

**MOTION**

TO CITY CLERK FOR PLACEMENT ON NEXT  
COUNCIL AGENDA TO BE POSTED

#54

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 May 19, 2006, under Council File No. 06-1125, conditionally approved the vacation of McFarland Avenue between D Street and E Street. The vacation conditions were not complied with prior to the expiration of the vacation approval.

Potential Industries, Inc., representing the owner of the properties bounded by D Street, McFarland Avenue, E Street, and Alameda Street; has submitted a new application requesting to vacate the same street, located in Council District 15.

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. 06-1125, Engineering work order No. E1400999, and apply the conditions established under the Council action of February 13, 2008, under Council File No 06-1125 to this vacation request.

I FURTHER REQUEST that the City Clerk append this Motion to Council File No. 06-1125.

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  
Councilman, 15<sup>th</sup> District

Seconded by:



Council Member

MAY 6 2015



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