



Staff Report

TO: City Council
FROM: Robert Vestal, Public Works Director
DATE: October 1, 2024
SUBJECT: Intent to Vacate a Portion of Euclid Avenue and a Portion of Third Street

Description A Resolution of the City of Beaumont declaring its intention to vacate a portion of Euclid Avenue between Third Street and 560 feet south of Third Street and a portion of Third Street between Euclid Avenue and 300 feet east of Euclid Avenue.

Background and Analysis:

On October 26, 2022, Planning Commission approved Plot Plan PP2022-0458 (Project) for the construction and operation of an outdoor storage yard with a 400 square foot office trailer and three (3) storage sheds with one (1) at 2,400 square feet and two (2) at 3,000 square feet on a 3.40-acre parcel located on the southeast corner of Euclid Avenue and Third Street in the Community Commercial (CC) Zone (APN: 418-210-019).

Euclid Avenue and Third Street are designated as Local Street (60' ROW). The conditions of approval for the Project require the Project to verify that the appropriate right-of-way exists to achieve the required 30-foot half-width ROW per the General Plan. Furthermore, the conditions of approval for the Project require the Project to accommodate a cul-de-sac at Third Street along the easterly terminus of the project.

To conform to the Local Street and cul-de-sac standards, the Project proposes portions of the existing right-of-way to be vacated. This requires two actions: dedication of the right-of-way and subsequently vacating unnecessary right-of-way.

