

RESOLUTION NO. 18-

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS VACATING COUNTY ROAD 141, COX SCHRADER ROAD, (FRONTAGE ROAD E), (UKIAH AREA)

WHEREAS, pursuant to the procedures set forth in Resolution Number (No.) 17-161, a Road Vacation Petition No. 17-01 and Name Change Petition No. 17-01, requesting vacation and name change of County Road (CR) 141, Cox Schrader Road (Frontage Road E), has been submitted to the Board of Supervisors; and

WHEREAS, the Board of Supervisors held a duly noticed public hearing regarding changing the name of CR 141 from Cox Schrader Road (Frontage Road E) to Rivino Ranch Road, and, following said public hearing, by minute order rejected the name change to Cox Schrader Road (Frontage Road E); and

WHEREAS, the Board of Supervisors, after proper notice, conducted a public hearing to consider said Road Vacation Petition; and

WHEREAS, the Board of Supervisors of Mendocino County has determined to vacate CR 141, Cox Schrader Road (Frontage Road E), as hereinafter described.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors as follows:

1. The authority for the summary vacation of CR 141, Cox Schrader Road (Frontage Road E), is Chapter 4 of Part 3 of Division 9 of the California Streets and Highways Code (Section 8330, *et seq.*).
2. The vacation of CR 141, Cox Schrader Road, was noticed pursuant to procedures set forth in Chapter 3 of Part 3 of Division 9 of the California Streets and Highways Code (Section 8320 *et seq.*).
3. Based on all of the evidence in the record before it, the Board of Supervisors hereby finds that CR 141, Cox Schrader Road (Frontage Road E), is unnecessary for present or prospective public use, finding that:
 - a. CR 141, Cox Schrader Road (Frontage Road E), serves only one group of related landowners and does not connect to other public roads; as such it would not be useful as a nonmotorized transportation facility.
 - b. The property served by CR 141, Cox Schrader Road (Frontage Road E), is zoned Agriculture, 40-acre minimum, and is currently planted with vineyards surrounding a number of residences, wine tasting room, and winery all owned by the petitioners for the road vacation. These properties are fully developed within its zoning requirements as agricultural uses and residences.
 - c. CR 141, Cox Schrader Road (Frontage Road E), is not located near a public recreational area or within close proximity to a waterway, therefore it does not provide potential public access to such.
 - d. There are no public utilities located in the proposed area to be vacated so there is no potential impact to public utilities.

4. CR 141, Cox Schrader Road (Frontage Road E), to be vacated, is described as follows:

All that portion of the State Highway, road 01-MEN-101 in use as a frontage road, in Lot 62 of Healey's Survey and Map of Yokayo Rancho, which lies within the following described boundaries:

Beginning at a point from which the Yokayo Rancho grant corner designated on said Healey's Survey and Map of Yokayo Rancho as "F-1" bears N. 40° 04' 05" W., 1576.38 feet and from which point of beginning Engineer's Station "B-16" 540+50.00 P.O.T. of the Department of Public Work's survey from Crawford Ranch to Robinson Creek (State highway 01-MEN-101) bears S. 66° 56' W., 210.00 feet; thence, N. 5° 09' 03" E., 232.65 feet; thence, N. 20° 12' 18" W., 100.12 feet; thence, S. 66° 56' W., 120.00 feet; thence, S. 23° 04' E., 50.00 feet; thence, S. 12° 20' 16" E., 477.67 feet to the northerly line of the parcel of land conveyed to John A. Parducci, et al by deed recorded February 24, 1961 in Book 561 of Official Records, page 331, Mendocino County Records; thence, N. 77° 05' 02" E., along said northerly line, 39.64 feet to a point that bears S. 9° 06' 35" E., from the point of beginning; thence, N. 9° 06' 35" W., 228.03 feet to the point of beginning.

EXCEPTING AND RESERVING to the State of California any and all rights of ingress to and egress from the highway hereby relinquished in and to the adjacent and adjoining freeway lying westerly of said relinquished highway, except at such points as now are or may be established by resolution of this Commission.

ALSO EXCEPTING AND RESERVING therefrom any and all easements or other rights in, to or over the lands that exist for furnishing ingress and egress to and from the portion of the County Road to be vacated, regardless of the manner in which the easement or other right was acquired.

5. From and after the date of recordation of this Resolution, CR 141, Cox Schrader Road (Frontage Road E) shall be considered vacated and no longer constitutes a street, highway or public service easement.
6. That the Department of Transportation and the Clerk of the Board is hereby directed to submit this Resolution to the County Assessor-Clerk Recorder for recordation pursuant to the Streets and Highways Code.

The foregoing Resolution introduced by Supervisor _____, seconded by Supervisor _____, and carried this _____ day of _____, 2018, by the following vote:

AYES:
NOES:
ABSENT:

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board

Deputy

APPROVED AS TO FORM:
KATHARINE L. ELLIOTT
County Counsel

DAN HAMBURG, Chair
Mendocino County Board of Supervisors

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

BY: CARMEL J. ANGELO
Clerk of the Board

Deputy