

**RESOLUTION NO. 2386-08**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR  
SUMMARILY VACATING A TEMPORARY ACCESS EASEMENT AND  
AUTHORIZING TRANSFER**

**WHEREAS**, pursuant to Streets & Highways Code §8333, the Town may summarily vacate a public service easement; and

**WHEREAS**, that portion of Lot 2 as shown on the map of Evans/Drew Industrial Subdivision Phase 1, and more specifically described in Exhibit "A" attached hereto and incorporated herein by reference, is being vacated; and

**WHEREAS**, said temporary access easement has been superseded by relocation and determined to be excess; and

**WHEREAS**, no public facilities are located within said easement;

**NOW THEREFORE, BE IT RESOLVED** that the Windsor Town Council finds that:

1. The specific temporary access easement is fully described in Exhibit A;
2. This vacation is made pursuant to §8333 of the Streets & Highways Code;
3. Said temporary access easement is no longer required as a public service easement. There are no public facilities located within said easement; and

**NOW THEREFORE, BE IT RESOLVED** that based on these findings, that as of the date this Resolution is recorded, the above described easement is vacated and no longer constitutes a temporary access easement; and

**NOW THEREFORE, BE IT RESOLVED** that based on these findings, that from and after the date this Resolution is recorded, said easement is vacated and no longer constitutes a temporary access easement; and

**NOW THEREFORE, BE IT RESOLVED** that the Town Clerk is ordered to record a certified copy of the Resolution in the Office of the Sonoma County Recorder at such time as conditions set forth above are met.

PASSED, APPROVED and ADOPTED this 19<sup>th</sup> day of November 2008 by the following vote:

AYES: COUNCILMEMBERS ALLEN, GOBLE, PARKER, SALMON AND  
MAYOR FUDGE

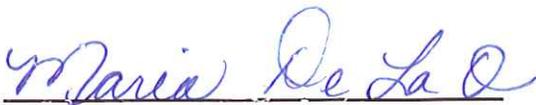
NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

ATTEST:

  
DEBORA FUDGE, MAYOR

  
MARIA DE LA O, TOWN CLERK

Attachment: Exhibit "A"  
Exhibit "B"

**EXHIBIT 'A'**

**VACATION OF TEMPORARY ACCESS EASEMENT**

Being a portion of Lot 2 as said lot is shown on the map of 'Evans/Drew Industrial Subdivision Phase 1' recorded in Book 705 of Maps at Pages 14 through 17, Sonoma County Records; situated in the Town of Windsor, County of Sonoma, State of California, and more particularly described as follows:

Commencing at a ½ inch iron pipe as shown on said map of 'Evans/Drew Industrial Subdivision Phase 1', being the common corner of Lot 1 and Lot 2 as shown on said map; thence northerly along said common line North 01°12'23" West, 37.00 feet; thence leaving said common line North 88°54'49" East, a distance of 74.81 feet to the **TRUE POINT OF BEGINNING** of the herein described parcel; thence North 01°05'11" West, a distance of 41.50 feet; thence North 88°54'49" East, a distance of 100.00'; thence South 01°05'11" East, a distance of 41.50 feet; thence South 88°54'49" West, a distance of 100.00 feet to the **TRUE POINT OF BEGINNING**.

APN 164-140-040

**BASIS OF BEARINGS:**

S 00°25'08" W between found monuments as shown on 'Luzaich Subdivision' filed in Book 558 of Maps, at Pages 42-44, Sonoma County Records.

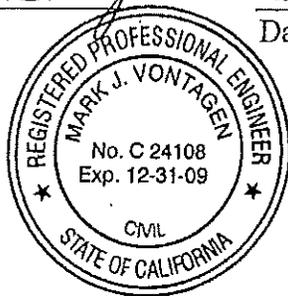
Civil Design Consultants, Inc., prepared this legal description.

