



# **RESOLUTION No. 18-214**

## **OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA**

**APPROVE SUMMARY VACATION (ABANDONMENT) OF TWO 5-FOOT PUBLIC UTILITY EASEMENTS ON EITHER SIDE OF THE SHARED BOUNDARY BETWEEN APNS 24-060-01 AND 24-060-03, AN UNLETTERED LOT AND LOT 35, RESPECTIVELY, AS SHOWN IN THE ALTA SIERRA ESTATES NO. 7 SUBDIVISION RECORDED IN BOOK 2 OF SUBDIVISIONS AT PAGE 72 – DISTRICT 2**

WHEREAS, the California Streets and Highway Code Section 8333(c) allows the County to summarily vacate or abandon a Public Utility Easement if it is determined to be excess by the easement holder and there are no other public facilities located within the easement; and

WHEREAS, the County of Nevada has Public Utility Easements as described in that certain Map known as Alta Sierra Estates and recorded in Book 2 of Subdivisions at Page 72; and

WHEREAS, the County of Nevada has received a request from owners of the subject properties William R. and Linda S. Wasil, to abandon the two 5-foot Public Utility Easements (PUEs) on either side of the shared boundary between APNs 24-060-01 and 24-060-03, an unlettered lot and Lot 35, respectively, as shown in the Alta Sierra Estates No. 7 Subdivision recorded in Book 2 of Subdivisions at Page 72 (Assessor's Parcel Nos. 24-060-01 and 24-060-03); and

WHEREAS, the Nevada County Surveyor has reviewed the proposed vacation (abandonment) and finds that these easements are no longer needed for the purpose that they originally provided, and there are no public utilities located within the easements; and

WHEREAS, the request has been circulated to the Nevada County Sanitation District, the Nevada Irrigation District, Pacific Gas and Electric Company, and AT&T, and all have consented to the request; and

WHEREAS, the Nevada County Zoning Administrator has reviewed the request and found the vacation (abandonment) of the easements is not in conflict with the Nevada County General Plan.

NOW, THEREFORE, BE IT RESOLVED that the Nevada County Board of Supervisors has reviewed and considered these easement vacations and hereby finds and determines as follows:

1. The above recitals are true and correct.
2. The two 5-foot Public Utility Easements (PUEs) on either side of the shared boundary between APNs 24-060-01 and 24-060-03, an unlettered lot and Lot 35, respectively, as shown in the Alta Sierra Estates No. 7 Subdivision recorded in Book 2 of Subdivisions at Page 72, as shown in the attached Exhibit A, are hereby determined to be excess easements and there are no public facilities located within the easements.

3. The Public Utility Easements as described herein can be summarily vacated pursuant to California Code Section 8333(c).

BE IT FURTHER RESOLVED that the Nevada County Board of Supervisors hereby:

1. Summarily vacates and abandons the Public Utility Easements on either side of the shared boundary between APNs 24-060-01 and 24-060-03, an unlettered lot and Lot 35, respectively, as shown in the Alta Sierra Estates No. 7 Subdivision recorded in Book 2 of Subdivisions at Page 72, as shown in the attached Exhibit A.
2. Declares that from and after the date that this Resolution is recorded, the subject easements no longer constitute a legal encumbrance.
3. Directs the Clerk of the Board of Supervisors to record the Resolution of Summary Vacation.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 12th day of June 2018, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Edward Scofield, Chair

6/12/2018 cc: Recorder (1) 

