

## RESOLUTION NO. 18-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CUPERTINO  
DECLARING ITS INTENTION TO ORDER VACATION OF AN  
EASEMENT FOR STORM DRAINAGE AND INCIDENTAL PURPOSES  
AS PROVIDED IN SECTION 8320 ET SEQ. OF THE STREETS  
AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, FIXING TIME  
AND PLACE FOR PUBLIC HEARING AND PROVIDING FOR NOTICE THEREOF

WHEREAS, an Easement for Storm Drainage and Incidental Purposes at 22445 and 22449 Cupertino Road and more particularly described in legal description and map attached hereto and made part hereof as Exhibits "A" and "B", is to be vacated; and

WHEREAS, the City Council elects to proceed pursuant to the provisions of Section 8320 et seq. of the Streets and Highways Code of the State of California; and

WHEREAS, a new Drainage Easement is proposed to be granted to supersede the existing Easement for Storm Drainage and Incidental Purposes; and

WHEREAS, it is deemed to be in the public interests that the City Council elects to proceed to order said vacation.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby declares its intention to vacate the aforesaid portion of City street easement.

BE IT FURTHER RESOLVED:

1. That the 1st day of May, 2018, at 6:45 p.m., in the Community Hall, 10350 Torre Avenue, Cupertino, California, is the time and place fixed for hearing on the above proposed vacation;

2. That the aforesaid date is not less than 15 days from passage of this resolution pursuant to law;

3. That the City Clerk shall cause a certified copy of this resolution to be published in the manner prescribed by law, and shall cause certified copies to be posted along the line of said property proposed to be vacated at least 10 days before the date of hearing and no more than 300 feet apart with a minimum of 3 being posted.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Cupertino this 3rd day of April, 2018, by the following vote:

Vote:            Members of the City Council

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

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Grace Schmidt, City Clerk

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Darcy Paul, Mayor, City of Cupertino