

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA
Certified Copy of Portion of Proceedings for the Meeting of September 20, 2022

RESOLUTION NO. _____

RESOLUTION TO SUMMARILY VACATE PORTIONS OF PEARL STREET, FRANKLIN STREET, SPRUCE STREET, CLAY STREET AND ADJACENT ALLEY IN THE PORT KENYON SUBDIVISION NEAR FERNDALE

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

WHEREAS, the portions of Pearl Street, Franklin Street, Spruce Street, Clay Street, as well as adjacent and nearby alley, proposed for vacation have been determined to have been impassable for more than five years and no public money was expended for maintenance during that period, thereby meeting the requirements of California Streets and Highways Code Section 8331; 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 California Government Code Section 65402(a) and Humboldt County Resolution No. 72-69; and

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

WHEREAS, the vacation will have no significant environmental effect and is exempt from review under the California Environmental Quality Act as per the provisions of Section 15305 of Title 14 of the California Code of Regulations; and

WHEREAS, the vacation will not terminate any public service easement.

NOW, THEREFORE, THE HUMBOLDT COUNTY BOARD OF SUPERVISORS HEREBY RESOLVES AS FOLLOWS:

1. The Humboldt County Board of Supervisors hereby finds that all of the recitations contained hereinabove are true and correct.
2. The vacation is made pursuant to the provisions of California Streets and Highways Code Section 8331.
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 California Government Code Section 65402(a) and Humboldt County Resolution No. 72-69.
5. The vacation is not in conflict with the Humboldt General Plan.
6. The vacation does not have a significant environmental effect and is exempt from review under the California Environmental Quality Act as per the provisions of Section 15305 of Title 14 of the California Code of Regulations.

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7. The portions of Pearl Street, Franklin Street, Spruce Street, Clay Street and adjacent alley proposed to be vacated are not necessary for present or prospective public use.
8. Said portions of Pearl Street, Franklin Street, Spruce Street, Clay Street and adjacent alley are hereby ordered vacated.
9. From and after the date of recordation of this resolution, said portions of Pearl Street, Franklin Street, Spruce Street, Clay Street and adjacent alley as described in Exhibit A and shown on Exhibit B, both of which are attached hereto and incorporated herein by reference as if set forth in full, 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.

Dated: September 20, 2022

Virginia Bass, Chair
Humboldt County Board of Supervisors

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

AYES: Supervisors --
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 Nikki Turner
Deputy Clerk of the Board of Supervisors of the
County of Humboldt, State of California

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EXHIBIT 'A'

Roadways per the Map of Port Kenyon recorded in
Book 6 of Surveys, Page 25 to be Vacated

That real property situated in Section 34, Township 3 North, Range 2 West, Humboldt Meridian, in the County of Humboldt, State of California, more particularly described as follows:

That portion of the roadways shown on Book 6 of Maps, Page 25 lying adjacent and within Blocks 9 & 10 per said map, more particularly described as follows:

All that portion of Clay Street (60 feet wide) according to the Map of Port Kenyon on file in the office of the County Recorder of Humboldt County in Book 6 of Maps, Page 25, described as follows:

Bounded on the west by the west line of Pearl Street as shown on said Map of Port Kenyon;
and
Bounded on the east by the east line of Spruce Street as shown on said Map of Port Kenyon;

All that portion of Pearl Street (60 feet wide) according to the Map of Port Kenyon on file in the office of the County Recorder of Humboldt County in Book 6 of Maps, Page 25, described as follows:

Bounded on the north by the south line of the Alley in Blocks 8 & 9 as shown on said Map of Port Kenyon; and
Bounded on the south by the south line of Clay Street as shown on said Map of Port Kenyon;

All that portion of Franklin Street (60 feet wide) according to the Map of Port Kenyon on file in the office of the County Recorder of Humboldt County in Book 6 of Maps, Page 25, described as follows:

Bounded on the north by the south line of the Alley in Blocks 9 & 10 as shown on said Map of Port Kenyon; and
Bounded on the south by the south line of the Alley in Blocks 14 & 15 as shown on said Map of Port Kenyon;

All that portion of Spruce Street (60 feet wide) according to the Map of Port Kenyon on file in the office of the County Recorder of Humboldt County in Book 6 of Maps, Page 25, described as follows:

Bounded on the north by the south line of the Alley in Blocks 9 & 10 as shown on said Map of Port Kenyon; and
Bounded on the south by the south line of the Alley in Blocks 15 & 22 as shown on said Map of Port Kenyon;

