CITY OF CALISTOGA PLANNING COMMISSION RESOLUTION NO. 2016-

RECOMMENDING TO THE CITY COUNCIL THAT THE VACATION OF AN UNNAMED PAPER STREET AND UTILITY EASEMENT NEAR THE INTERSECTION OF FOOTHILL BOULEVARD AND CEDAR STREET IS CONSISTENT WITH THE CALISTOGA GENERAL PLAN (SV 2016-1)

WHEREAS, the property at 2412 Foothill Boulevard (APN 011-410-018) includes a 60-foot wide public right-of-way and utility easement that is not needed for the city's street network or utilities, as shown in the attached exhibit; and

WHEREAS, the City of Calistoga desires to vacate this right-of-way to remove the encumbrance now that the waterline has been relocated and the right-of-way is not needed; and

WHEREAS, this action is not subject to the California Environmental Quality Act (CEQA) under Section 15061(b)(3) of the CEQA Guidelines because it can be seen with certainty that there is no possibility that the proposed vacation may have a significant effect on the environment; and

WHEREAS, at a public meeting on July 27, 2016, the Planning Commission considered the public record, including the written and oral staff reports, and testimony presented during the meeting.

WHEREAS, the Planning Commission finds that:

- 1. The 60-foot wide right-of-way and utility easement was a condition of approval placed upon the development of the Rancho de Calistoga Mobile Home Park and was created by an offer of dedication on August 19, 1971.
- 2. The Heather Oaks Subdivision to the north developed without consideration for the right-of-way, which now makes the construction of the roadway impractical.
- 3. The paper street is not needed for the city's street network and is not included in the modifications and improvements to Calistoga's street network called for by the General Plan's Circulation Element.
- 4. Circulation Element Action A1.1-2 calls for the City to cooperate with landowners to eliminate unnecessary "paper streets."

NOW, THEREFORE, BE IT RESOLVED by the City of Calistoga Planning Commission that, based on the above findings, the proposal to vacate said right-of-way and utility easement is consistent with the Calistoga General Plan.

Right-of-Way and Utility Easement Vacation (SV 2016-1)
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APPROVED AND ADOPTED by the City of Calistoga Planning Commission at a meeting held July 27, 2016, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Tim Wilkes, Vice Chair

ATTEST:

Lynn Goldberg, Secretary

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General Plan Consistency Determination

