

AGENDA DATE: May 23, 2006



RESOURCE MANAGEMENT AGENCY

5961 SOUTH MOONEY BLVD.
VISALIA, CA 93277
PHONE (559) 733-6291
FAX (559) 730-2653

Britt Fussel Engineering
Deborah Kruse Current Planning
Jean P. Brou Transportation
George Finney Long Range
Hal Cypert Support
Roger Hunt Administrative

Planning

Services

Services

HENRY HASH,
THOMAS W. SHERRY, ASSOCIATE DIRECTOR

DIRECTOR

AGENDA ITEM

ITEM NO. _____
District 2

SUBJECT:

Declaration of intent to vacate Dawkins Drive between Balaam Drive and Road 30 in the Town of Waukena.

REQUEST(S):

Set a Public Hearing for June 27, 2006 at 9:30 a.m. or thereafter, in the Board of Supervisors Chambers, Administration Building, 2800 West Burrel, Visalia, to consider the intent to vacate Dawkins Drive between Balaam Drive and Road 30 in the Town of Waukena.

SUMMARY:

Dawkins Drive between Balaam Drive and Road 30 is a 60 feet wide right-of-way approximately 1000 feet in length which, was dedicated by the Town of Waukena, recorded in Book 9 of Maps, at Page 3, Tulare County Records. This road is not within Tulare County's Maintained Road System.

Joe Machado has submitted a petition to your Board requesting the vacation of this road right-of-way to incorporate the vacated road right-of-way along with the former railroad right-of-way into adjacent lots by a lot line adjustment that has been filed with RMA Project Review. There will not be any land locked parcels as a result of this vacation and the approval of the lot line adjustment. This portion of Dawkins Drive between Balaam Drive and Road 30 is considered to be unnecessary for present or prospective public use.

FINANCING:

There will not be any loss of revenue to the Road Fund as a result of vacating this portion of road right-of-way.

ALTERNATIVES:

Your Board could decide to not set a Public Hearing to consider this vacation, thereby leaving the road right-of-way in its current status.

INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:

Other Departments and Agencies will be notified when the hearing date has been set. The Clerk of the Board will have the Notice of Hearing published as required by the Streets and Highways Code.

SIGNATURE REQUIREMENTS:

County Administrative Officer/Clerk of the Board of Supervisors or authorized Deputy to attest to the Resolution and Notice of Hearing. Forward one copy of the Resolution and four copies of the Notice of Hearing to the Engineering Branch of the Resource Management Agency.

ADMINISTRATIVE SIGN OFF:

RESOURCE MANAGEMENT AGENCY

Britt L. Fussel, P. E.
Assistant Director - Engineering

Henry Hash, Director

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BEFORE THE BOARD OF SUPERVISORS

COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF SETTING A)
PUBLIC HEARING, FOR) RESOLUTION NO.
VACATION OF DAWKINS)
DRIVE BETWEEN BALAAM DRIVE)
AND ROAD 30 IN WAUKENA)

UPON MOTION OF SUPERVISOR , SECONDED BY SUPERVISOR

, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS,

AT AN OFFICIAL MEETING HELD MAY 23, 2006, BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: C. BRIAN HADDIX
COUNTY ADMINISTRATIVE OFFICER/
CLERK OF THE BOARD OF SUPERVISORS

BY:

* * * * *

Set a Public Hearing for June 27, 2006, at 9:30 a.m., or thereafter, in the Board of Supervisors Chambers, Administration Building, 2800 West Burrel, Visalia, to consider the intent to vacate Dawkins Drive between Balaam Drive and Road 30 in the Town of Waukena.

NOTICE OF HEARING TO VACATE

NOTICE IS HEREBY GIVEN to all persons interested and to all freeholders of District 2 of the County of Tulare, State of California, that a request was filed with the Board of Supervisors of the County of Tulare, State of California, on May 23, 2006, to vacate a portion of Dawkins Drive between Balaam Drive and Road 30, in the Town of Waukena, located in the southwest quarter of Section 32, Township 20 south, Range 23 east, M.D.B. & M., more particularly described as follows:

Beginning at the northwest corner of Lot 63 of the Town of Waukena, per map recorded in Volume 9 of Maps, at Page 3, in the Office of the Tulare County Recorder; thence northeasterly 975.5 feet more or less to the most northerly corner of Lot 59 of said Map; thence north along the northerly prolongation of the east lot line of said Lot 59, 76.56 feet more or less to the point of intersection with the former southeasterly right of way line of the Santa Fe Railroad as shown on said map; thence southwesterly 1023.05 feet more or less to the point of intersection with the northwesterly prolongation of the southwesterly lot line of said Lot 63; thence southeasterly 60 feet to the point of beginning.

