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TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA IF REQUESTED
MOTION #52

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.

Randall Akers, on behalf of 5B Enterprises, LLC, owner of the property legally described as Lot 7 of Tract 9970; has submitted an application for a vacation located in Council District 4. The petitioner has also submitted a fee deposit to cover the cost of processing the vacation proceedings.

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 to vacate the westerly portion of the northerly side of Thrush Way approximately 175 feet northeasterly of Magnetic Terrace, 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 investigate the feasibility of this vacation request.

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.

I FURTHER MOVE that upon consideration and approval by the Public Works and Gang Reduction Committee, the City Clerk be directed to coordinate with the Chair, subject to the concurrence of the Council President and schedule this request for the City Council's consideration at the appropriate time consistent with the public hearing requirement under California Street and Highways Code Section 8320.

Presented by: Joe Buscaino
Joe Buscaino
Councilman, 15th District
Seconded by: [Signature]
Council Member

ORIGINAL

[Signature]

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