The undersigned declares this instrument to be exempt from Recording Fees (Govt. Code § 27383) and Documentary Transfer Tax (Rev. & Tax. Code §11922).

Abandonment of Public Right of Way and Public Utility Easement Resolution No. 6565
RESOLUTION NO. 6565

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MENLO PARK FOR THE VACATION AND ABANDONMENT OF PUBLIC RIGHT OF WAY AND PUBLIC UTILITY EASEMENTS ADJACENT TO AND WITHIN 100-110 TERMINAL AVENUE

WHEREAS, on March 10, 2020, the City Council of the City of Menlo Park adopted Council Resolution No. 6548 declaring the intention of said City Council to abandon the public right-of-way and public utility easements adjacent to and within 100-110 Terminal Avenue and set specific dates for consideration by the Planning Commission and a Public Hearing before the City Council; and

WHEREAS, the Planning Commission of the City of Menlo Park held a Public Hearing on this subject on May 18, 2020, to consider the aforementioned proposed abandonment and has reported to the City Council that said proposed abandonment conforms with the City’s General Plan and has recommended that it be abandoned as proposed; and

WHEREAS, a Public Hearing was held before the City Council of the City of Menlo Park regarding the foregoing matter on June 23, 2020; and

WHEREAS, notice of said Public Hearing was duly made by publication, mailing, and posting as required by law, and proof thereof is on file with the City Clerk of the City of Menlo Park; and

WHEREAS, no protests were filed with or received by said City Council; and

WHEREAS, West Bay Sanitary District currently has a manhole located on the public right-of-way which shall be relocated subject to West Bay’s Class 3 permit requirements and approval, and the City has agreed that if the sewer manhole is not installed for any reason, it will grant a sanitary sewer easement for the sewer main within the City’s parcel; and

WHEREAS, the City Council finds that the public convenience and necessity are served by incorporation of West Bay’s requirements into this resolution; and

IT APPEARING to the City Council of the City of Menlo Park that the public right-of-way and public utility easements should be abandoned for the reason that they are no longer needed, and that public convenience, necessity, and the best interests of the citizens of Menlo Park will be served by such abandonment.

NOW, THEREFORE, the City of Menlo Park, acting by and through its City Council, having considered and been fully advised in the matter and good cause appearing therefore,

BE IT AND IT IS HEREBY RESOLVED by the City of Menlo Park

A) that said City Council does hereby abandon, to the full extent permitted by law, the public right-of-way and public utility easements adjacent to and within 100-110 Terminal Avenue, described on the legal plats, Exhibit A attached hereto and by the legal descriptions of said public right-of-way and public utility easements on file in the Engineering Division, and said Exhibit and legal descriptions are incorporated herein and made a part hereof; and

B) that said abandonment is consistent with the General Plan; and
Resolution No. 6565
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C) that said abandonment is exempt under current California Environmental Quality Act (CEQA) guidelines.

I, Judi A. Herren, City Clerk of Menlo Park, do hereby certify that the above and foregoing City Council Resolution was duly and regularly passed and adopted at a meeting by said City Council on the twenty-third day of June, 2020, by the following votes:

AYES: Carlton, Combs, Mueller, Nash, Taylor

NOES: None

ABSENT: None

ABSTAIN: None

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of said City on this twenty-third day of June, 2020.

Judi A. Herren, City Clerk
LEGAL DESCRIPTION
TERMINAL AVENUE RIGHT-OF-WAY ABANDONMENT
CITY OF MENLO PARK, SAN MATEO COUNTY, CALIFORNIA

All that certain real property situate in the City of Menlo Park, County of San Mateo, State of California, being a portion of Terminal Avenue as shown on that certain Map entitled "Tract No. 525, Belle Haven City, Block 43, San Mateo County, California", filed for record in the Office of the Recorder of said County and State on September 18, 1940, in Book 23 of Maps at Page 6, said portion of Terminal Avenue being more particularly described as follows:

BEGINNING at the southeasterly corner of Lot 3 as said Lot is shown on said Map, said corner being the beginning of a curve concave to the south having a radius of 300.00 feet, a radial line to said corner bearing North 16°09′44″ East;

Thence along the southerly lines of Lots 3 through 14, the easterly line of Lot 15, and the northerly lines of Lots 16 through 26 and a portion of Lot 27, as said Lots are shown on said Map, as follows:

- Westerly along last said curve through a central angle of 21°09′04″, a length of 110.75 feet;
- Thence tangent to said curve South 85°00′40″ West, 441.75 feet to the beginning of a tangent curve to the right having a radius of 32.50 feet;
- Thence westerly along said curve through a central angle of 43°36′10″, a length of 24.73 feet to the beginning of reverse curve to the left having a radius of 40.00 feet;
- Thence westerly, southerly and easterly along said curve through a central angle of 223°36′10″, a length of 156.10 feet;
- Thence tangent to said curve North 85°00′40″ East, 491.75 feet to the beginning of a tangent curve to the right having a radius of 240.00 feet;
- Thence easterly along said curve through a central angle of 21°23′42″, a length of 89.62 feet;
- Thence tangent to said curve South 73°35′38″ East, 3.51 feet;

Thence North 11°50′54″ East 60.19 feet to the POINT OF BEGINNING.

Containing 38,654 square feet, more or less.

As shown on the plat attached hereto and made a part hereof.

Description prepared by MacLeod and Associates, Inc.

[Signature]

Daniel G. MacLeod L.S. 5304 Date

June 26, 2020
LEGAL DESCRIPTION
PUBLIC UTILITY EASEMENT ABANDONMENT
CITY OF MENLO PARK, SAN MATEO COUNTY, CALIFORNIA

All that certain real property situate in the City of Menlo Park, County of San Mateo, State of California, being all of the five foot wide Public Utility Easement (P.U.E.) lying within Lot 15, Block 43, as shown on that certain Map entitled “Tract No. 525, Belle Haven City, Block 43, San Mateo County, California”, filed for record in the Office of the Recorder of said County and State on September 18, 1940, in Book 23 of Maps at Page 6.

Description prepared by MacLeod and Associates, Inc.

[Signature]
Daniel G. MacLeod
L.S. 5304
June 26, 2020
Date