

ORDINANCE NO. 27993

**AN ORDINANCE OF THE CITY OF SAN JOSE
ESTABLISHING A PUBLIC WAY ON THE
SOUTHERN PORTION OF SELMA OLINDER PARK**

WHEREAS, Section 1702 of the San Jose City Charter provides that the City Council, by ordinance, may authorize the opening, establishment and/or maintenance of streets or other public ways in or through any of the public parks, public places or other public property of the City; and

WHEREAS, a portion of City-owned property on the southern portion of Selma Olinder Park is required to establish a public way for emergency vehicle access (“EVA”) purposes; and

WHEREAS, establishment of this public way will also permit the installation of a six-inch potable water main and other public utilities; and

WHEREAS, the proposed public way is located on property designated for use as a trail connection between the Coyote Creek Trail and the Five Wounds Trail, and a future parking area associated with the approved Selma Olinder Dog Park Master Plan; and

WHEREAS, the City desires to establish a 104-foot-long by 27-foot-wide public way on City-owned property for the above purposes and other public purposes that may be identified in the future in Selma Olinder Park;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

A 104-foot-long by 27-foot-wide public way is hereby established on the southern portion of Selma Olinder Park, as more particularly described in Exhibits "A" to "B" of this Ordinance.

PASSED FOR PUBLICATION of title this 20th day of March, 2007, by the following vote:

| | |
|---------------|---|
| AYES: | CAMPOS, CHIRCO, CONSTANT, CORTESE, LICCARDO, NGUYEN, OLIVERIO, PYLE, WILLIAMS; REED |
| NOES: | NONE |
| ABSENT: | NONE |
| DISQUALIFIED: | NONE |
| VACANT: | DISTRICT 4 |

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk

EXHIBIT A



William J. Wagner | Thomas A. Armstrong | Michael L. Morsilli | David M. Wilson

January 16, 2007
HMH 3010-02-270
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**EXHIBIT "A"
EMERGENCY ACCESS EASEMENT**

REAL PROPERTY in the City of San Jose, County of Santa Clara, State of California, being a portion of Lot B as shown on that certain map of Tract 9134 filed for record on February 25, 1999, in Book 712 of Maps, pages 53 and 54, Santa Clara County Records, described as follows:

BEGINNING at the most easterly corner of said Lot B;

Thence along the easterly line of said Lot B, South 08°44'34" West, 25.00 feet;

Thence North 81°15'24" West, 93.95 feet;

Thence North 36°15'08" West, 35.97 feet, to the southerly line of Woodborough Place;

Thence easterly along said southerly line along a non-tangent curve to the left, having a radius of 39.00, whose center bears North 00°27'41" East, through a central angle of 36°41'57" for an arc length of 24.98 feet, to an angle point in the general northerly line of said Lot B;

Thence along said general northerly line, the following two courses:

1. Thence South 36°14'16" East, 16.18 feet;
2. Thence South 81°15'24" East, 86.00 feet, to the POINT OF BEGINNING.

Containing 2,824 square feet, more or less



Julia MacRory

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EXHIBIT B

