



**RESOURCE
MANAGEMENT AGENCY
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One

PETE VANDER POEL
District Two

PHILLIP A. COX
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: March 5, 2013

Public Hearing Required	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Published Notice Required	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: Celeste Perez PHONE: (559) 624-7010

SUBJECT: Declaration of Intent to Vacate a Portion of Camphor Avenue and a Portion of the Alley in Block 2 in Terra Bella

REQUEST(S):

That the Board of Supervisors:

1. Declare their intent to vacate a 450 foot portion of Camphor Avenue west of Road 237 and a 275 foot portion of the alley in Block 2 between Camphor Avenue and Avenue 95 in Terra Bella more particularly described in Exhibit A attached hereto;
2. Set a public hearing for April 2, 2013 at 9:30 A.M. or thereafter, in the Board of Supervisors Chambers, 2800 W. Burrell Avenue, Visalia to consider the vacation of the aforementioned roads; and
3. Direct the Resource Management Agency to publish and post the notice of public hearing in accordance with the Streets and Highways Code.

SUMMARY:

The portion of Camphor Avenue to be vacated is 60 feet in width and 450 feet in length, extending west from Road 237 to 150 feet east of Road 236. The portion of alley to be vacated is west of Road 237 in Block 2 of Terra Bella between Camphor Avenue and Avenue 95. It is 16 feet in width and 275 feet in length. The easterly 175 feet of this alley will not be vacated as not to affect access to privately owned parcels. These roads were dedicated to Tulare County by the map of Terra Bella in 1907.

This request for vacation is from the Resource Management Agency Operations

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DATE: March 5, 2013

Division to consolidate County Road Yard 5, which is divided by these portions of road, to reduce and prevent theft and vandalism of County property and equipment. Camphor Avenue separates the north yard from the south yard and the alley is located within the south yard and does not exist on the ground.

Camphor Avenue is within the Tulare County Maintained Mileage System as a minor road. The alley is non-maintained. As there are underlying lots created by the aforementioned Terra Bella map, an action to merge the underlying lots and the three Assessors Parcels which comprise Road Yard 5 shall be completed prior to the recordation of the resolution of the abandonment as to prevent the loss of access to the underlying lots. The County-wide Planning Branch of the Resource Management Agency has determined, through General Plan Referral 12-002 that the proposed vacation is not in conflict with the Tulare County General Plan.

FISCAL IMPACT/FINANCING:

There is no net cost to the County General Fund as a result of this action. There will be a minor decrease in Road Funds resulting from removal of this road from the Maintained Mileage System.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

Strategic Initiative 1: Safety and Security includes the goal of improving and maintaining adequate transportation infrastructure. This action promotes that goal by redirecting maintenance activities from unneeded alignments to active roadways. Strategic Initiative 2: Economic Well Being includes the goal of encouraging growth consistent with the County General Plan. This action corresponds with that goal by allowing self determination of private property use.

SUBJECT: Declaration of Intent to Vacate a Portion of Camphor Avenue and a Portion of the Alley in Block 2 in Terra Bella
DATE: March 5, 2013

ADMINISTRATIVE SIGN-OFF:

Britt L. Fussel Digitally signed by Britt L. Fussel
DN: cn=Britt L. Fussel, o, ou=RMA,
email=bfussel@co.tulare.ca.us, c=US
Date: 2013.02.20 06:37:40 -08'00' 2/20/13

Britt L. Fussel, P.E. Date
Assistant Director—Public Works
County Surveyor

BLF:km

Cc: Auditor-Controller
County Counsel
County Administrative Office (2)

Attachment(s) Attachment A – Location Map
Attachment B – Vicinity Map
Attachment C – General Plan Review
Attachment D – Notice of Public Hearing

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF DECLARATION OF)
INTENT TO VACATE A PORTION OF) Resolution No. _____
CAMPBOR AVENUE AND A PORTION OF)
THE ALLEY IN BLOCK 2 OF TERRA)
BELLA

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE BOARD
OF SUPERVISORS, AT AN OFFICIAL MEETING HELD MARCH 5, 2013, BY THE
FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

1. Declared their intent to vacate a 450 foot portion of Camphor Avenue west of Road 237 and a 275 foot portion of the alley in Block 2 between Camphor Avenue and Avenue 95 in Terra Bella more particularly described in Exhibit A attached hereto;
2. Set a public hearing for April 2, 2013 at 9:30 A.M. or thereafter, in the Board of Supervisors Chambers, 2800 W. Burrel Avenue, Visalia to consider the vacation of the aforementioned roads; and
3. Directed the Resource Management Agency to publish and post the notice of public hearing in accordance with the Streets and Highways Code.

