

DEPARTMENT of PUBLIC WORKS

County of Lassen



LARRY MILLAR, Director
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B-1
2017/254

July 18, 2017

TO: Board of Supervisors

FROM: Larry Millar, Director

SUBJECT: Resolution of Vacating and Abandoning Public Right of Way - Olson Road,
County Road 532.

RECOMMENDATION: 1) Conduct Public Hearing 2) Adopt Resolution No. 17-_____
"Resolution Vacating and Abandoning Public Right of Way – Olson Road, County Road 532."

DISCUSSION: On June 20, 2017 the Board of Supervisors adopted Resolution 17-043
"Resolution of Intention to Vacate Olson Road" which was in response to a request by Dennis
and Merrill Daugherty as to the abandoning/vacating of Olson Road, County Road 532, in its
entirety, which runs through property owned by the Daugherty's and ends at the property of
Merril and Jane Daugherty, 714-200 Olson Road.

The Public Works /Road Department has completed the required publishing and noticing prior to
this public hearing. The notice of public hearing was published in the local newspaper on June
27th and July 4th and in addition notices were posted in three locations along Olson Road on June
21, 2017.

The proposed abandonment/vacation would be the entire 1.400 miles beginning at its intersection
with Madeline Road, County Road 547 in Section 15, Township 37North, Range 13 East,
MDM&M to its end at 714-200 Olson Road. Surrounding properties are owned by Daugherty
and USA. The USA properties have access from Clarks Valley Road, County Road 510 and
other access points. See attached map.

The County Road Department is in favor of abandoning/vacating Olson Road as it is entirely
within the Daugherty private property and does not appear to be necessary for present or future
public use. This road has been utilized as a private driveway with little or no public use or years.

The Planning Commission has reviewed this abandonment/vacation request for Olson Road for
General Plan Determination pursuant to Section 65402 of the Government Code and has
determined that it is consistent with the General Plan and have adopted "Resolution of the Lassen
County Planning Commission, Pursuant to Government Code Section 65402, Finding that the
Abandonment of 1.400 miles of Olson Road in Madeline, CA is consistent with the General Plan,
or Part Thereof (file#(704)2017-002."

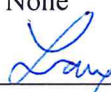

The Attached Resolution follows the guidelines of Section 8320 of the Street and Highways Code
in vacating/abandoning Olson Road in its entirety.

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, STATE OF CALIFORNIA**

**VACATING AND ABANDONING PUBLIC RIGHT OF WAY-
OLSON ROAD, COUNTY ROAD 532**

WHEREAS, on July 18, 2017, the County of Lassen held a duly and properly Noticed Public Hearing regarding the vacating and abandoning of the following public right of way legally described as follows:

Entire portion of Olson Road, County Road 532, described as follows:
That 1.400 miles of Olson Road, County Road 532, which extends from
its intersection with Madeline Road, County Road 510 in Section 15, Township 37 North, Range
13 East, MDM&M, to its end. See attached Exhibit A.

WHEREAS, the Board of Supervisors of the County of Lassen having heard and considered evidence submitted that the public right of way described in the Resolution of Intention is unnecessary for the present or prospective public use; and

WHEREAS, the County of Lassen is authorized by the Streets and Highway Code, specifically Section 8320 et seq., to abandon and vacate said premises.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Board of Supervisors find that the above-described public right of way is unnecessary for present or prospective public use and that the same is hereby vacated and abandoned by the County of Lassen.
2. That the County Clerk shall cause the certified copy of this Resolution to be recorded without acknowledgment, certificate of the acknowledgment or further proof in the office of the Recorder in the County of Lassen, pursuant to Section 8325 of the Streets and Highway Code, without fee.

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 18th day of July, 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 18th day of July, 2017.

Deputy Clerk of the County of Lassen
Board of Supervisors

