

CITY OF FAIRFIELD

RESOLUTION NO. 2020-191

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIRFIELD SUMMARILY
VACATING A PUBLIC OPEN SPACE TRAIL EASEMENT ASSOCIATED WITH THE
PARADISE VALLEY ESTATES EXPANSION PROJECT**

WHEREAS, Chapter 4 of the California Streets and Highways Code, Division 9, Part 3, authorizes the City Council to summarily vacate streets, highways, and public service easements if said easements or portions thereof are not required for street and utility purposes; and

WHEREAS, Paradise Valley Estates has filed an application with the City of Fairfield ("City") to vacate the public open space trail easement, which was dedicated to the City on the Parcel Map filed June 26, 1996, in Book 40 of Parcel Maps, at page 3, Solano County Records; and

WHEREAS, the portion of the open space trail easement to be vacated is described and delineated on Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, pursuant to California Streets and Highways Code Section 8334(a), the City of Fairfield has determined that this public open space trail easement is no longer needed for public right-of-way purposes.

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF FAIRFIELD HEREBY
RESOLVES:**

Section 1. The City Council finds and determines that the recitals contained herein are true and correct.

Section 2. The City Council finds that the vacation of the public open space trail easement is consistent with the City of Fairfield General Plan.

Section 3. Pursuant to the authority granted in Section 8330 *et seq.* of the California Streets and Highways Code, the City Council orders the summary vacation of the public open space trail easement and any and all interests that the City may have therein. Upon the recordation of this resolution, the Public Open Space Trail Easement is hereby vacated and shall no longer constitute a public easement of the City.

Section 4. The City Clerk shall:

- (a) Certify to the adoption of this Resolution;

(b) Cause a certified copy of this Resolution to be recorded in the office of the Recorder of the County of Solano in accordance with the provisions of California Streets and Highways Code, Section 8336; and

(c) Within fifteen (15) days of the adoption of this Resolution give written notice of the vacation to any local agency requesting such notice pursuant to the applicable law.

PASSED AND ADOPTED this 20th day of October, 2020, by the following vote:

AYES: COUNCILMEMBERS: PRICE / BERTANI / MOY / TIMM / VACCARO

NOES: COUNCILMEMBERS: _____

ABSENT: COUNCILMEMBERS: _____

ABSTAIN: COUNCILMEMBERS: _____

MAYOR

ATTEST:

CITY CLERK