



# City of San Leandro

Meeting Date: September 2, 2014

## Ordinance

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**File Number:** 14-286 **Agenda Section:** CONSENT CALENDAR

**Agenda Number:** 8.B.

**TO:** City Council

**FROM:** Chris Zapata  
City Manager

**BY:** Uchenna Udemezue  
Engineering & Transportation Director

**FINANCE REVIEW:** David Baum  
Finance Director

**TITLE:** ORDINANCE Vacating Portions of Public Rights-of-Way and Retaining Public Utility Easements (Martinez Street Between West Estudillo Avenue and Thornton Boulevard, and West Estudillo Avenue Between Alvarado Street and Martinez Street) (vacates portions of public streets and retains public utility easements in the vacated areas)

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WHEREAS, the City Council of the City of San Leandro, on June 16, 2014, passed its Resolution of Intention No. 2014-060 to vacate portions of Martinez Street and West Estudillo Avenue as hereinafter described; and

WHEREAS, a public hearing was set for July 21, 2014, at which time any person objecting to such vacations was given the opportunity to appear and show cause why such vacations should not be ordered, and notice of such meeting was duly published and posted; and

WHEREAS, such hearing was held by the City Council on July 21, 2014, and the City Council at the time of such hearing determined that said portions of Martinez Street and West Estudillo Avenue are unnecessary for present and prospective public use; and

WHEREAS, the San Leandro Planning Commission found that the proposed vacations conform to the requirements of the San Leandro General Plan.

NOW, THEREFORE, the City Council of the City of San Leandro does ORDAIN as follows:

Section 1. That a portion of Martinez Street located within the City of San Leandro, Alameda County, California, is unnecessary for present or prospective public use and said portion of Martinez Street is hereby vacated and abandoned, as more particularly described in Exhibit "A", attached hereto, and made a part hereof.

Section 2. That a portion of West Estudillo Avenue located within the City of San

Leandro, Alameda County, California, is unnecessary for the present or prospective public use and said portion of West Estudillo Avenue is hereby vacated and abandoned, as more particularly described in Exhibit "A", attached hereto, and made a part hereof.

Reserving and excepting therefrom, until such time as all utilities are relocated outside the area proposed to be reserved and excepted, easements and right-of-way to construct, maintain, operate, replace, remove, renew and enlarge sanitary sewers, storm drains and public utility services now existing in said area, including all necessary and convenient appurtenant structures and incidental purposes thereto, including access. Said area of easements and rights-of-way are made a part hereof.

Said vacations shall not become effective until Chang Income Property Partnership, LP completes the street improvements required by the City Engineer and said improvements are approved and accepted by the City Engineer.

**Legal Description**  
**West Estudillo Avenue Vacation**  
**(Between Martinez Street and Alvarado Street)**

Real property situate in the City of San Leandro, County of Alameda, State of California, being a portion of West Estudillo Avenue (formerly Ward Street), 80 feet in width, as said street is shown on "Map of the Town of San Leandro", filed February 27, 1855 in Map Book 2 at Page 43, Alameda County Records, more particularly described as follows:

**Beginning** at the intersection of the Western line of Martinez Street, 80 feet in width, as said street is shown on said map, with the Southern line of said West Estudillo Avenue; thence along last said line South 62°00'00" West, 280.00 feet to the most Northern corner of the lands of the City of San Leandro as described in Grant Deed recorded October 12, 1988 as Document No. 88-257044; thence leaving last said line, North 36°36'56" West, 40.46 feet to the centerline of said West Estudillo Avenue; thence along said centerline, North 62°00'00" East, 286.06 feet to the Northerly prolongation of said Western line of said Martinez Street; thence along said Northerly prolongation, South 28°00'00" East, 40.00 feet to the **Point of Beginning**.

Containing 11,321 square feet, more or less.