Exhibit A
Legal Description

Those portions of Camphor Avenue and the alley in Block 2 per the Map of Terra Bella recorded December 3, 1907 in Volume 8 of Maps at Page 10 in the Office of the Recorder of the County of Tulare, State of California, more particularly described as follows;

Parcel 1

Beginning at the Northeast corner of said Block 2 thence West along the North line of said Block 2 a distance of 450 feet to the Northwest corner of Lot 12 of said Block 2;

Thence North a distance of 60 feet to the Southwest corner of Lot 29 of Block 1 of said Terra Bella map;

Thence East along the South line of said Block 1 a distance of 450 feet to the Southeast corner of said Block 1;

Thence South a distance of 60 feet to the point of beginning.

Parcel 2

Commencing for reference at the Northeast corner of said Block 2 thence South along the East line of said Block 2 a distance of 117 feet to the Southeast corner of Lot 29 of said Block 2;

Thence West a distance of 175 feet along the South line of Lots 23 through 29 to the Southeast corner of Lot 22 of said Block 2 and the true point of beginning;

Thence West along the South line of Lots 12 through 22 a distance of 275 feet to the Southwest corner of Lot 12 of said Block 2;

Thence South a distance of 16 feet to the Northwest corner of Lot 30 of said Block 2;

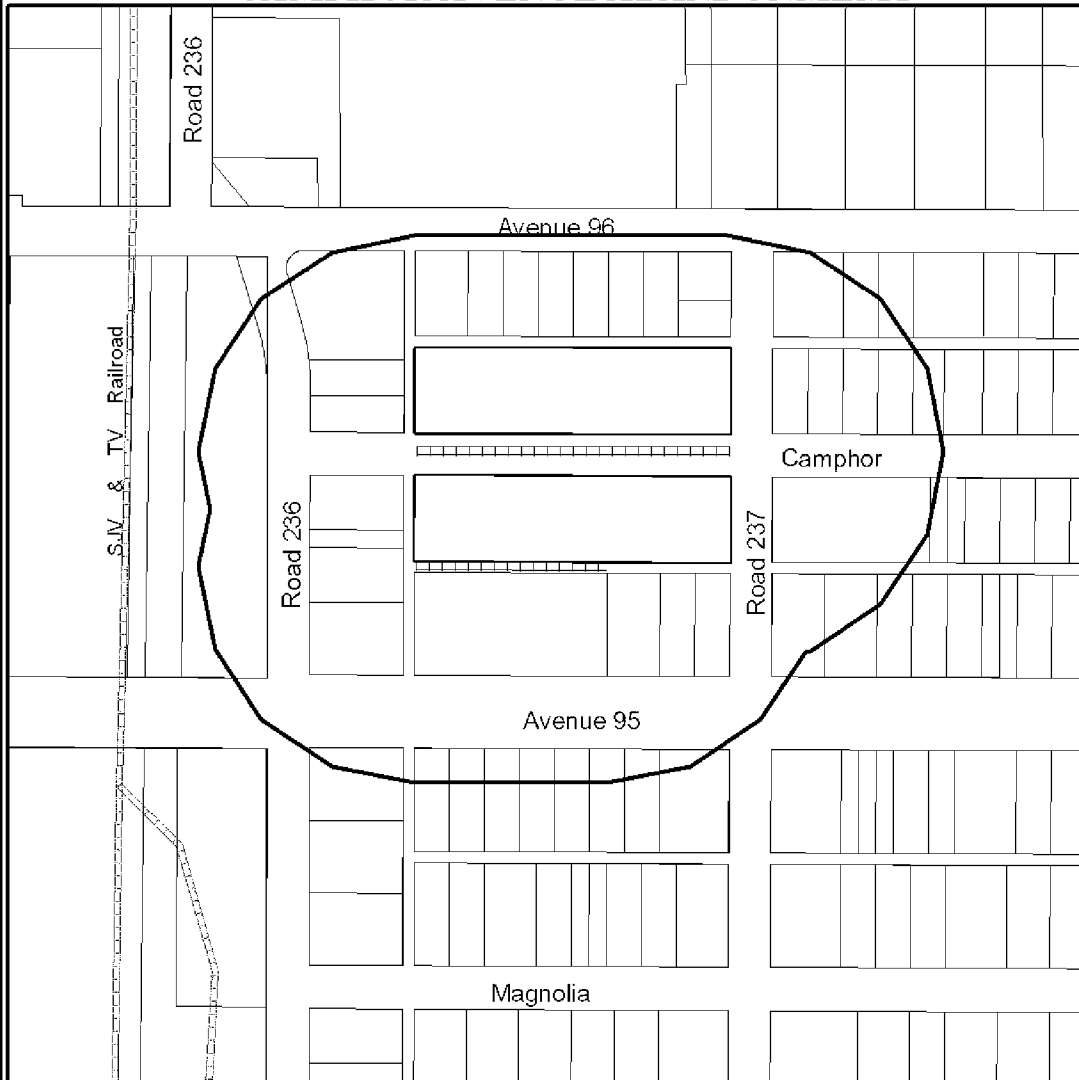
Thence East along the North line of Lots 30 through 40 a distance of 275 feet to the Northeast corner of Lot 40 of said Block 2;

