

***Before the Board of Supervisors
County of Monterey, State of California***

Resolution No. 24-255

Adopt a Resolution, pursuant to California Streets and Highways Code (SHC) Section 8324:

1. Finding that abandonment of roads involves existing highways and streets, and minor alterations to land which qualify respectively as Class 1 and Class 4 categorical exemptions under the CEQA Guidelines Sections 15301(c) – existing highways and streets; and 15304 – minor public alterations in the condition of the land, and there are no exceptions under Section 15300.2;
2. Vacating public road right-of-way interests in the Community of Bradley, namely the portion of Ross Street westerly of Blocks 5 and 12, the alleys within Blocks 5 and 12, and approximately 20-foot-wide portions of Bradley Road along the frontage of Block 5 and the westerly half of Block 6, (subject to the reservation of easements for public utilities lying within the subject portions of Bradley Road);
3. Finding that said Bradley alleys, roads, or portions thereof are unnecessary for present or prospective public use;
4. Accepting the Planning Commission resolution dated June 12, 2024 finding General Plan conformity;
5. Finding that the County’s right-of-way interest of said Bradley roads and alleys is not useful as a nonmotorized transportation facility, as required by California Streets and Highways Code Section 892.

WHEREAS, the roads and alleys shown on the “Map of Bradley and First Addition,” filed October 17, 1890 in Volume 1 of Cities and Towns, at Page 15, have been long accepted as public road rights-of-way held by the County as a public road easement; and

WHEREAS, Ross Street, being shown on present and past maps of the County Assessor, has been long accepted as public road right-of-way held by the County as a public road easement; and

WHEREAS, the Director of the Monterey County Department of Public Works, Facilities, and Parks (PWFP), being also the Road Commissioner, identified segments of public road right-of-way that are unnecessary for present or prospective public use, and, pursuant to SHC Section 8320, requests the abandonment or vacation of these road segments, being the portion of Ross Street westerly of Blocks 5 and 12, the alleys within Blocks 5 and 12, and approximately 20-foot-wide portions of Bradley Road along the frontage of Block 5 and the westerly half of Block 6, as said Blocks are shown on said filed map; and

WHEREAS, in accordance with SHC Section 8313, the Monterey County Planning Commission considered this vacation on June 12, 2024, pursuant to the procedure prescribed in California Government Code Section 65402, and (1) passed a resolution to report to the Board of

Supervisors that this vacation is in conformity with the Monterey County General Plan and the South County Area Plan, a part of the General Plan, and (2) found that the vacation will not have a significant impact on the environment and is exempt from environmental review in accordance with Section 15301(c) and 15304 of the CEQA Guidelines; and

WHEREAS, the County proposes to construct the Bradley Library Project for the benefit of the residents of the Community of Bradley on a portion of the vacated or abandoned right-of-way; and

WHEREAS, the County right-of-way interest in the subject roads located in the Community of Bradley in the unincorporated area of Monterey County, is not useful as a nonmotorized transportation facility as required by SHC Section 892; and

WHEREAS, the Board of Supervisors is authorized to vacate public streets or roads pursuant to SHC Section 8312.

NOW, THEREFORE, BE IT RESOLVED THAT, the Board of Supervisors of the County of Monterey hereby:

1. Finds that the foregoing recitals are true and correct and so declares and determines.
2. Accepts the Planning Commission resolution dated June 12, 2024 containing a report of General Plan conformity and finds and determines that the proposed road vacation is categorically exempt from environmental review in accordance with Section 15301(c) and 15304 of the CEQA Guidelines.
3. Pursuant to the provisions of SHC Sections 8312 and 8340(a), vacates certain roads, streets, alleys, or portions thereof, namely the portion of Ross Street westerly of Blocks 5 and 12, the alleys within Blocks 5 and 12, and approximately 20-foot-wide portions of Bradley Road along the frontage of Block 5 and the westerly half of Block 6, excepting and reserving therefrom rights for all public utilities, existing and future, within said approximately 20-foot-wide portions of Bradley Road along the frontage of Block 5 and the westerly half of Block 6; said roads and portions thereof are more particularly described and shown on **Attachment A**, which is attached hereto and incorporated herein.
4. Directs the Clerk of the Board to submit a certified copy of the Resolution to the County Recorder for recordation.
5. From and after the date that this resolution is recorded in the Office of the County Recorder, the vacated roads and alleys shall no longer constitute a public road and, as applicable, shall be removed from the County Road System.
6. Authorizes the Chair of the Board to execute Quitclaim deeds to the respective underlying fee title owners and directs the County Surveyor to submit the executed Quitclaim deeds to the Monterey County Recorder for recordation.

PASSED AND ADOPTED on this 9th day of July 2024, by roll call vote:

AYES: Supervisors Church, Lopez, Askew, and Adams

NOES: None

ABSENT: Supervisor Alejo

Motion passed 4 to 0

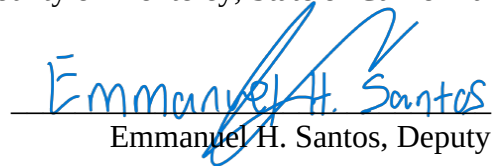
I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting on July 9, 2024.

Dated: July 11, 2024

File ID: RES 24-132

Agenda Item No. 36

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California


Emmanuel H. Santos, Deputy

ATTACHMENT A