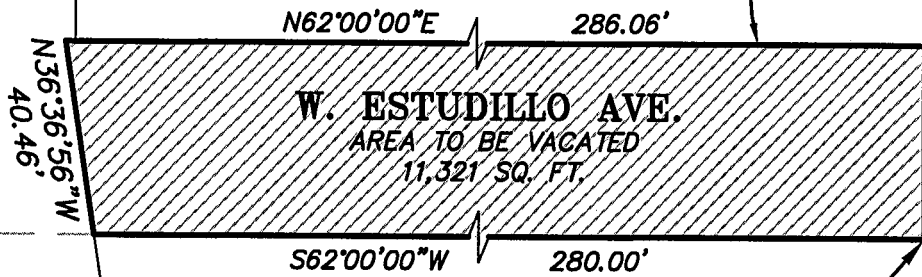
4-22-13



MAP OF THE TOWN  
OF SAN LEANDRO  
2 M 43 BLOCK 50

VACATED  
ORDINANCE NO.  
86-012

VACATED  
ORDINANCE NO. 86-013



(80)  
MARTINEZ STREET  
S28°00'00\"/>

ALVARADO STREET

LANDS OF CITY OF SAN LEANDRO  
DEED DOC. NO. 88-257044

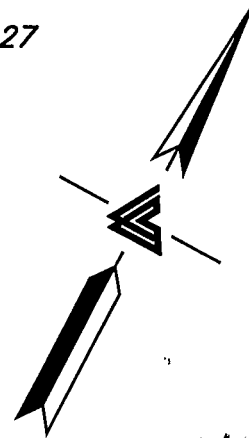
LANDS OF CHANGE INCOME PROPERTY  
PARTNERSHIP, LP  
DEED DOC. NO. 2004237927

POINT OF  
BEGINNING

BLOCK 49



SCALE: 1" = 40'



**LEA & BRAZE ENGINEERING, INC.**

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2495 INDUSTRIAL PARKWAY WEST  
HAYWARD, CALIFORNIA 94545  
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FAX (510) 887-3019  
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**PROPOSED VACATION EXHIBIT  
WEST ESTUDILLO AVENUE  
SAN LEANDRO, CALIFORNIA**

AUGUST 2013

DRAWN BY: PCW/MT

JOB NO. 2070219

**Legal Description**  
**Martinez Street Vacation**  
**(Between West Estudillo Avenue and Thornton Street)**

Real property situate in the City of San Leandro, County of Alameda, State of California, being a portion of Martinez Street, 80 feet in width, as said street is shown on "Map of the Town of San Leandro", filed February 27, 1855 in Map Book 2 at Page 43, Alameda County Records, more particularly described as follows:

**Beginning** at the intersection of the Northern line of Thornton Street, 60 feet in width, as said street is shown on said map, with the Western line of said Martinez Street; thence along said Western line, North 28° 00'00" West, 1462.68 feet to the centerline of West Estudillo Avenue, as said avenue is shown on said map; thence along last said line, North 62°00'00" East, 40.00 feet to the centerline line of said Martinez Street; thence along last said line, South 28°00'00" East, 1462.68 feet to said Northern line of Thornton Street; thence along last said line, South 62°00'00" West, 40.00 feet to the **Point of Beginning**.

Containing 58,507 square feet, more or less.



4-12-14

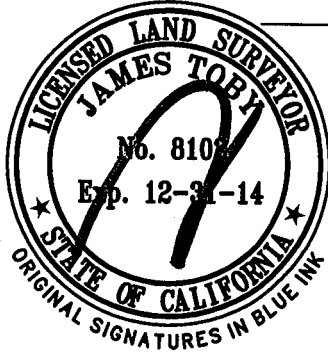
W. ESTUDILLO AVE. VACATED  
ORD. 86-013

VACATED  
ORD. 86-012

W. ESTUDILLO AVE.  
ABANDONED

W. ESTUDILLO AVE. (40')

N62°00'00"E  
40.00'



4-20-11

BLOCK 49

BLOCK 39

HEPBURN STREET  
VACATED

WEST JOAQUIN AVENUE  
ABANDONED

1462.68'

1462.68'

MAP OF THE TOWN

BLOCK 48

BLOCK 40

SAUNDERS STREET  
VACATED

WEST JUANA  
AVENUE  
ABANDONED

AREA TO BE VACATED  
58,507 SQ. FT.

MARTINEZ STREET (80')

OF SAN LEANDRO  
2 M 43

BLOCK 47

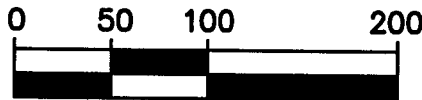
ESTUDILLO SQUARE

PARROTT STREET  
VACATED

PARROT STREET (66')

N28°00'00"W

S28°00'00"E



SCALE: 1" = 100'

BLOCK 46

BLOCK 41

POINT OF  
BEGINNING

S62°00'00"W  
40.00'

THORNTON STREET (60')



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PROPOSED VACATION EXHIBIT  
MARTINEZ STREET  
SAN LEANDRO, CALIFORNIA  
THORNTON STREET TO WEST ESTUDILLO AVENUE