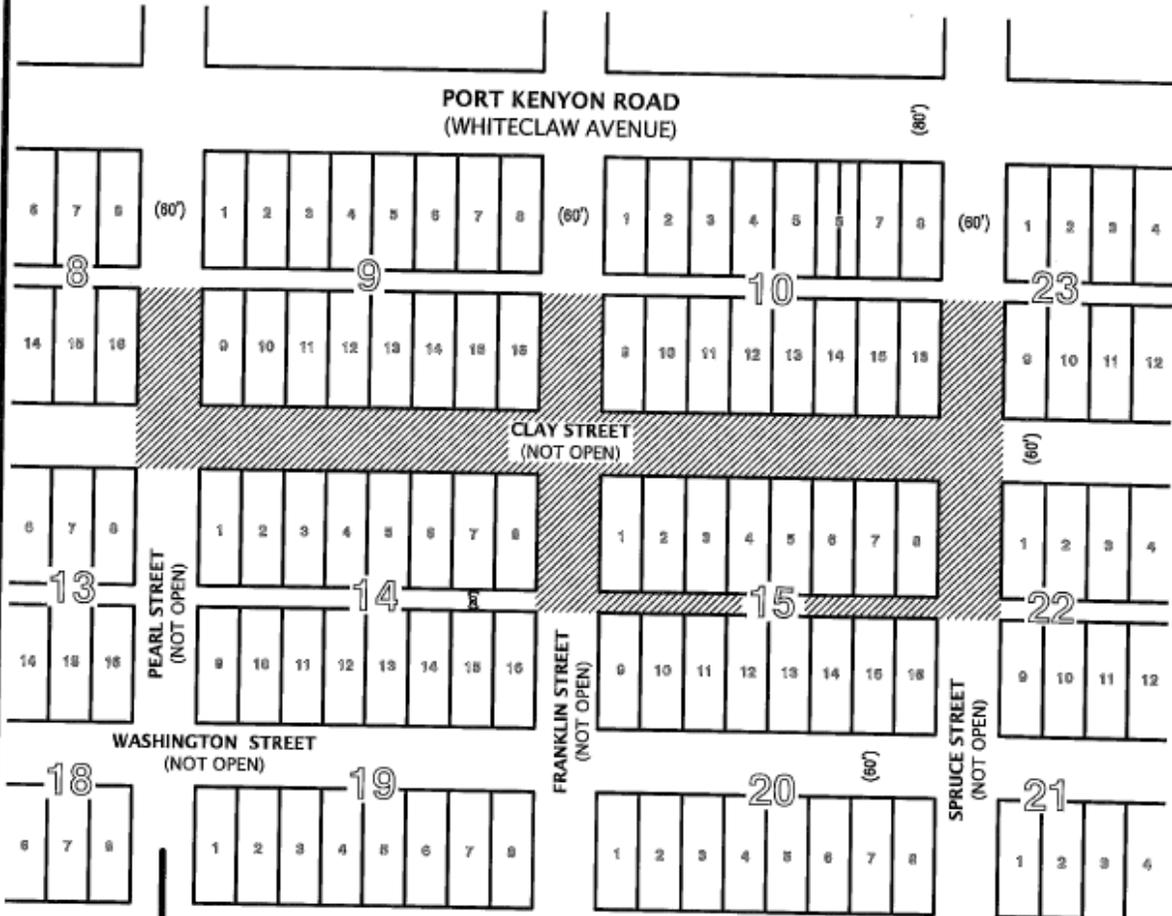
All that portion of the Alley (20 feet wide) according to the Map of Port Kenyon on file in the office of the County Recorder of Humboldt County in Book 6 of Maps, Page 25, in Block 15.

END OF DESCRIPTION

Prepared by:
Michael Pulley, PLS 7793
License Expires 12/31/2023
Description Dated 10/18/2021
Signed 8/9/2022



EXHIBIT 'B'



Hatched areas shown hereon are portions of roadways shown on the Map of Port Kenyon recorded in Book 6 of Maps, Page 25, Humboldt County Records, to be vacated by the County of Humboldt.

EXHIBIT 'B'

**Roadway Vacation
 Port Kenyon**

SECTION 34, T3N, R2W,
 HUMBOLDT MERIDIAN
 IN THE UNINCORPORATED AREA OF
 HUMBOLDT COUNTY, STATE OF CALIFORNIA

Date: October 2021

SCALE: 1" = 150'

SHEET 1 OF 1

POINTS WEST SURVEYING CO.
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