Thence North a distance of 16 feet to the true point of beginning.

County of Tulare




ATTACHMENT "A"
Location and Property Ownership Map
for Hearing Notification for
TERRA BELLA ROAD YARD
CAMPHOR AVENUE ABANDONMENT




Owner: TULARE COUNTY OF
Address: COUNTY CIVIC CENTER
City, State ZIP: VISALIA CA 93291
Applicant: JOHNNY WONG
Supervisory District #5

100 0 100 200 300 400 Feet



 Project Site

 Properties within 300' of project site,
to receive written notification of proposal
(as required by State Law)



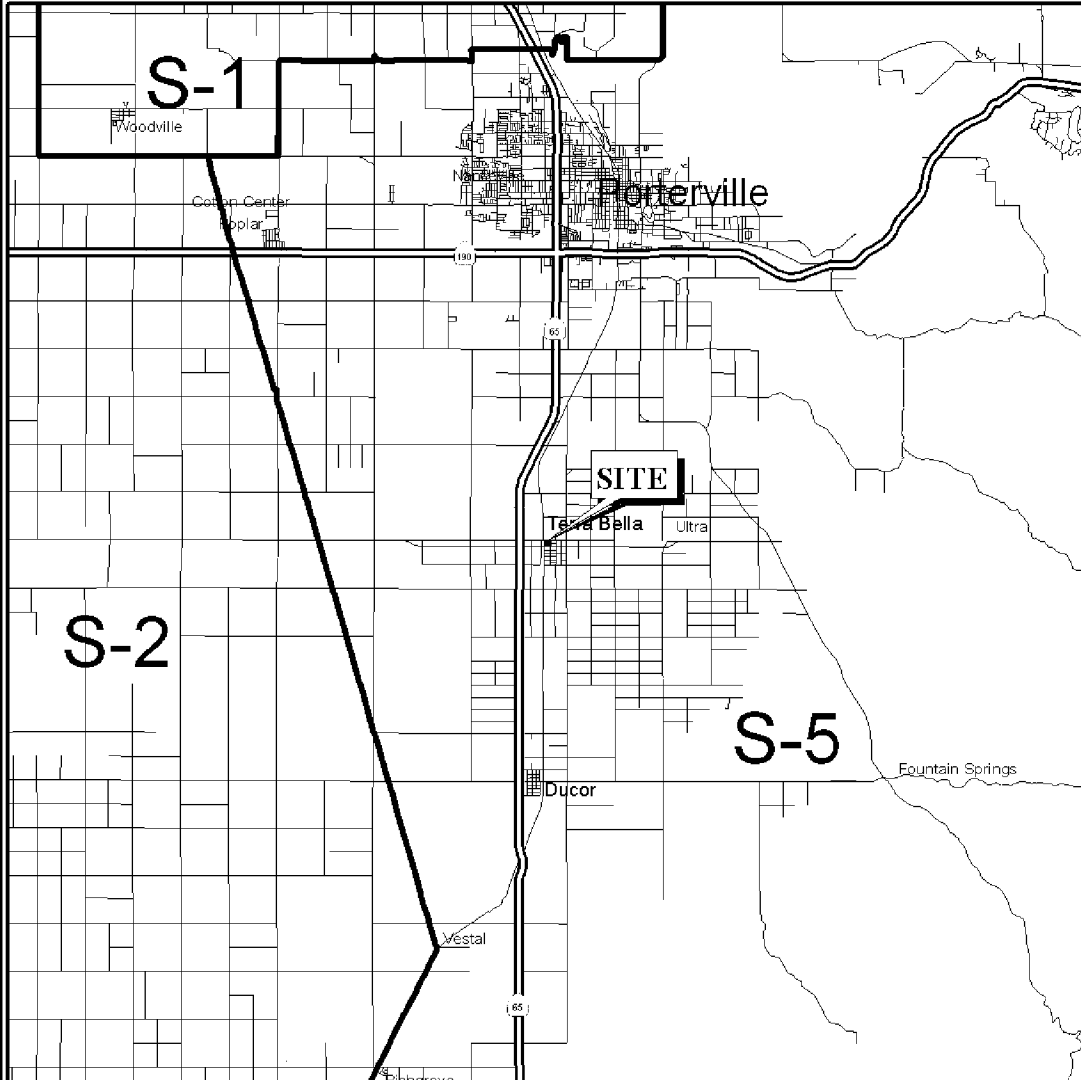
County of Tulare



ATTACHMENT "B"

Vicinity Map
for

TERRA BELLA ROAD YARD CAMPHOR AVENUE ABANDONMENT



1.5 0 1.5 3 4.5 6 Miles



Supervisorial Districts
Site in District #5





RESOURCE MANAGEMENT AGENCY

5961 SOUTH MOONEY BLVD
VISALIA, CA. 93277.
PHONE (559) 624-7000
FAX (559) 730-2653

Britt L. Fussel	Engineering
Jake Raper, Jr	Planning
Roger Hunt	Admin Services

JAKE RAPER JR, AICP, DIRECTOR

June 20, 2012

Don Dwyer
Tulare County Resource Management Agency
5961 S. Mooney Blvd.
Visalia, CA 93277

SUBJECT: General Plan Referral No. GPR 12-002 (Vacation of Road)

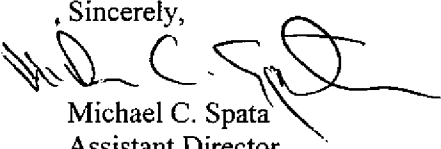
Dear Mr. Dwyer:

The Resource Management Agency Countywide Planning Division has reviewed the proposal and made the necessary investigations to determine if the project is in conformance with the General Plan. The proposal is for the vacation of a portion of Camphor Avenue, an approximately 450' east/west County right-of-way, located 