

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

RESOLUTION NO. _____

A RESOLUTION VACATING A PORTION OF COLLIER AVENUE (CR#306C), IN THE
COUNTY OF LAKE

WHEREAS, pursuant to the Public Streets, Highways, and Service Easements Vacation law (California Streets and Highways Code, Section 8300, et seq.) the legislative body of a local agency may vacate any street, highway, or public service easement within its jurisdiction which is determined to be unnecessary for the present or prospective public use; and

WHEREAS, this Board of Supervisors is the "legislative body" of the County of Lake ("County"), and a "local agency", as these terms are defined in Section 8304(a) and 8305 of the Streets and Highways Code; and

WHEREAS, the "vacation" of a "public service easement", "street", or "highway" as those terms are defined respectively in Sections 8309, 8306, and 8308 of the Streets and Highways Code, means the complete or partial abandonment or termination of the public right to use a street, alley or public service easement; and

WHEREAS, a property owner on Collier Avenue has requested the vacation of a portion of Collier Avenue, a street dedicated to public use, established as a part of the Clearlake Villas Subdivision in 1922 in the unincorporated area of the County of Lake; and

WHEREAS, Collier Avenue is identified in Exhibit "A" attached hereto and incorporated herein by reference; and

WHEREAS, On May 23, 2024, the Lake County Planning Commission considered and approved an application for General Plan Conformity as to the proposed vacation of a portion of Collier Avenue; and

WHEREAS, On June 18, 2024, and upon assurance from the County Public Works Department that the proposed vacation would not land lock any neighboring parcels, the Board of Supervisors approved a Resolution Declaring Intent to Adopt a Resolution to Vacate a Portion of Collier Avenue in the County of Lake; and

WHEREAS, notice of a public hearing on the proposed vacation now under consideration was given as required by sections 8322, 8323, and 8321 of the Streets and Highways Code and affidavits of publishing are on file with the Clerk of this Board; and

WHEREAS, a public hearing was held on this day and the Board heard all persons interested in the proposed vacation and has considered all evidence offered before voting on the proposed vacation.

NOW, THEREFORE, BE IT RESOLVED that the County Board of Supervisors hereby finds and declares, and orders that:

1. The above recitals are true and correct.
2. That the portion of Collier Avenue beginning at Lakeshore Blvd and extending Southerly to Clear Lake. Being approximately 220 feet in length and as identified and shown in Exhibit "A", is hereby vacated.
3. That Collier Avenue described herein and identified and shown in Exhibit "A" is unnecessary for present or prospective public use.
4. That, based on evidence presented at the hearing, the Board finds the vacation of Collier Avenue herein described to be in conformity with the County General Plan and to be in the public interest.
5. That the Clerk of the Board shall cause a certified copy of this Resolution, attested by the Clerk under seal, and such other legal documents as are prepared and executed in order to establish the vacation, to be recorded without acknowledgment, certificate of acknowledgement, or further proof in the Office of the Lake County Assessor-Recorder.
6. That any and all private access easements and public and/or public utility easement presently in existence shall remain in place.
7. That access easements of reasonable scope and description shall be granted to any neighboring property owners who presently have no such easements if the failure to do so would result in "landlocked" properties.
8. That upon recordation of a copy of this Resolution of Vacation, the vacation of Collier Avenue shall be complete, with the condition that the vacated area cannot be used to comply with subdivision requirements.

THIS RESOLUTION was passed by the Board of Supervisors of the County of Lake at a regular meeting thereof held on _____, 2024, by the following vote:

AYES:

NOES:

ABSENT OR NOT VOTING:

ATTEST: SUSAN PARKER
Clerk to the Board

Chair, Board of Supervisors

By: _____

APPROVED AS TO FORM:
LLOYD GUINTIVANO
County Counsel

By:  _____