6/13/2018 cc: DPW\*  
AC\*

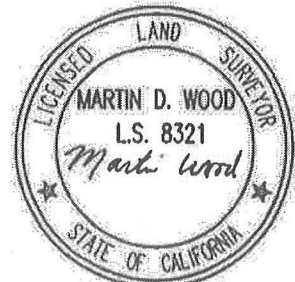
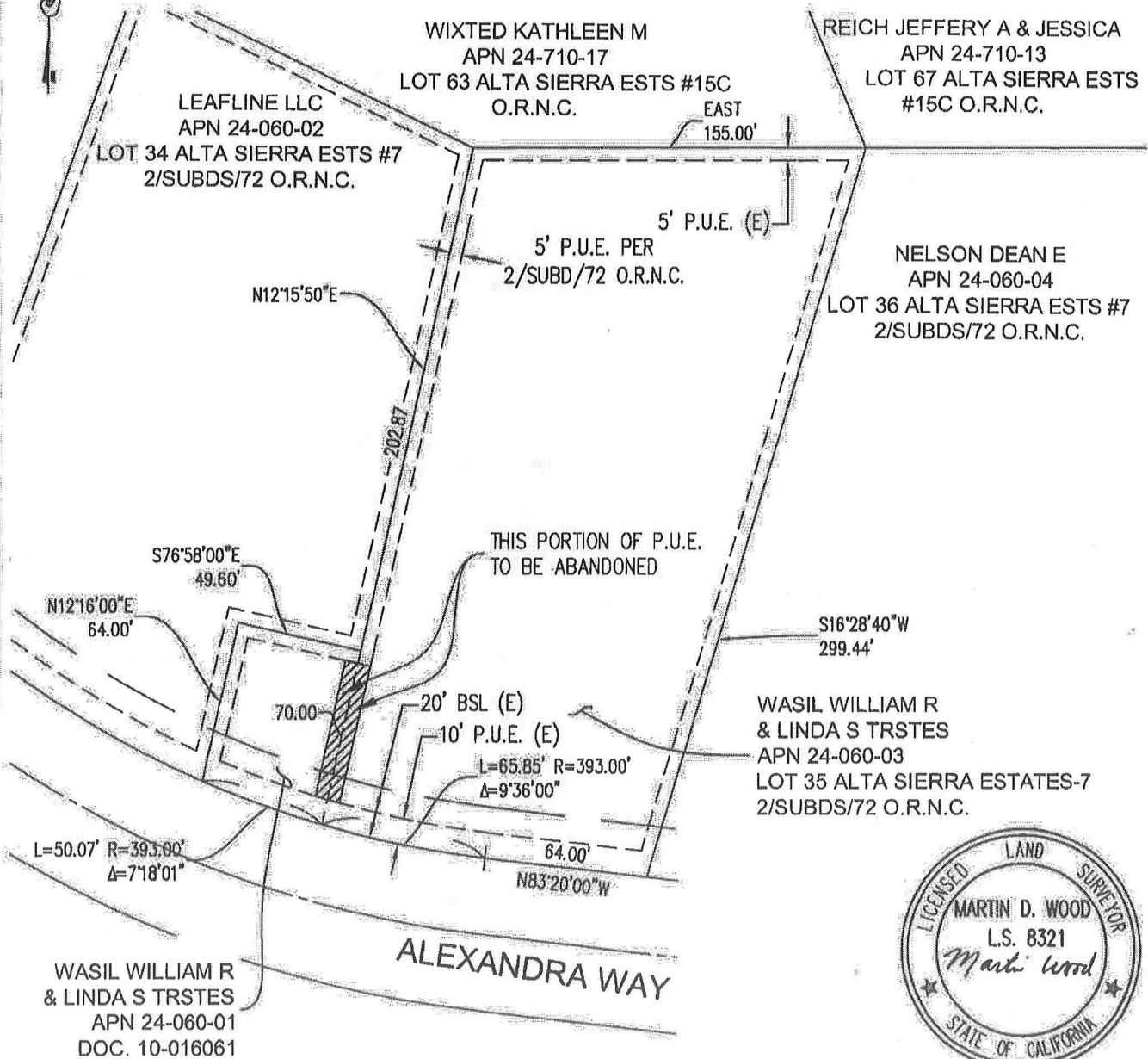
# EXHIBIT "A"

## MIS 18-0005 / EASEMENT ABANDONMENT

BEING A PORTION OF THE S.E. 1/4 OF SECTION 26, TOWNSHIP 15 NORTH, RANGE 8 EAST, M.D.B. & M.,  
BEING LOT 35 AND PUMP STATION PARCEL OF "ALTA SIERRA ESTATES - SEVEN" BK. 2 SUBS, PG. 72, O.R.N.C.  
IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF NEVADA  
MAY, 2018 SCALE: 1"=60'



PLANNING  
ENGINEERING  
& SURVEYING



### BASIS OF BEARINGS:

THE MERIDIAN IS IDENTICAL TO THAT SUBDIVISION MAP, RECORDED IN BOOK 2 OF SUBDS, PG. 72, OFFICIAL RECORDS NEVADA COUNTY.

### LEGEND:

1. P.U.E. PUBLIC UTILITY EASEMENT
2. (E) EXISTING
3. BSL BUILDING SETBACK LINE

COPY

RECORDING REQUESTED BY:  
&  
RETURN TO:

Board of Supervisors  
County of Nevada  
950 Maidu Avenue  
Nevada City, CA 95959-8617

Nevada County Recorder  
Gregory J. Diaz  
Document#: 20180011704  
Wednesday June 13 2018, at 09:00:55 AM

Paid: CP

**DOCUMENT TITLE**

NEVADA COUNTY BOARD OF SUPERVISORS  
RESOLUTION 18-214

APPROVE SUMMARY VACATION (ABANDONMENT) OF TWO 5-FOOT PUBLIC  
UTILITY EASEMENTS ON EITHER SIDE OF THE SHARED BOUNDARY BETWEEN  
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RESPECTIVELY, AS SHOWN IN THE ALTA SIERRA ESTATES NO. 7 SUBDIVISION  
RECORDED IN BOOK 2 OF SUBDIVISIONS AT PAGE 72 – DISTRICT 2

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION  
(Govt. Code 27361.6)  
Additional Recording Fee Applies



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Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Edward Scofield, Chair

The foregoing instrument is a correct copy of the original on file in this office.

