

04-0460

MOTION

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On March 5, 2002, under Council File No. 01-1459, the City Council adopted new procedures for processing street vacations, which require the adoption of a Rule 16 motion to initiate street vacation proceedings at the request and instance of an application from a petitioner. Under these new procedures, when a petitioner submits an application and a fee deposit to the Bureau of Engineering, the Chair of the Public Works and Gang Reduction Committee is required to introduce a motion for the purposes of assigning a Council File Number and initiating the investigation of the vacation.

The City Council on February 21, 2007, under Council File No. 04-0460, conditionally approved the vacation of the northerly portion of Lookout Mountain Avenue from Oakstone Way to 122.4 feet westerly thereof. The vacation conditions were not complied with prior to the expiration of the vacation approval.

Nick Colachis, the owner of the property adjacent to the street, has submitted a new application requesting to vacate the same street located in Council District 4.

Additionally, the adoption of the following recommendations does not constitute or imply approval of the vacation.

I THEREFORE MOVE that upon adoption of this motion, street vacation proceedings be initiated pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law.

I FURTHER MOVE that the Bureau of Engineering be directed to process this vacation request under Council File No. 04-0460, Engineering work order No. E1400895, and apply the conditions established under the Council action of February 21, 2007, under Council File No 04-0460 to this vacation request.

I FURTHER REQUEST that the City Clerk append this Motion to Council File No. 04-0460.

I FURTHER MOVE that the Bureau of Engineering present its report regarding the feasibility of vacating the requested area to the Public Works and Gang Reduction Committee.

Presented by: Joe Buscaino
Joe Buscaino
Councilman, 15th District

Seconded by: [Signature]
Council Member

[Signature]
OCT 29 2014

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