

RESOLUTION NO. 54-2022

**RESOLUTION OF INTENTION BY THE CITY COUNCIL OF THE CITY OF PACIFICA TO
VACATE A PORTION OF HOTEL WAY, AND SETTING THE PUBLIC
HEARING FOR SEPTEMBER 12, 2022**

WHEREAS, the City of Pacifica, pursuant to Streets and Highways Code Section 8300 et seq., is authorized to vacate public streets and rights-of-ways; and

WHEREAS, the City received a request to vacate a portion of the Hotel Way right-of-way located between Pacific Avenue and Brighton Road in the West Sharp Park neighborhood, more particularly described in Exhibit A attached hereto and shown in Exhibit B attached hereto (Hotel Way ROW); and

WHEREAS, the Hotel Way ROW is a strip of unimproved land approximately 221 feet long and 20 feet wide which runs along the side and rear of five residential properties, which in or around 1908 was offered for dedication as a public right-of-way but never accepted as such, and has been used as private rather than public right-of-way; and

WHEREAS, Hotel Way ROW is not required for public street or right-of-way purposes or any other public purpose; and

WHEREAS, granting the vacation request will confirm that the Hotel Way ROW is privately owned and not a public street or right-of-way; and

WHEREAS, the City Council will consider vacating and extinguish its interest—to the extent it has any—in the Hotel Way ROW pursuant to Sections 8330 through 8336 of the California Streets and Highways Code (Summary Vacation), as Hotel Way ROW is described in Exhibit A and shown on Exhibit B; and

WHEREAS, the proposed vacation is exempt from the California Environmental Quality Act (CEQA), pursuant to Section 15061(b)(3) of the CEQA Guidelines (Common Sense Exemption) and the categorical exemptions of Sections 15301 and 15305 (Class 1/Existing Facilities Exemption and Class 5/Minor Alterations in Land Use Limitations Exemption, respectively), including without limitation that proposed vacation will merely confirm that the Hotel Way ROW is not a public street, will not change development potential, and will not create any possibility of a significant effect on the environment, and because none of the exceptions of Section 15300.2 to the Class 1 and Class 5 Categorical Exemptions applies.

NOW THEREFORE, the City Council of the City of Pacifica does resolve as follows:

1. Notice is hereby given that Monday, the 12th Day of September 2022, at the hour of 7:00 o'clock p.m. as a teleconference meeting only (no physical meeting

location) is hereby fixed as the date, time, and place when and where all persons interested in or having objections to the proposed vacation of a portion of Hotel Way right-of-way may appear before said Council and be heard. Anyone interested in observing the meeting or providing public comments should refer to the meeting agenda for further details. The City of Pacifica will publish the meeting agenda not less than 72 hours prior to the meeting. The agenda will be available online at <https://pacificacityca.iqm2.com> and will also be posted in the Community Center window at 540 Crespi Drive in Pacifica; and

2. A copy of this resolution shall be published for at least two successive weeks prior to the set hearing date in the Pacifica Tribune, a newspaper of general circulation, printed and published in the said city in the manner prescribed by law for publishing ordinances in the said city; and
3. Notice of the vacation stating the passage of this Resolution of Intent, including the time, date and place of the hearing shall be posted conspicuously along the line of street or part thereof proposed to be vacated, at least two weeks before the date set for the hearing and not less than three weeks, notice shall be posted.


PASSED AND ADOPTED at a regular meeting of the City Council of the City of Pacifica, California, held on the 22nd day of August, 2022, by the following vote:

AYES, Councilmembers: Beckmeyer, Bier, Bigstyck, O'Neill, Vaterlaus.

NOES, Councilmembers: n/a.

ABSENT, Councilmembers: n/a.

ABSTAIN, Councilmembers: n/a.


Mary Bier (Aug/24, 2022 11:11 PDT)

Mary Bier, Mayor

ATTEST:



Sarah Coffey, City Clerk

APPROVED AS TO FORM:

