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**COUNTY OF SANTA BARBARA
OFFICIAL BUSINESS**

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APN 069-060-044

SPACE ABOVE THIS LINE FOR RECORDER'S USE

RESOLUTION NO. _____

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

In The Matter of the Summary Vacation)
of an Unused Portion of the North Patterson)
Avenue Right-of-Way in the Unincorporated) **STREETS AND HIGHWAYS**
Area of Santa Barbara.) **CODE SECTION 8330 et seq.**

**SUMMARY ORDER TO VACATE
(PORTION OF A COUNTY RIGHT-OF-WAY)**

WHEREAS, the County of Santa Barbara, a political subdivision of the State of California, (the "County") acquired a fee right-of-way for public roadway known as North Patterson Avenue in the unincorporated area of the County of Santa Barbara, State of California by the creation of Tract 11174 recorded in amended map Book 78, pages 29-34 of Official Records; and

WHEREAS, a portion of the above referenced fee right of way (herein the "Portion") is outside the improved and traveled roadway and the County has no plans to use or develop the Portion for public use; and

WHEREAS, in accordance with Section 8334(a) of the California Streets and Highways Code, the Public Works Department has determined that the Portion is excess right of way not required for street or highway purposes, is unnecessary for present or prospective public use, and is therefore eligible for summary vacation; and

WHEREAS, pursuant to Streets & Highways Code section 8334.5 it has been determined that there are no in-place public utility facilities in the Portion which will be affected by the vacation and therefore it is entitled to a Summary Vacation; and

WHEREAS, pursuant to Section 892(a) of the Streets and Highways Code the Santa Barbara County Public Works Department has determined that no part of the Portion is necessary for present or prospective public use as a nonmotorized transportation facility (as defined in Section 887 of the Streets and Highway Code); and

WHEREAS, vacation of the Portion will not impair public or private access; and

WHEREAS, vacation of the Portion will not affect existing or future traffic circulation; and

WHEREAS, the date of the Board action on the proposed right of way vacation was published in a newspaper of general circulation in the County; and

WHEREAS, vacation of the Portion is in the public interest, in that the County will be relieved of liability for the Portion if it is vacated; and

WHEREAS, at the Planning Commission hearing of August 7, 2013, the Planning Commission found the vacation of the County's right-of-way herein identified as the Portion to be in conformity with the County's General Plan pursuant to Government Code Section 65402.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, the Board of Supervisors of COUNTY does hereby find, determine and order as follows:

1. That the above recitals are true and correct; and
2. That the portion of the North Patterson Avenue right-of-way being vacated is particularly described and shown on "Exhibit A" attached hereto and incorporated herein (the "Portion"); and
3. That the Portion is hereby summarily vacated as County road right-of-way pursuant to the above referenced California Streets and Highways Code Sections.
4. That this vacation is not intended to impact or remove any public rights to the currently used and traveled North Patterson Avenue right-of-way (if any); and
5. That this Resolution, attested to by the Clerk of the Board under the seal of the Board, shall be recorded in the Office of the County Recorder in the County of Santa Barbara, State of California, and that the date of recording shall become the effective date of this Summary Order to Vacate; and
6. From and after the effective date, the Portion vacated no longer constitutes a street or public right-of-way.

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PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this _____ day of _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

COUNTY OF SANTA BARBARA

ATTEST:
MONA MIYASATO
CLERK OF THE BOARD

By: _____
Steve Lavagnino
Chair, Board of Supervisors

By: _____
Deputy

Printed Name

APPROVED AS TO FORM:
DENNIS A. MARSHALL
COUNTY COUNSEL

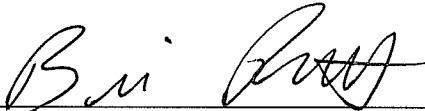
By: 
Brian Pettit
Deputy County Counsel

EXHIBIT 'A'

VACATION OF A PORTION OF PATTERSON AVENUE

LEGAL DESCRIPTION

That portion of Rancho La Goleta in the County of Santa Barbara, State of California, being a portion of Parcel 'A' as shown on Parcel Map No. 11,211 recorded May 3, 1971 in Book 7 of Parcel Maps at pages 95 and 96, in the office of County Recorder of said County, shown on said map as being within the right of way of Patterson Avenue, a public street, further described as follows:

Commencing at an angle point on the northerly line of said Parcel 'A', said point being also the most southeasterly corner of Parcel 'C'; as shown on said map; thence N. 84°47'55" W. along the common line between said Parcels 'A' and 'C' being also the northerly line of Patterson Avenue as shown on said map a distance of 206.09 feet to the beginning of a tangent curve, concave northerly, having a radius of 870.00 feet; thence continuing westerly along the arc of said curve and said northerly line of Patterson Avenue through a central angle of 3°05'22" an arc length of 46.91 feet to an angle point on said northerly line as shown on said map being the True Point of Beginning;

Thence continuing along said northerly line of Patterson Avenue and the common line between Parcels 'A' and 'C' the next three courses.