*Mark von Tagen*

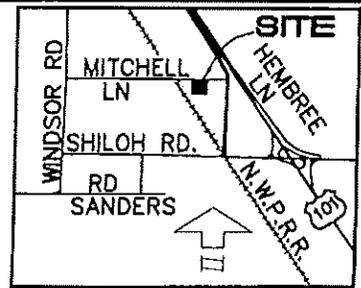
*Sept 30, 2008*

Mark von Tagen  
R.C.E. 24108  
Expires 12-31-09

Date

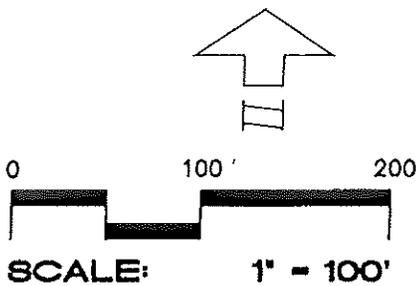


# EXHIBIT 'B'

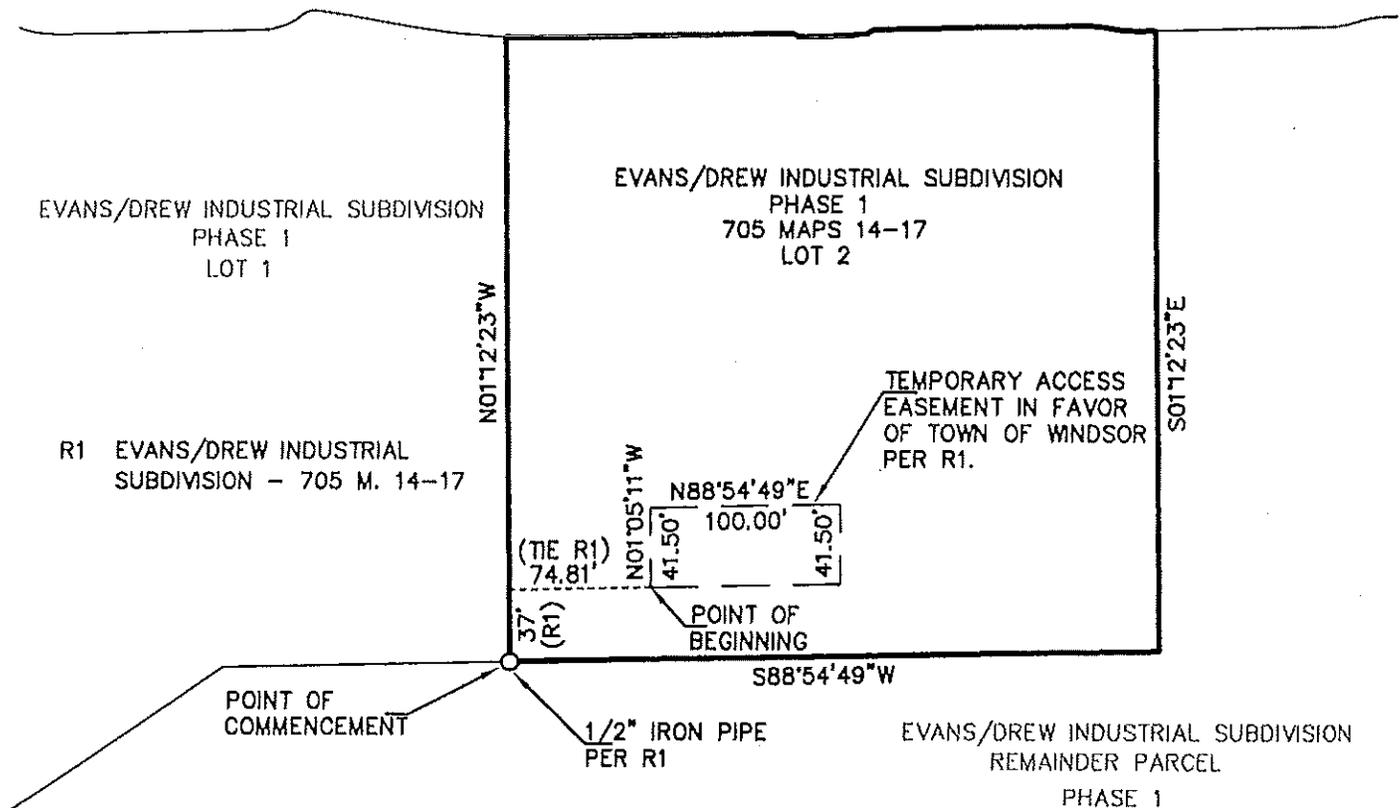


LOCATION MAP

NO SCALE



## MITCHELL LANE



### BASIS OF BEARINGS

S 00°25'08" W BETWEEN FOUND MONUMENTS AS SHOWN ON 'LUZAICH SUBDIVISION' FILED IN BOOK 558 OF MAPS, AT PAGES 42-44.

THIS EXHIBIT IS FOR GRAPHIC PURPOSES ONLY. ANY ERRORS OR OMISSIONS SHALL NOT AFFECT THE DEED DESCRIPTION.

OWNER AND MAILING ADDRESS		TOWN OF WINDSOR	
TOWN OF WINDSOR P.O. BOX 100 WINDSOR, CA 95492-0100		VACATION OF TEMPORARY ACCESS EASEMENT EVANS/DREW INDUSTRIAL SUBDIVISION PHASE 1	
A.P. No. 164-140-040 DOC. NO. 2003-215395 DOC. NO.		Scale: 1"=100' DWN. MT CHK. AB	Date: 8-1-08