AUGUST 2013

DRAWN BY: PCW/MT

JOB NO. 2070219

**Legal Description  
Martinez Street Vacation**

Real property situate in the City of San Leandro, County of Alameda, State of California, being a portion of Martinez Street, 80 feet in width, as said street is shown on "Map of the Town of San Leandro", filed February 27, 1855 in Map Book 2 at Page 43, Alameda County Records, more particularly described as follows:

**Beginning** at the intersection of the Northern line of Thornton Street, 60 feet in width, as said street is shown on said map, with the Eastern line of said Martinez Street; thence along said Northern line of Thornton Street, South 62°00'00" West, 40.00 feet to the centerline of said Martinez Street, thence along said centerline, North 28° 00'00" West, 205.00 feet to a point distant South 62°00'00" West, 40.00 feet from the most Northern corner of the Lands of Westlake Infrastructure, LLC as described in Grant Deed Document No. 2013233746 recorded July 8, 2013, Alameda County Records; thence leaving last said line, North 62°00'00" East, 40.00 feet to said Northern corner of said lands, said point being on said Eastern line of Martinez Street; thence along last said line South 28°00'00" East, 205.00 feet to the **Point of Beginning**.

Containing 8,200 square feet, more or less.



4-22-14

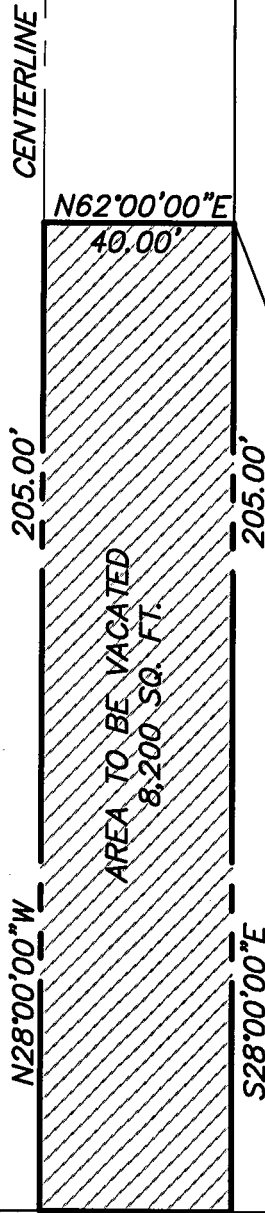


4-22-14

MAP OF THE  
TOWN OF SAN  
LEANDRO  
2 MAPS 43

BLOCK 46

MARTINEZ STREET (80')



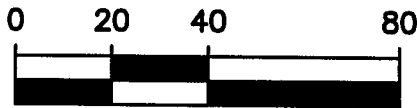
AREA TO BE VACATED  
8,200 SQ. FT.

LANDS OF WESTLAKE  
INFRASTRUCTURE LLC  
DEED DOC. NO.  
2013233746

S62°00'00\"/>

40.00'

POINT OF  
BEGINNING



SCALE: 1" = 40'

THORNTON STREET (60')



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**PROPOSED VACATION EXHIBIT  
MARTINEZ STREET  
SAN LEANDRO, CALIFORNIA**

AUGUST 2013

DRAWN BY: PCW/MT

JOB NO. 2070219



**Legal Description**  
**Quitclaim of Lands of City of**  
**San Leandro (Doc. 81-037627)**

Real property situate in the City of San Leandro, County of Alameda, State of California, being a portion of Lot I, Block 46 as shown on "Map of the Town of San Leandro", filed February 27, 1855 in Map Book 2 at Page 43, Alameda County Records, also being all of the lands granted to the City of San Leandro in Grant Deed recorded March 11, 198 in Deed Document No. 81-037627, more particularly described as follows:

**Beginning** at the intersection of the Southwestern line of line of Martinez Street with the Northwestern line of Thornton Street as said streets are shown on said map; thence along said Northwestern line of Thornton Street, South 62°00'00" West, 4.75 feet to the Northeastern line of the 100 foot wide right-of-way of the Southern Pacific Railroad; thence along last said line, North 42°00'42" West, 2.33 feet to the beginning of a non-tangent curve to the left with a radius of 21.50 feet, a radial line to said point bears South 54°28'54" East; thence along said curve, through a central angle of 17°23'18", a distance of 6.52 feet to said Southwestern line of Martinez Street; thence along last said line, South 28°00'00" East, 6.00 feet to the **Point of Beginning**.

Containing 20 square feet, more or less.