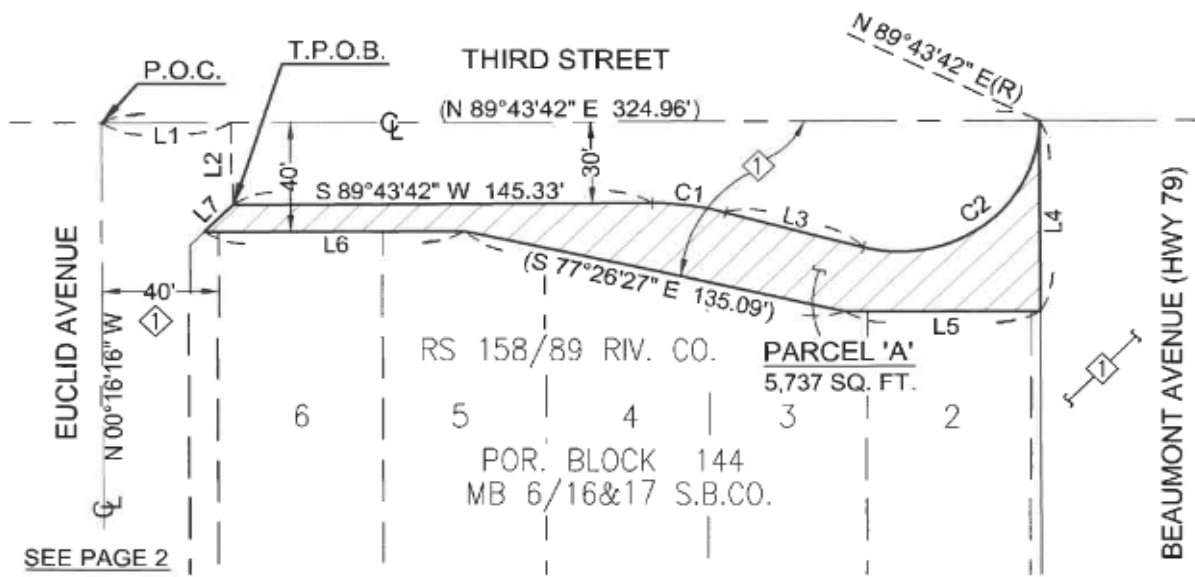


Figure 1 – Third Street Portion to Vacate

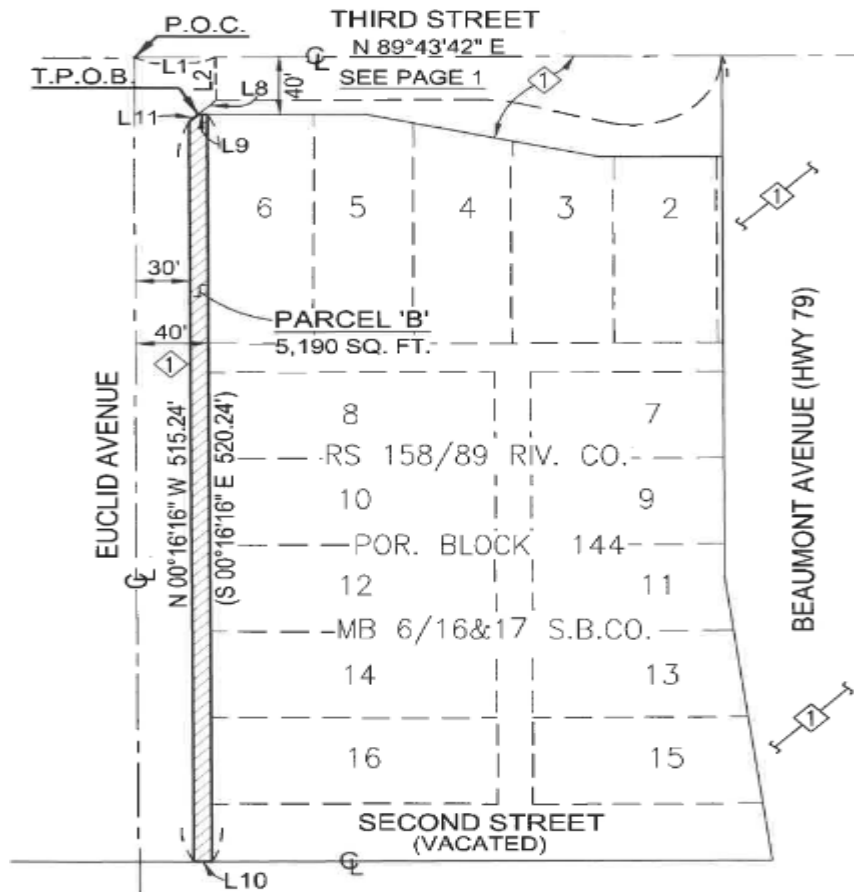


Figure 2 – Euclid Avenue Portion to Vacate

Vacation of a Portion of Euclid Avenue and a Portion of Third Street

Before the City Council approves the vacation of a portion of Euclid Avenue and a portion of Third Street, it must comply with all the provisions of the California Streets and Highway Code (SHC) applicable for General Vacations. Section 8320 of the SHC allows for the City Council to initiate a street vacation proceeding by causing the City Clerk to set a hearing date for the proposed street vacation. Section 8320 requires the City Council to cause the City Clerk to set the date, hour, and place of the street vacation hearing. Section 8320 also requires specific notices be published by the legislative body before the street vacation hearing date. Prior to the public hearing, City staff will cause the publishing and posting of the notices required by the SHC.

Section 8320(2) of the SHC requires the City to publish the Notice of Hearing for the proposed street vacation at least fifteen days (15) before the hearing date. Section 8322(a) requires the legislative body to publish the Notice of Hearing for the proposed street vacation in a daily, semi-weekly, or weekly newspaper published and circulated in the city. City staff will publish all such notices.

Section 8323 of the SHC regulation requires the legislative body to post notices of street vacation along the line of the street at least two weeks before the public hearing. The notices shall be posted not more than 300 feet apart, but at least three (3) notices shall be posted. City staff will cause the posting of all such notices prior to the public hearing.

At the hearing of the proposed street vacation, proposed to be held at the regular meeting of the City Council on October 15, 2024, Section 8324 requires the legislative body to hear evidence by persons interested in the proposed street vacation. Section 8324 allows the legislative body to adopt a resolution to vacate the proposed street, if the City Council finds, from all the evidence submitted, that the street described in the notice of hearing is unnecessary for present or prospective public use.

In conjunction with adopting a resolution to vacate the proposed street, Section 8341 requires that the resolution to vacate the street include a recital for the reservation of existing easements such as existing utility easements and existing emergency access easements, if required by the public agency. For this street vacation, City staff has determined that existing public utility easements shall be reserved as provided in the attached Resolution.

Staff has reviewed the California SHC provisions that a legislative body must follow when processing a street vacation. City staff will adhere to all of the regulations established by the SHC by initiating a proceeding for the proposed street vacation, scheduling a hearing date for the proposed street vacation, and by publishing the required notice of hearing in the local newspaper and posting the same. City staff

recommends City Council adopt a Notice of Intent for the proposed street vacation of a portion of Euclid Avenue between Third Street and 560 feet south Third Street and a portion of Third Street between Euclid Avenue and 300 feet east Euclid Avenue for the date of the public hearing scheduled on October 15, 2024, under the SHC.

Fiscal Impact:

The cost to prepare this staff report is estimated to be \$1,500. There is no fiscal impact associated with the recommended action.

Recommended Action:

Waive the full reading and adopt by title only, “A Resolution of The City of Beaumont Declaring its Intention to Vacate a Portion of Euclid Avenue between Third Street and 560 feet south Third Street and a Portion of Third Street between Euclid Avenue and 300 feet east Euclid Avenue”.

Attachments:

- A. Notice of Vacation Resolution
- B. Vacation Plat and Legal
- C. Draft Euclid Ave and 3rd St Vacation Resolution
- D. SHC General Vacation references