150' east of the intersection Road 236 of Camphor Avenue to the intersection of Camphor Avenue and Road 237, in the community of Terra Bella. This request is also for vacation of a 275' east/west portion of an alley way 117' south of Camphor Avenue.

I have reviewed staff's findings and in accordance with Section 65402 of the Government Code, I find the above described proposal is in not in conflict with the adopted Tulare County General Plan.

Enclosed is a copy of the staff report and associated maps. If you have any questions regarding the finding, please contact Henry Dong at (559) 624-7126.

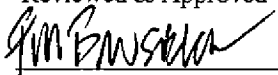
Sincerely,


Michael C. Spata
Assistant Director
Planning Branch

Enclosures

JR/mw

Reviewed & Approved


Fred Brusuelas, AICP
Chief Planner
Countywide Planning Division

0-13-13
Date



RESOURCE MANAGEMENT AGENCY

5961 SOUTH MOONEY BLVD
VISALIA, CA 93277
PHONE (559) 624-7000
FAX (559) 730-2653

Britt L. Fussel	Public Works
Jake Raper, Jr	Planning
Roger Hunt	Admin Services

JAKE RAPER JR., AICP, DIRECTOR

JUNE 20, 2012

TULARE COUNTY RESOURCE MANAGEMENT AGENCY
STAFF REPORT
GENERAL PLAN REFERRAL, GPR NO. 12-002
(VACATION OF ROAD)

PROPOSAL:

Request for vacation of a portion of Camphor Avenue, an approximately 450' east/west County right-of-way, located 150' east of the intersection Road 236 to Road 237, in the community of Terra Bella. This request is also for vacation of a 275' east/west portion of an alley way 117' south of Camphor Avenue.

