

DEPARTMENT of PUBLIC WORKS

County of Lassen



LARRY MILLAR, Director
Public Works/Road/Transportation
County Engineer

707 Nevada Street, Suite 4
Susanville, CA 96130

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BOARD OF SUPERVISORS LASSEN COUNTY CALIFORNIA

AGENDA REQUEST FORM

TODAY'S DATE: 6/01/2017

Board Date: June 20, 2017	Agenda Item:
Dept.: Public Works	Division or Title: Road
Contact Person: Larry Millar	Phone: 530-251-8288
<input checked="" type="checkbox"/> Regular Agenda	<input type="checkbox"/> Consent Agenda
<input type="checkbox"/> Time Certain:	Estimate Time (minutes):
<input type="checkbox"/> Public Hearing/Time:	<input type="checkbox"/> Publication/Posting Requirements
<input type="checkbox"/> Special Directions to Clerk (Below)	

SUBJECT: Resolution of Intention to Vacate a portion of Buffum Lane, County Road 212.

FISCAL IMPACT: Potential insignificant reduction in Highway Users Gas Tax revenue to Fund 122-1221 which is more than recovered with the removal of this section from the County's liability and maintenance responsibilities.

ACTION REQUESTED: 1) Consider abandoning/vacating a portion of Buffum Lane, County Road 212 2) Adopt Resolution No. 17- _____ "Resolution of Intention to Vacate a portion of Buffum Lane, County Road 212".

SPECIAL INSTRUCTIONS TO CLERK: Resolution included

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B-1
2017/205

June 20, 2017

TO: Board of Supervisors
FROM: Larry Millar, Director
SUBJECT: Resolution of Intention to Vacate a portion of Buffum Lane, County Road 212.

RECOMMENDATION: 1) Consider abandoning/vacating a portion of Buffum Lane, County Road 212 2) Adopt Resolution No. 17- _____ "Resolution of Intention to Vacate a portion of Buffum Lane, County Road 212".

DISCUSSION: Lassen County has been approached by Leavitt Lake Ranch as to the abandoning/vacating of the portion of Buffum Lane, County Road 212 which runs through the ranch property located at 470-100 Buffum Lane.

The proposed abandonment/vacation would be 0.510 miles extending from the southern end of the property located at 470-905 Buffum Lane to its end. The remaining 1.016 miles, beginning at U.S. Highway 395 North, in the East ½ of Section 17, Township 29 North, Range 13 East, MDM&M, extending to the southern end of the property located at 470-905 Buffum Lane will remain in the County Maintained Road System. Surrounding properties past Leavitt Lake Ranch are State of California Fish and Game properties where other access points are available. See attached resolution and map.

The Road Department is in favor of vacating this portion of Buffum Lane as it is within the property owned by Leavitt Lake Ranch and does not appear to be necessary for present or future public use.

The Planning Commission is scheduled to review this partial abandonment/vacation request of Buffum Lane for General Plan Determination pursuant to Section 65402 of the Government Code at their July meeting.

The Attached Resolution follows the guidelines of Section 8320 of the Street and Highways Code which sets a public hearing date and authorizes the noticing of this public hearing in the local newspaper and posting notices at the site.

ALTERNATIVES: Do not adopt Resolution.

FINANCIAL IMPACT: Potential insignificant reduction in Highway Users Gas Tax revenue to Fund 122-1221 which is more than recovered with the removal of this section from the County's liability and maintenance responsibilities.

OTHER AGENCY INVOLVEMENT: None

DEPARTMENTAL APPROVAL: _____

REVIEWED FOR AGENDA: _____

RESOLUTION NO. 17-

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LASSEN
ISSUING A NOTICE OF INTENTION TO ABANDON/VACATE A PORTION OF
BUFFUM LANE, COUNTY ROAD 212.**

WHEREAS, Division 9, Section 8312 of California Streets and Highways Code authorizes the Board of Supervisors to consider the abandonment/vacation of a road or portion of road which is in the County Maintained Road System; and

WHEREAS, Division 9, Section 8320 of the California Streets and Highways Code provides that the Board of Supervisors may initiate a proceeding, by resolution, for the Intention to Vacate a road or portion of road which is in the County Maintained Road System if it finds that the road or portion of road is unnecessary for the public convenience.

WHEREAS, the Lassen County Public Works Department requests that the 0.510 mile portion of Buffum Lane, County Road 212, which lies at a point on the southern end of APN 117-69-32, 1.016 miles south of its intersection with U.S. Highway 395 North in the East ½ of Section 17, Township 29 North, Range 13 East, MDM&M, to its end be considered for abandonment/vacation as shown on Exhibit "A" attached hereto; and

WHEREAS, that portion of Buffum Lane from its intersection with U.S. Highway 395 North in the East ½ Section 17, Township 29 North, Range 13 East, MDM&M, south 1.016 miles shall remain in the County's Maintained Road System as shown on Exhibit "A" attached hereto; and

WHEREAS, Sections 8322 and 8323 of the California Streets and Highways Code specifies the publication and noticing requirements for a proposed roadway abandonment/vacation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Lassen as follows:

1. This Board of Supervisors hereby sets a Public Hearing for 10:15 am on July 18, 2017 at the Board of Supervisors chambers located at 707 Nevada Street, Susanville, California for the purpose of considering the abandonment/vacation of a 0.510 mile portion of Buffum Lane, County Road 212.
2. This Board of Supervisors hereby finds and declares a Notice of Intention, as described herein, shall be published as required by Division 9, Section 8322 of the California Streets and Highways Code once a week, for two successive weeks, in a newspaper of general circulation in the County of Lassen, on or before July 18, 2017.
3. This Board of Supervisors hereby finds and declares a Notice of Intention, as described herein, shall be posted as required by Division 9, Section 8323 of the California Streets and Highways Code at least two weeks before the hearing date along that portion of Buffum Lane being considered for vacating, on or before July 18, 2017.
4. The Public Works Director is authorized and directed to act on behalf of the County on all matters pertaining to this action.

