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**COUNTY OF SANTA BARBARA
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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 Kahn Way and)	
St. Joseph Street Right-of-Way in the)	STREETS AND HIGHWAYS
Unincorporated Area of Santa Barbara.)	CODE SECTION 8330 et seq.

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

WHEREAS, the County of Santa Barbara, a political subdivision of the State of California, (the "County") acquired it's right-of-way interest for public roadways known as Kahn Way and St. Joseph Street in the unincorporated area of the County of Santa Barbara, State of California as shown on the Town of Los Alamos Map recorded September 1876 in Book "B" Page 406 of Miscellaneous Maps; and

WHEREAS, the name of Kahn Way was changed to Gonzales Drive; and

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

WHEREAS, in accordance with Section 8333(a) of the California Streets and Highways Code, for a period of five (5) consecutive years, the Portion has not been used for the purpose for which it was dedicated or acquired, and is therefore eligible for summary vacation; 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 and Highways Code sections 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, 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.

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

1. That the above recitals are true and correct; and
2. That the portion of the Kahn Way and St. Joseph Street right-of-way being vacated is particularly described and shown on "Exhibit A" attached hereto and incorporated herein (the "Portion"); and
3. That the County interest in the Portion and right-of-way is hereby quitclaimed and summarily vacated pursuant to California Streets and Highways Code Sections 8333(a), 8334(a), and 8334.5.
4. That this vacation is not intended to impact or remove any public rights to the currently used and traveled Gonzales Drive and St. Joseph Street right-of-way; 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 vacated Portion no longer constitutes a street or public right-of-way.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this _____ day of _____, 2009 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

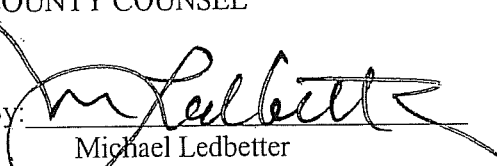
COUNTY OF SANTA BARBARA

ATTEST:
MICHAEL F. BROWN
CLERK OF THE BOARD

By: _____
Chair, Board of Supervisors

By: _____
Deputy

APPROVED AS TO FORM:
DENNIS A. MARSHALL
COUNTY COUNSEL

By: 
Michael Ledbetter
Deputy County Counsel

PUBLIC ROAD RIGHT OF WAY VACATION LEGAL DESCRIPTIONS

The following two portions of the County of Santa Barbara Public Road Right of Way as shown on Parcel Map No. 13,196 recorded July 22nd, 1981 in Book 27, Pages 68 and 69 of Parcel Maps in the Office of the County Recorder, County of Santa Barbara, State of California are hereby vacated;

Vacation Area 1

Commencing at the northeast corner of Parcel A of said Parcel Map 13,196, said corner being at the intersection of St. Joseph Street and Gonzales Drive in the Town of Los Alamos, CA and marked with a 3/4 inch iron pipe and brass cap stamped RCE 2928; thence, leaving said northeast corner along the east boundary of said Parcel A, South 03°43'20" West 269.21 feet to the southeast corner of said Parcel A. Thence, leaving said southeast corner along the south boundary of said Parcel A, said south boundary also being the north boundary of Parcel B of said Parcel Map 13,196, North 73°24'20" West 41.03 feet to a point on said south boundary which intersects the west Public Road Right of Way line of St. Joseph Street, said intersection being the TRUE POINT OF BEGINNING for the parcel of land herein described; thence, along the existing west Public Road Right of Way line of St. Joseph Street;

- 1st North 03°43'20" East 226.43 feet to the intersection of said west Public Road Right of Way line of St. Joseph Street with the south Public Road Right of Way line of Gonzales Drive; thence,
- 2nd North 76°25'20" West 518.85 feet to a point on said south Public Road Right of Way line of Gonzales Drive; thence,
- 3th leaving said south Public Road Right of Way line of Gonzales Drive, northerly and easterly along a non-tangent curve concave to the north whose radial center bears North 07°57'04" West 43.00 feet, an arc distance of 17.18 feet, through a central angle of 22°53'11"; thence,
- 4th northerly and easterly along a tangent curve concave to the south, having a radius of 20.00 feet, an arc distance of 15.50 feet, through a central angle of 44°24'55"; thence,
- 5th along a tangent line South 76°25'20" East 486.33 feet; thence,
- 6th easterly and southerly along a tangent curve concave to the south, having a radius of 20.00 feet, an arc distance of 13.52 feet, through a central angle of 38°44'04"; thence,
- 7th along a tangent line South 03°43'20" West 237.73 feet to a point on the south boundary of said Parcel A, said point being distant South 73°24'20" East 30.77 feet from the southeast corner of said Parcel A; thence,

8th North 73°24'20" West 10.26 feet to the TRUE POINT OF BEGINNING.

Said Vacation Area 1 contains 9,983.64 Square Feet (0.23 Acres) more or less. A map showing the location of said Vacation Area 1 identified as Exhibit "A" is attached hereto and made a part hereof.

