

# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** Katy Allen

**SUBJECT:** SEE BELOW

**DATE:** 11-01-06

Approved

*Deanna Antine*

Date

*11/3/06*

**COUNCIL DISTRICT:** 6

**SUBJECT: VACATION OF A PORTION OF PAULA STREET BETWEEN RACE STREET AND MERIDIAN WAY**

## RECOMMENDATION

Conduct a public hearing and adopt a resolution to vacate a portion of Paula Street, between Race Street and Meridian Way.

## OUTCOME

Adoption of this resolution will permit the vacation of the subject portion of Paula Street.

## BACKGROUND

Rockwell Homes has submitted an application for the vacation of Paula Street between Race Street and Meridian Way (map attached). This vacation is required to fulfill development conditions of Planned Development Zoning PDC 05-106, which proposes construction of 15 single family attached residences on .69 acres at 1088 Paula Street. The Paula Street right of way to be vacated will become a portion of the future development site.

The title report indicates that Paula Villas is the underlying fee owner for this property located at 1088 Paula Street.

This property was recently annexed on October 24, 2006.

## ANALYSIS

Staff has determined that this portion of Paula Street between Race Street and Meridian Way is no longer needed as a public street.

All concerned utility companies have consented to the vacation with the reservation of a public service easement over the area to be vacated.

After recordation of this vacation, the property will revert to Paula Villas, as the underlying fee owner of the property.

### **POLICY ALTERNATIVES**

Not applicable.

### **PUBLIC OUTREACH/INTEREST**

- Criteria 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting)**
- Criteria 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- Criteria 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

This action does not meet any of the criteria above; however, the public was afforded the opportunity to comment on proposed development during the planning process. On October 25, 2006, the Planning Commission held a public hearing on the subject vacation and forwarded a recommendation to the Council for approval of the vacation. Additionally, as directed at the October 31, 2006 Council hearing, staff has posted the site with a Notice of Vacation and the City Clerk has advertised this public hearing. In addition, this memorandum will be posted on the City's website for the November 21, 2006 Council Agenda.

### **COORDINATION**

The project has been coordinated with the Department of Planning, Building and Code Enforcement, the City Attorney's Office, and the City Manager's Budget Office.

### **FISCAL/POLICY ALIGNMENT**

This project is in alignment with the Mayor's Budget Strategy Expenditure Control Principle No. 4 in that it eliminates City maintenance obligations and liability.

**COST SUMMARY/ IMPLICATIONS**

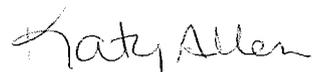
The Public Works Department collected cost-recovery fees to process this street vacation.

**BUDGET REFERENCE**

Not applicable.

**CEQA**

CEQA: Mitigated Negative Declaration, PDC05-106

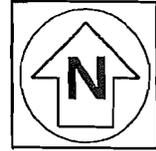


KATY ALLEN  
Director, Public Works Department

For questions please contact TIMM BORDEN, DEPUTY DIRECTOR, at 408-535-8300.

# LOCATION MAP

SHOWING THAT PORTION OF PAULA STREET TO BE VACATED  
1088 PAULA STREET



 AREA TO BE VACATED