First, N. 08°15'57" E. 32.85 feet to a point shown on said map as being on the southeasterly line of Vineyard Road (abandoned);

Thence second N. 31°26'38" W. 40.00 feet to a point on the northwesterly line of said Vineyard Road as shown on said map; the beginning of a non-tangent curve, concave northwesterly having a radius of 255.00 feet; a radial line to the center of said curve from said beginning point bears N. 31°26'38" W.;

Thence third southwesterly along the arc of said curve through a central angle of 27°33'33" an arc length of 122.65 feet to a point on said northerly line of Patterson Avenue, said point being also the easterly terminus of a curve in said northerly line concave northerly having a radius of 870.00 feet a radial line to the center of said curve from said point bears N. 17°10'46" E., as shown on said map;

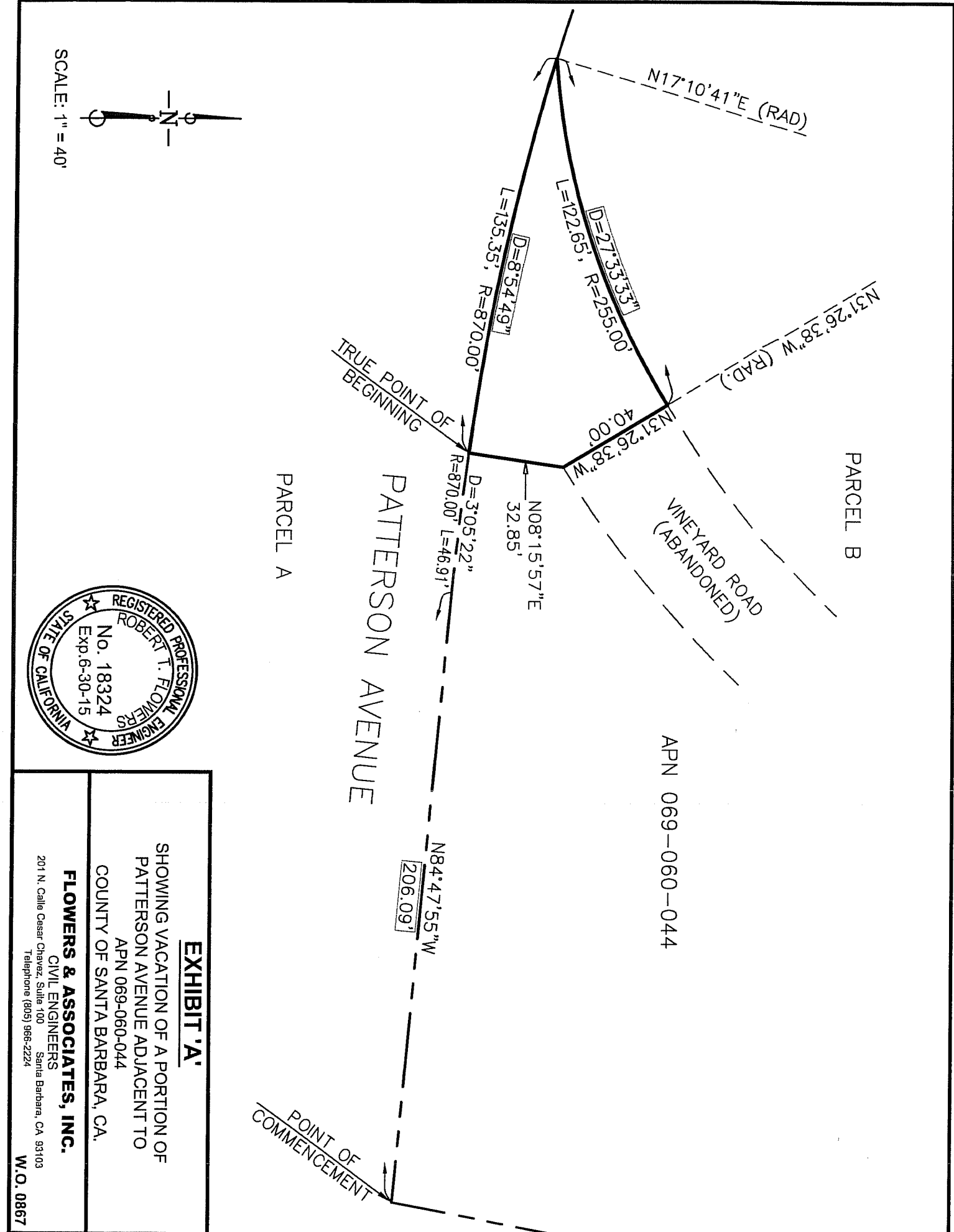
Thence leaving said northerly line of Patterson Avenue easterly along easterly prolongation of last said curve having a radius of 870.00 feet through a central angle of 08°54'49" and an arc length of 135.35 feet to the True Point of Beginning.

Said Parcel contains 4,215.08 sq. ft. more or less.

Prepared By:


Robert T. Flowers, P.E.





SCALE: 1" = 40'

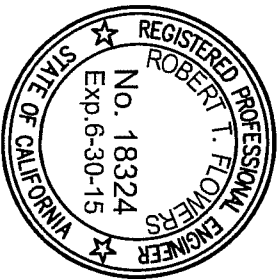
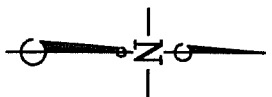


EXHIBIT 'A'

SHOWING VACATION OF A PORTION OF
 PATTERSON AVENUE ADJACENT TO
 APN 069-060-044
 COUNTY OF SANTA BARBARA, CA.

FLOWERS & ASSOCIATES, INC.

CIVIL ENGINEERS
 201 N. Calle Cesar Chavez, Suite 100 Santa Barbara, CA 93103
 Telephone (805) 966-2224

W.O. 0867