LOCATION:

The section of road proposed to be vacated is an approximate 450' County right-of-way located 150' east of the intersection of Road 236 and Camphor Avenue, ending at Road 237, in the community of Terra Bella. The Alley way is located approximately 117' south of the above vacation. The roads can be found in Section 3, Township 23 South, Range 27 East of the Mount Diablo Base & Meridian.

FACTS AND FINDINGS:

1. General Plan Elements: Terra Bella and Ducor Community Plan

- a. Land Use: There is no designation for roads.
- b. Circulation: Local Road
- c. Open Space: Urban Expansion
- d. Urban Boundaries: Within the Terra Bella UDB

2. Zoning and Physical Use of the Land:

Site: Roads do not have zones. The section of road proposed to be vacated is an approximate 450' County right-of-way located 150' east of the intersection of Road 236 and Camphor Avenue, ending at Road 237, in the community of Terra Bella. The Alley way is located approximately 117' south of the above vacation.

Northside: Zoned M-1 (Light Industrial), and C-2 (General Commercial); Road Yard and residences.

- Westside: Zoned M-1 (Light Industrial), and C-2 (General Commerical); commercial and vacant lots.
- Eastside: Zoned R-2 (Two Family Residence), R-3 (Multiple Family, and C-2 (General Commercial); single family dwellings.
- Southside: Zoned M-1 (Light Industrial), and C-2 (General Commerical); Road Yard and commercial business.

3. Flooding:

According to the Federal Emergency Management Agency (FEMA), National Flood Insurance Program (NFIP), Flood Insurance Rate Map (FIRM) dated June 16, 2009; Panel No. 1958, the road being vacated is located within Flood Zone X the area of 0.2% annual chance flood, areas of 1% chance of flood with average depths of less than 1 foot or with drainage areas less than 1 square mile, and areas protected by levees from 1% annual chance food. There are no potential impacts from flood.

4. Agricultural Preserves:

The site is not within an agricultural preserve.

5. Access:

Access will not be eliminated or restricted for any parcels as a result of the vacation of this portion of the county right of way. Parcels will still receive access from Camphor Avene and Road 237. The alley way is currently non existent and part of the current road yard.

6. Public Utilities:

All rights-of-way and easements of record for public utilities are reserved and accepted pursuant to Section 8340 of the Streets and Highways Code.

CEQA REQUIREMENTS:

The Engineering Division of the Tulare County Resource Management, as the lead agency, will prepare the environmental documents under the provisions of the California Environmental Quality Act.

RECOMMENDATION:

Staff recommends that the Planning Branch Director find GPR 12-002 is not in conflict with the Tulare County General Plan as amended.

RESOURCE MANAGEMENT AGENCY

INTEROFFICE MEMORANDUM

April 17, 2012

TO Henry Dong
FROM: Donn Dwyer
SUBJECT: General Plan Referral

The County wishes to abandon a portion of Camphor Avenue and a portion of an alley in Terra Bella to consolidate Road Yard 5 facilities.

This is by request of the County, not by petition. A map showing the proposed vacation is attached.

Please review this proposed vacation for conformance with applicable sections of the Government Code and forward your report to me at your earliest convenience.

Thank you.

ATTACHMENT D

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Tulare County Board of Supervisors will hold a public hearing on April 02, 2013 at 9:30 am., or as soon thereafter as it can be heard, in the Chambers of the Board of Supervisors, Administration Building, County Civic Center, 2800 West Burrel, Visalia, California.

The hearing will pertain to the consideration of abandoning a portion of Camphor Avenue west of Road 237 and a portion of the alley in Block 2 between Camphor and Avenue 95 in Terra Bella

All interested persons may appear and be heard at said time and place.

If you challenge the decision of the Board of Supervisors on the foregoing matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors of the County of Tulare at, or prior to, the public hearing.

Jean M. Rousseau
County Administrator/Clerk,
Board of Supervisors