

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF BEAUMONT VACATING THE STREET RIGHT-OF-WAY EASEMENT FROM EUCLID AVENUE BETWEEN E THIRD STREET AND 560 FEET SOUTH E THIRD STREET, AND E THIRD STREET BETWEEN EUCLID AVE AND 300 FEET EAST EUCLID AVENUE**

**WHEREAS**, the City Council initiated a proceeding to vacate the existing street right-of-way within Euclid Avenue and E 3<sup>rd</sup> Street, on October 1, 2024, and at least fifteen days have elapsed since the initiation of such proceedings; and

**WHEREAS**, the City Clerk has set a hearing on this date by fixing the date, hour, and place of the hearing and causing the publishing and posting of the notices required by the California Streets and Highway Code (SHC) 8340 et. seq.

**WHEREAS**, the City wishes to vacate the street right-of-way only if the street vacation conforms to the provisions of the (SHC); and

**WHEREAS**, a notice of the hearing on the proposed street vacation was published for at least two successive weeks prior to the hearing in a daily, semiweekly, or weekly newspaper published and circulated in the City;

**WHEREAS**, at least two weeks before the day set for the hearing, the City posted three conspicuous notices of vacation along the line of Euclid Avenue and E Third Street not more than 300 feet apart;

**WHEREAS**, SHC Section 8340 requires that the legislative body determine if reservation of existing utility easements is required in the right of way that is to be vacated, and in this case, reservation of such existing utility easement is required; and

**WHEREAS**, SHC Section 8320 requires the legislative body to schedule and hold a public hearing on the street is to be vacated and to hear evidence presented by anyone who has opposition to the street vacation; and

**WHEREAS**, SHC Section 8324 allows the legislative body to determine based on the evidence whether the street is unnecessary for present or prospective public use, and if such a finding is made the street may be vacated by adopting a resolution to vacate the street; and

**WHEREAS**, Staff recommends the street vacation of Euclid Ave and E Third Street to proceed if the City Council makes the required findings.

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Beaumont does authorize the vacation of Euclid Avenue and E Third Street per the following provisions:

**Provision 1.** All existing public utility easements are hereby reserved within area of Euclid Avenue and E Third Street being vacated.

**Provision 2.** This resolution along with the legal description and plat for the vacation of Euclid Avenue and E Third Street, in the form attached hereto as Exhibit “A” and made a part hereof by this reference, shall be recorded with the Riverside County Clerk Recorder’s Office by the City Clerk.

**MOVED, PASSED AND ADOPTED** this 5th day of November 2024.

AYES:

NOES:

ABSTAIN:

ABSENT:

By: \_\_\_\_\_  
David Fenn, Mayor, City of Beaumont

ATTEST:

Elaine Morgan  
CITY CLERK

By: \_\_\_\_\_

EXHIBIT "A"  
(attach legal description and plat)

DRAFT