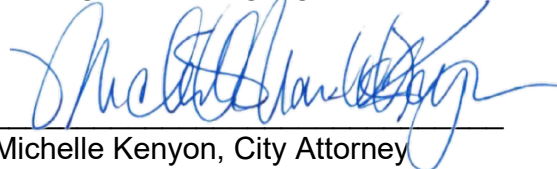

Michelle Kenyon, City Attorney

EXHIBIT A

LEGAL DESCRIPTION OF PROPOSED ABANDONMENT

ALL OF HOTEL WAY, 20 FEET WIDE, WITHIN BLOCK 8 OF "SUBDIVISION NO. 2 BRIGHTON BEACH" IN THE CITY OF PACIFICA, COUNTY OF SAN MATEO, STATE OF CALIFORNIA AS PER MAP FILED MARCH 18, 1908 IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY IN BOOK 6 OF MAPS, PAGE 4, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTHERLY LINE OF BRIGHTON ROAD AND THE WESTERLY LINE OF HOTEL WAY; THENCE ALONG SAID LINE NORTH 221.03 FEET TO THE SOUTHERLY CURVE OF PACIFICA AVENUE; THENCE ALONG SAID NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 477.00 FEET (WHOSE CENTER BEARS NORTH 1°12'51" EAST) THROUGH AN ARC OF 2°24'09" 20.00 FEET TO THE EASTERLY LINE OF HOTEL WAY; THENCE ALONG SAID LINE SOUTH 221.05 FEET TO THE NORTHERLY LINE OF BRIGHTON ROAD; THENCE ALONG SAID LINE NORTH 89°56'09" EAST 20.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 4,419 +/- SQUARE FEET

END OF DESCRIPTION

EXHIBIT B

PACIFIC

AVENUE (50 ft. wide)

LEGAL DESCRIPTION OF PROPOSED ABANDONMENT

ALL OF HOTEL WAY, 20 FEET WIDE, WITHIN BLOCK 8 OF "SUBDIVISION NO. 2 BRIGHTON BEACH" IN THE CITY OF PACIFICA, COUNTY OF SAN MATEO, STATE OF CALIFORNIA AS PER MAP FILED MARCH 18, 1908 IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY IN BOOK 6 OF MAPS, PAGE 4, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTHERLY LINE OF BRIGHTON ROAD AND THE WESTERLY LINE OF HOTEL WAY; THENCE ALONG SAID LINE NORTH 221.03 FEET TO THE SOUTHERLY CURVE OF PACIFICA AVENUE; THENCE ALONG SAID NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 477.00 FEET (WHOSE CENTER BEARS NORTH 1°12'51" EAST) THROUGH AN ARC OF 2°24'09" 20.00 FEET TO THE EASTERLY LINE OF HOTEL WAY; THENCE ALONG SAID LINE SOUTH 221.05 FEET TO THE NORTHERLY LINE OF BRIGHTON ROAD; THENCE ALONG SAID LINE NORTH 89°56'09" EAST 20.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 4,419+/- SQUARE FEET

END OF DESCRIPTION

APN 016-302-010

APN 016-302-020

12

11

10

LOT CLOSURE CALCULATION

Checking Bearing-Distance Traverses at 14:08 on 26 Sep 2020

1) Map Traverse Results [1 - 1]
Leg Count 4
Total Distance 482.0799

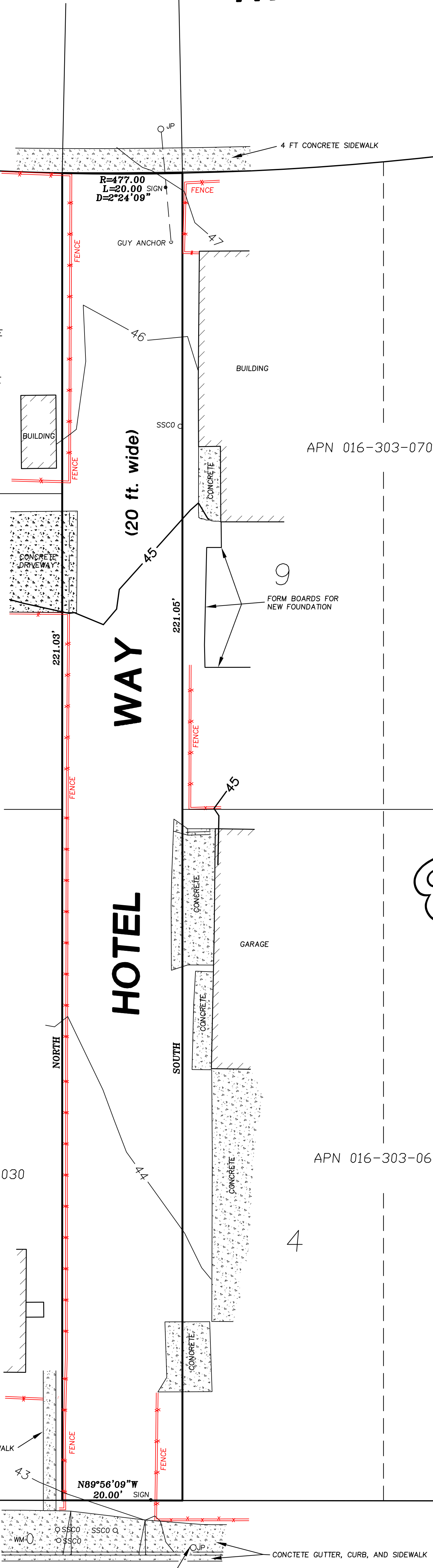
Coordinate Misclosure
N -0.0021 Dist 0.0021
E -0.0001 Brng S 3°00'31"W
Relative precision 1 : 228120