Resolution 18-214  
ATTEST: June 13, 2018

Julie Patterson Hunter, Clerk of the Board  
County of Nevada

BY: 

# EXHIBIT "A"

## MIS 18-0005 / EASEMENT ABANDONMENT

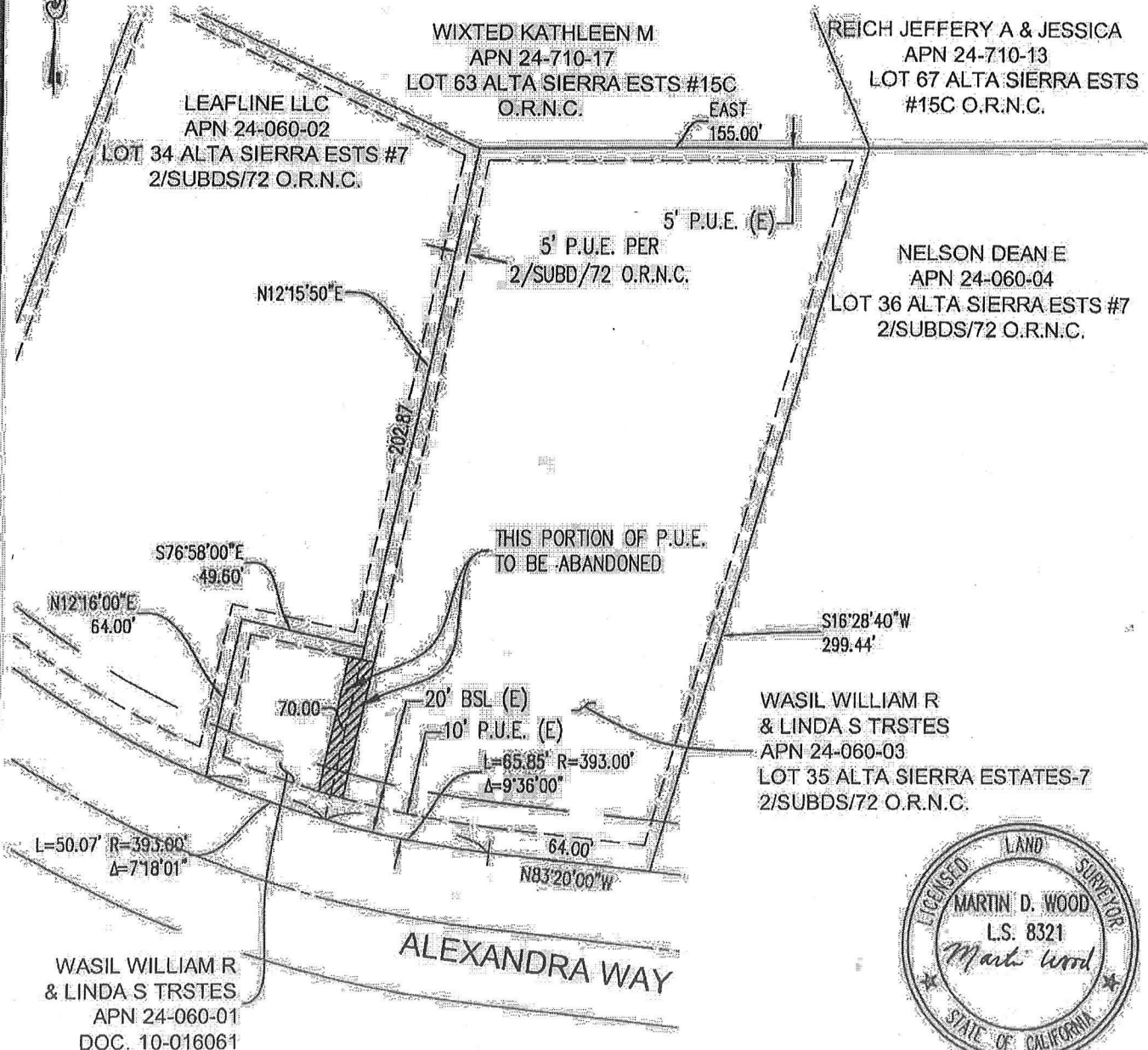
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PLANNING  
ENGINEERING  
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5-01-18

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