Vacation Area 2

Commencing at the northeast corner of Parcel A of said Parcel Map 13,196, said northeast corner being at the intersection of St. Joseph Street and Gonzales Drive in the Town of Los Alamos, CA and marked with a 3/4 inch iron pipe and brass cap stamped RCE 2928; thence leaving said northeast corner along the north boundary of said Parcel A, North 76°25'20" West 893.03 feet to the northwest corner of said Parcel A. Thence, leaving said northwest corner along the west boundary of said Parcel A South 12°02'50" West 40.01 feet to a point on said west boundary which intersects the south Public Road Right of Way line of Gonzales Drive, said intersection being the TRUE POINT OF BEGINNING for the parcel of land herein described; thence, along the existing south Public Road Right of Way line of Gonzales Drive;

- 1st South 76°25'20" East 307.90 feet to a point on said south Public Road Right of Way line of Gonzales Drive; thence,
- 2nd leaving said south Public Road Right of Way line of Gonzales Drive, northerly and westerly along a non-tangent curve concave to the north whose radial center bears North 35°06'24" East 43.00 feet, an arc distance of 17.18 feet, through a central angle of 22°53'11"; thence,
- 3th northerly and easterly along a tangent curve concave to the south, having a radius of 20.00 feet, an arc distance of 15.50 feet, through a central angle of 44°24'55"; thence,
- 4th along a tangent line North 76°25'20" West 279.99 feet to a point on the west boundary of said Parcel A, said point being distant South 12°02'50" West 25.01 feet from the northwest corner of said Parcel A; thence,
- 5th South 12°02'50" West 15.00 feet to the TRUE POINT OF BEGINNING.

Said Vacation Area 2 contains 4,438.64 Square Feet (0.10 Acres) more or less. A map showing the location of said Vacation Area 2 identified as Exhibit "A" is attached hereto and made a part hereof.

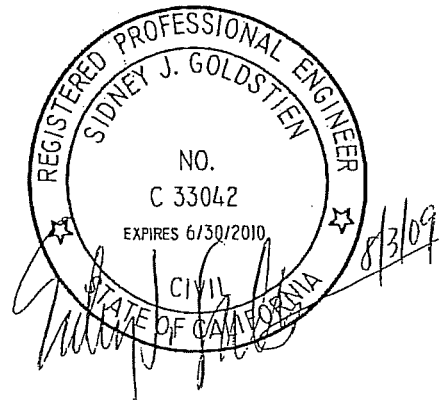
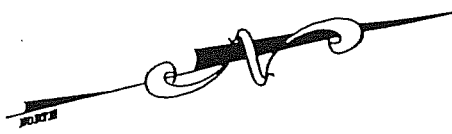
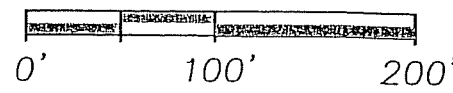
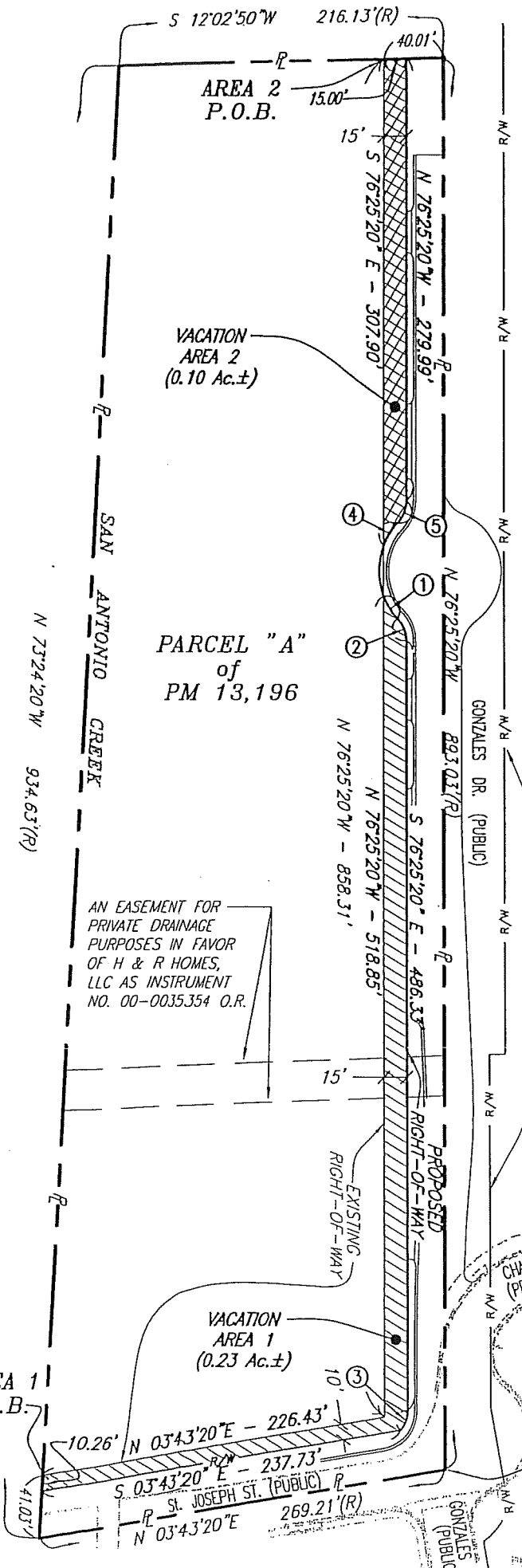


EXHIBIT A



CURVE DATA TABLE				
ID No.	Delta	Radius	Length	Tangent
①	22°53'11"	43.00'	17.18'	8.70'
②	44°24'55"	20.00'	15.50'	8.16'
③	38°44'04"	20.00'	13.52'	7.03'
④	22°53'11"	43.00'	17.18'	8.70'
⑤	44°24'55"	20.00'	15.50'	8.16'

- INDICATES RIGHT-OF-WAY VACATION AREA 1
- INDICATES RIGHT-OF-WAY VACATION AREA 2

(R) DENOTES DATA PER PM 13,196 (BK27,PG69)

TRACT 14,550
BK 186, PG 87-92



EXHIBIT "A"
RIGHT OF WAY
VACATION AREAS 1 and 2

TRACT 14,549
BK 186, PG 87 & 88