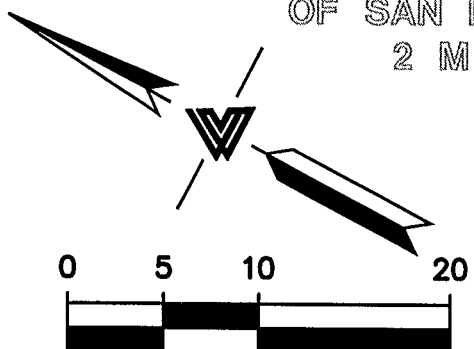
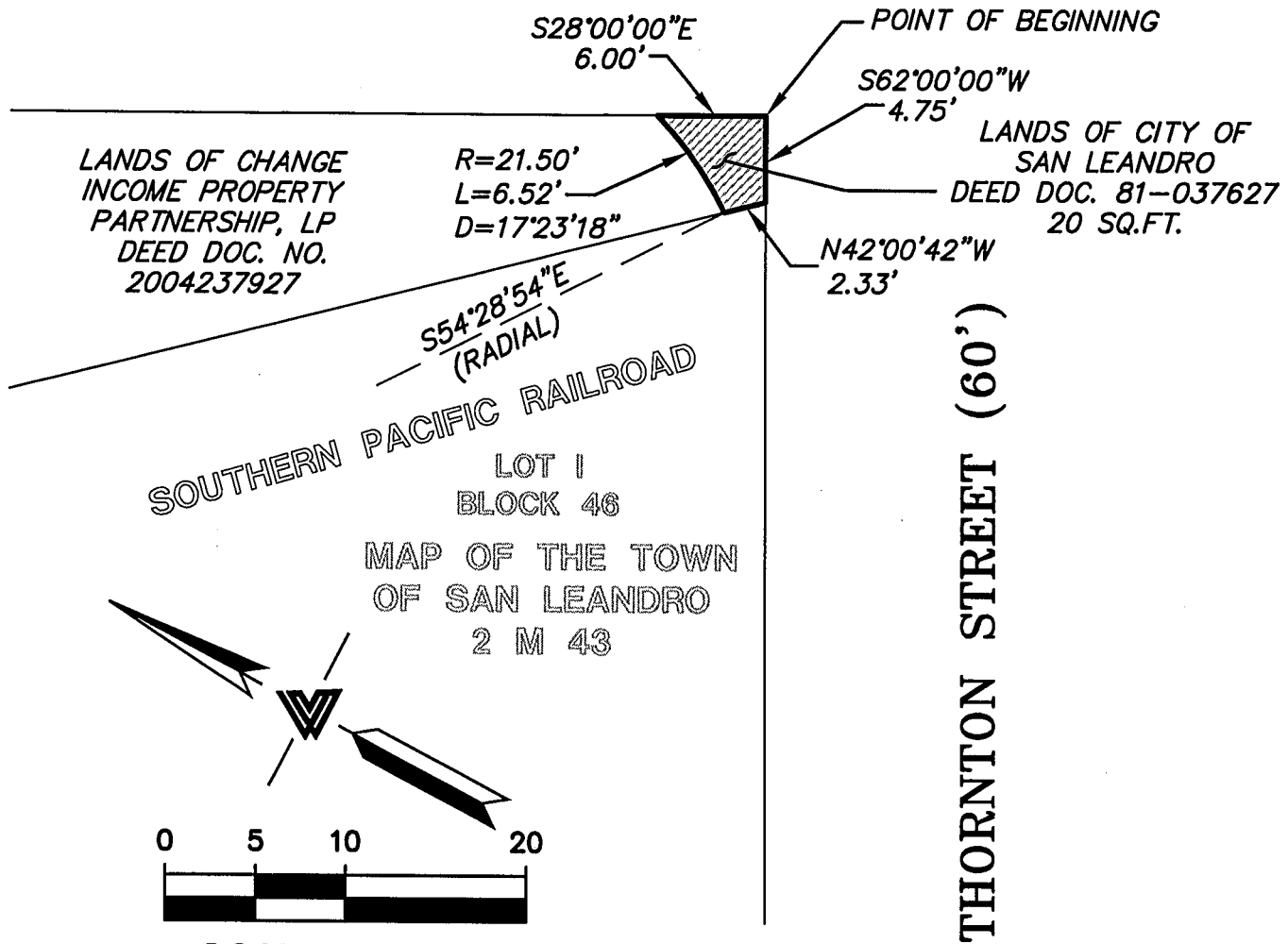


4-12-09

MARTINEZ STREET (80')



47019



SCALE: 1" = 10'



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**PROPOSED QUITCLAIM OF  
THE LANDS OF  
THE CITY OF SAN LEANDRO  
(DOC. 81-037627)  
SAN LEANDRO, CALIFORNIA**

AUGUST 2013

DRAWN BY: MT

JOB NO. 2070219