
 2) Boundary lines shown here are based on file 13 monuments per the Record of Survey recorded in Book 69 of Surveys, Page 20.

3) The road track shown hereon going from Port Kenyon to Clay Street via Franklin & Spruce Streets is shown on maps of the Humboldt County Survey and is shown for any public purpose since the former school site was abandoned. According to documents prepared as part of the Salt River Watershed Restoration project, the school site was abandoned in 1956. The parcels shown hereon were locked since the early 1990s, with no public access.  
 4) Utilities are shown hereon based on visible evidence and other information available to the surveyor. Power is overhead provided by PG&E. Sewerage disposal is via private leachfields.

**LEGEND**

- LANDS OF WILLIAMS CREEK CATTLE COMPANY
- ADJACENT PROPERTY LINES
- FENCE LINES
- EDGES OF PAVEMENT
- EDGE OF TRAVELED WAY (DIRT ROAD)
- LOT NUMBERS, PORT KENYON SUBDIVISION
- BOOK NUMBERS, PORT KENYON SUBDIVISION
- ROADWAYS PROPOSED TO BE VACATED

1  
14