The foregoing resolution was adopted at a regular meeting of the Board of Supervisors of the County of Lassen, State of California, held on the 20th day of June, 2017 by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

Chairman of the Board of Supervisors
County of Lassen, State of California

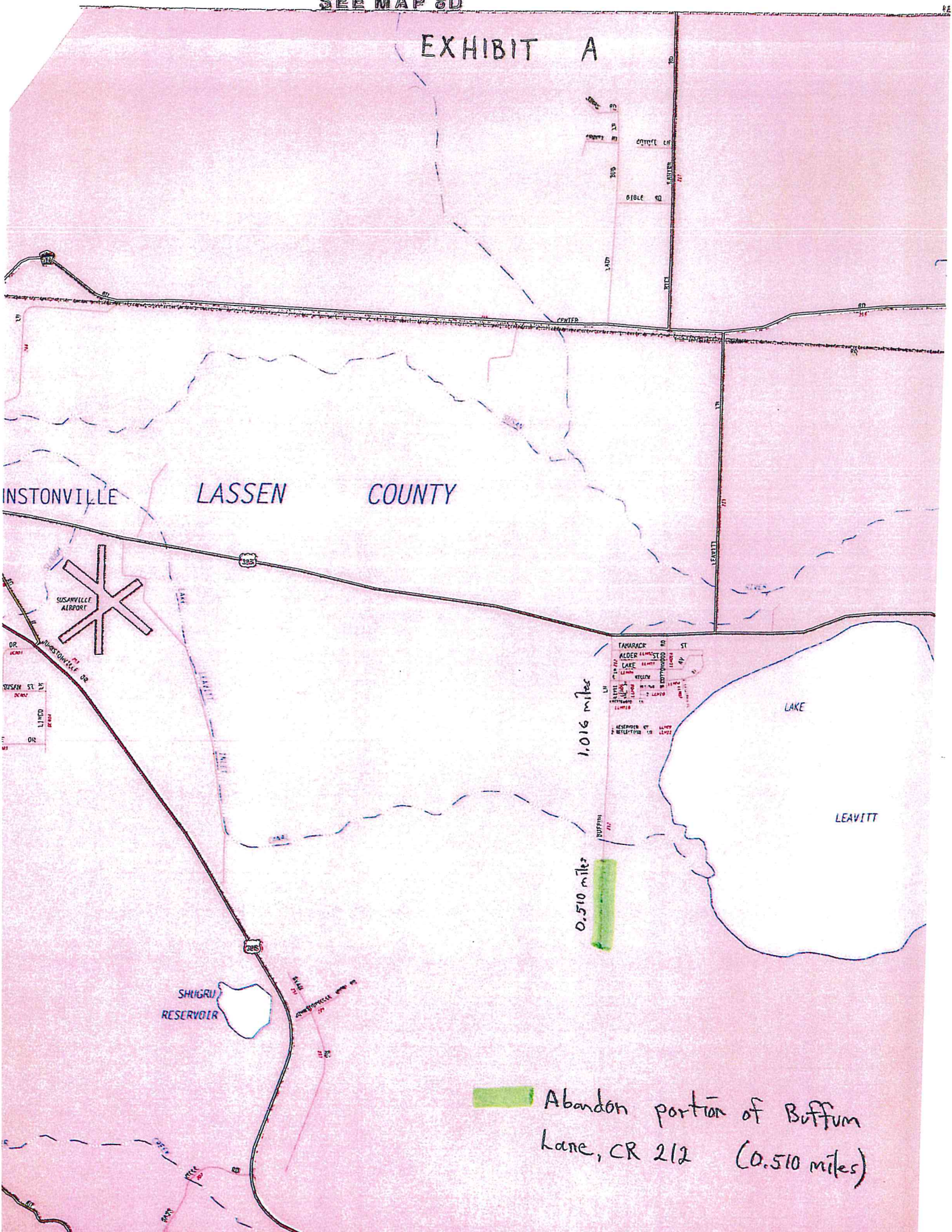
ATTEST
Julie Bustamante
Clerk of the Board

BY: _____
Michele Yderraga, Deputy Clerk of the Board

I, MICHELE YDERRAGA, Deputy Clerk of the Board of Supervisors, County of Lassen, do hereby certify that the foregoing resolution was adopted by said Board of Supervisors at a regular meeting thereof held on the 20th day of June, 2017.

Deputy Clerk of the County of Lassen Board of Supervisors

EXHIBIT A



Abandon portion of Buffum
Lane, CR 212 (0.510 miles)