Bearing	Distance	To Point	Start or Curve Code
North	221.0300	2	BC
N 1°12'51"E	477.0000	3	CC
S 1°11'18"E	477.0000	4	EC
South	221.0500	5	
N89°56'09"W	20.0000	1	

Curve results	Beg	Cent	End	Arc	Chord	Radius	Angle
	2	3	4	20.0013	19.9999	477.0000	- 2°24'09"

NB: The Total distance (quoted above and used to determine Relative precision) excludes curve radials and includes curve chords.
The Perimeter Total (below) excludes both radials and chords but includes curve arcs.

Perimeter segments	Total
462.0800	462.0813
20.0013	482.0813
Area	4419.4 (sq. units)

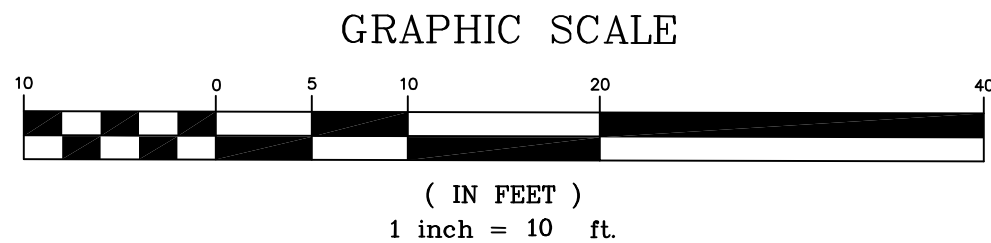


BLOCK

BRIGHTON ROAD (50 ft. wide)



BENCH MARK
PK NAIL & SHINER ON JOINT POLE
ELEV = 50.00 FT
(ASSUMED DATUM)



NOTES:
1) DISTANCES ARE IN DECIMAL FEET
2) UNDERGROUND UTILITIES, IF ANY, ARE NOT SHOWN
JP = JOINT POLE
SSCO = SEWER CLEAN OUT
WM = WATER METER

JOB NAME: 200902 (Ref S116) PROPOSED ABANDONMENT OF HOTEL WAY In Block 8, 6 Maps 4 filed March 18, 1908	DRAWN BY: CT SCALE: 1"=10' DATE: September 16, 2020	CHECKED BY: CT
City of Pacifica San Mateo County, California	DWG NUMBER: 200106-4	SHEET: 1 OF 1
EXHIBIT MAP		







For Signature: ResolutionNo54-2022_IntentToVacateHotelWay-SettingPublicHearingDate

Final Audit Report

2022-08-24

Created:	2022-08-24
By:	Sarah Coffey (scoffey@pacifica.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAARBQq0w9B_ol7RmJQ513i-XPIJyFU96Va

"For Signature: ResolutionNo54-2022_IntentToVacateHotelWay-SettingPublicHearingDate" History

-  Document created by Sarah Coffey (scoffey@pacifica.gov)
2022-08-24 - 4:46:48 PM GMT
-  Document emailed to mbier@pacifica.gov for signature
2022-08-24 - 4:51:19 PM GMT
-  Email viewed by mbier@pacifica.gov
2022-08-24 - 6:10:31 PM GMT
-  Signer mbier@pacifica.gov entered name at signing as Mary Bier
2022-08-24 - 6:11:05 PM GMT
-  Document e-signed by Mary Bier (mbier@pacifica.gov)
Signature Date: 2022-08-24 - 6:11:06 PM GMT - Time Source: server
-  Document emailed to Sarah Coffey (scoffey@pacifica.gov) for signature
2022-08-24 - 6:11:08 PM GMT
-  Email viewed by Sarah Coffey (scoffey@pacifica.gov)
2022-08-24 - 6:11:38 PM GMT
-  Document e-signed by Sarah Coffey (scoffey@pacifica.gov)
Signature Date: 2022-08-24 - 6:11:50 PM GMT - Time Source: server
-  Agreement completed.
2022-08-24 - 6:11:50 PM GMT