

**RESOLUTION NO. \_\_\_\_-2023**

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL SUMMARILY VACATING A RIGHT OF WAY LOCATED AT PROPERTY ADJACENT TO 31400 SHERWOOD ROAD THAT IS NOT NEEDED FOR PUBLIC PURPOSES.**

**WHEREAS**, pursuant to Streets and Highways Code Section 8334, the City may vacate a right of way that is not required for street or highway purposes; and

**WHEREAS**, the Fort Bragg City Council finds and determines that its right of way located immediately east of 31400 Sherwood Road and described as a 20'x368' strip of land described in MCR at Book 1779 Pages 392-393 as depicted on the map attached as Exhibit B and more particularly described in the attached Exhibit A (the "Property") is not needed for public purposes; and

**WHEREAS**, the City Council finds and determines that the proposed vacation of the subject real property will not result in a direct or reasonably foreseeable indirect physical change in the environment and is not, therefore, subject to CEQA pursuant to Section 15060 of the CEQA guidelines.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Fort Bragg, does resolve, declare, determine and order as follows:

SECTION 1. The above recitals are correct and are incorporated into this resolution.

SECTION 2. Pursuant to Streets and Highways Code sections 8330 et seq., the right of way located east of 31400 Sherwood Road and described as a 20'x368' strip of land described in MCR at Book 1779 Pages 392-393 as depicted on the map attached as Exhibit B and more particularly described in the attached Exhibit A is hereby not needed for public purposes.

SECTION 3. The City Manager is authorized and directed to execute all documents associated with the transfer of the Property and the City Clerk is hereby authorized and directed to cause a certified copy of this Resolution to be recorded with the Mendocino County Recorder.

SECTION 4. From and after the date a certified copy of this Resolution is recorded in the official records of the Mendocino County Recorder's office, the Property shall no longer constitute a public right of way.

**The above and foregoing Resolution was introduced by Councilmember \_\_\_\_\_, seconded by Councilmember \_\_\_\_\_, and approved at a regular meeting of the City Council of the City of Fort Bragg held on the 10<sup>th</sup> day of October, 2023, by the following vote:**

**AYES:  
NOES:  
ABSENT:  
ABSTAIN:**

**RECUSED:**

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**Bernie Norvell**  
**Mayor**

**ATTEST:**

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**Cristal Munoz,**  
**Acting City Clerk**