A public hearing has been scheduled by the Board of Supervisors of the County of Tulare, State of California, in the Board Chambers, Administration Building, County Civic Center, 2800 West Burrel Avenue, Visalia, California, on June 27, 2006, at 9:30 a.m. or thereafter, when and where any person interested may present evidence thereon.

ATTEST: C. BRIAN HADDIX
County Administrative Officer/
Clerk of the Board of Supervisors

BY: _____
Deputy Clerk

FORESTER, WEBER & ASSOCIATES, LLC
Licensed by the
Board of Professional Engineers and Land Surveyors
1620 W. Mineral King Ave. Suite B
Visalia, California 93291
TEL (559) 732-0102, FAX (559) 732-8479

TO: Tulare County Board of Supervisors DATE: 6 Mar 2006

FROM: Fred Weber

SUBJECT: Road abandonment Waukena

To whom it may concern:

On behalf of my client, Joe Machado, I am requesting a petition to abandon a portion of Dawkins Dr. northeasterly from the easterly right of way of Balaam Dr. to the westerly right of way of Rd 30 in the community of Waukena. It is Mr. Machado's desire to abandon the road and do two Lot Line Adjustments to incorporate the abandon road along with the former railroad right of way, which he recently purchased, into the adjacent lots per the map of the Town of Waukena. An assessors map is attached showing the area to be abandoned.

Sincerely,


Fred Weber, PLS 5531

COUNTY OF TULARE
STATE OF CALIFORNIA

PETITION FOR VACATION OF COUNTY ROAD

TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF TULARE

The undersigned persons hereby petition the Board of Supervisors of the County of Tulare to vacate the County road or portion thereof, which is described as follows:

That portion of Dawkins Drive situated between Balaam Drive and Road 30, in the Town of Waukena, located in the southwest quarter of Section 32, Township 20 south, Range 23 east, M.D.B.& M., more particularly described as follows:

Beginning at the northwest corner of Lot 63 of the Town of Waukena, per map recorded in Volume 9 of Maps, at Page 3, in the Office of the Tulare County Recorder; thence northeasterly 975.5 feet more or less to the most northerly corner of Lot 59 of said Map; thence north along the northerly prolongation of the east lot line of said Lot 59, 76.56 feet more or less to the point of intersection with the former southeasterly right of way line of the Santa Fe Railroad as shown on said map; thence southwesterly 1023.05 feet more or less to the point of intersection with the northwesterly prolongation of the southwesterly lot line of said Lot 63; thence southeasterly 60 feet to the point of beginning.

Said petitioners request the Board of Supervisors to vacate the County road, or portion thereof, which is described above, for the following reasons:

Mr. Machado wants to incorporate the abandon road along with the former railroad right of way into the adjacent lots per the map of the town of Waukena.

In accordance with Resolution No. 93-0484 the petitioners herewith deposit with the Clerk of the Board of Supervisors the required fee of \$506.00. The petitioners understand and agree that the \$506.00 fee deposited with the Clerk shall cover the cost of preparing, publishing, and posting notices of hearing, and the costs of investigation by the Resource Management Agency and other interested County officers and employees, and that no portion thereof shall be refunded.

Dated: April 13 2006

1 Manuel Gomes
20504 Rd. 28
Tulare, CA 93274

2 George Barnett
19205 Balaam Dr
Tulare, CA 93274

3 Laura Weatherford
2888 Waukena Rd
Tulare, CA 93274

4 Shirley Carter
19278 STEVENSON DR
Tulare CA 93274

5 Ken James
19276 STEVENSON
Tulare CA 93274

6 Chuck James
19292 Rd 28
Tulare CA 93274

7 Joby C. Soto
19228 Balaam Dr.
Tulare, CA 93274

8 Alexi Machado
20150 Rd. 36
Tulare, Ca 93274

9 Karla M. Moya
3627 Ave 197
Tulare, CA 93274

10 Rose Machado
3102 Avenue 184
Tulare, CA 93274

(In accordance with section 8321 of the Streets and Highways Code of the State of California, this petition must be signed by not less than 10 freeholders, 2 of whom are residents of the road district in which some part of the County road affected is situated, and are taxable therein for highway purposes.)

**BOARD OF SUPERVISORS / COUNTY ADMIN.
COUNTY OF TULARE**

ADMINISTRATION BUILDING
2800 W. BURREL AVE.
VISALIA, CA 93291

PHONE (559) 733-6271 or (559) 733-6531

Date 5/15/06

Joseph B. machado
Name

3702 Avenue 184
Address

Tulare, CA 93274
City/State Zip

Description	Amount	
001-010-1010-7320	102	00
001-230-3100-6120	301	00
001-230-5110-6120	70	00
014-225-2300-6120	33	00
Total	506	00

BS-2

Received By Wanda K. Bush

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