



## REPORT TO CITY COUNCIL

**DATE:** JUNE 25, 2014

**TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** GREG RAMIREZ, CITY MANAGER 

**BY:** RAMIRO ADEVA, DIRECTOR OF PUBLIC WORKS/CITY ENGINEER 

**SUBJECT:** ADOPT RESOLUTION NO. 14-1752; SUMMARILY VACATING A SEVEN-FOOT A PORTION OF THE EASEMENT FOR ROAD PURPOSES LOCATED WITHIN APN 2055-022-072 ON LAPWORTH DRIVE IN AGOURA HILLS

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In February 2014, staff was contacted by the property owner (Shahnaz B. Bina) of a vacant parcel located on Lapworth Drive (APN 2055-022-072), requesting the City vacate seven (7) feet of an existing 57-foot-wide roadway easement for Lapworth Drive (private street) that was transferred from the County of Los Angeles to the City at the time of incorporation. As shown on the attached exhibit, the 57-foot-wide easement is located adjacent to the westerly property line. The original roadway easement was established before incorporation and was based on the County General Plan. Given the fact the amount of roadway is in excess of the current General Plan of the City, the portion of the easement in question is no longer needed. (see attached Resolution, Exhibits "A" & "B").

Section 8300 et seq of the California Streets and Highways Code allows for a summary vacation of the seven foot-wide portion of the roadway easement since the easement is not in use nor maintained by the City. However, there are utility easements within the same area of the roadway easement. Therefore, the underlying easements for the utilities shall be preserved.

### RECOMMENDATION:

Staff respectfully recommends that the City Council:

1. Adopt Resolution No. 14-1752, which makes the findings required by the Streets and Highways Code and orders the vacation of the 7-foot-wide portion of roadway easement on the property located within APN 2055-022-072 on Lapworth Drive; and
2. Authorize the City Clerk to record the resolution with the Los Angeles County Recorder.

Attachments: Resolution No. 14-1752  
Exhibits "A" and "B" – Portion of Lapworth Drive Easement to be Vacated

**RESOLUTION NO. 14-1752**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, SUMMARILY VACATING A SEVEN-FOOT PORTION OF THE EASEMENT FOR ROAD PURPOSES LOCATED WITHIN ASSESSOR'S PARCEL NUMBER 2055-022-072 ON LAPWORTH DRIVE IN AGOURA HILLS.**

**THE CITY COUNCIL OF THE CITY OF AGOURA HILLS HEREBY FINDS, RESOLVES, AND ORDERS AS FOLLOWS:**

**Section 1.** The northeasterly 7 feet of Lapworth Drive, lying within parcel 1 of parcel map no. 8511, in the City of Agoura Hills, County of Los Angeles, State of California, as per map filed in Book 98, Pages 22 and 23 of parcel maps in the office of the County Recorder, shows as "Private and future street" in said parcel map as described in the attached Exhibits A & B, shall be, and is hereby, vacated. Such vacation is made pursuant to Chapter 4, Section 8330 of the California Streets and Highway Code which provides the authority and the procedure for vacating easements which exceed the needs of the City as established by the City General Plan.

**Section 2.** The City Council finds the dedication of said easement no longer necessary.

**Section 3.** The City Council finds that any and all easements for utilities, public and private, in place on the vacated portion of said easement that are in use or that will be affected by the vacation shall remain until so vacated by said utilities.

**Section 4.** Pursuant to Section 2381 of the Streets and Highways Code of the State of California, the City Council finds and determines the right-of-way proposed for vacation is not useful as non-motorized transportation facilities.

**Section 5.** That portion of land, as described in Section 1 and in attached Exhibits A, shall be recorded as vacated from this date forward as it no longer serves the needs of the City as established by the City General Plan.

**PASSED, APPROVED, AND ADOPTED** this 25<sup>th</sup> day of June, 2014, by the following vote to wit:

AYES: ( )  
NOES: ( )  
ABSENT: ( )  
ABSTAIN: ( )

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William D. Koehler, Mayor

ATTEST:

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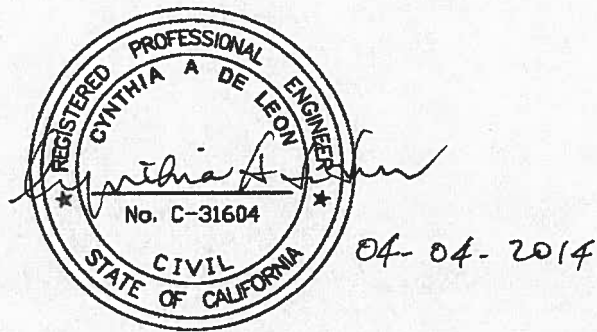
Kimberly M. Rodrigues, City Clerk

EXHIBIT A

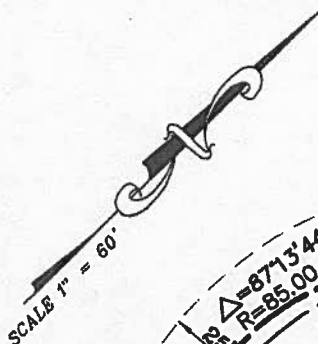
STREET EASEMENT VACATION

THE NORTHEASTERLY 7 FEET OF LAPWORTH DRIVE, LYING WITHIN PARCEL 1 OF PARCEL MAP NO. 8511, IN THE CITY OF AGOURA HILLS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP FILED IN BOOK 98, PAGES 22 AND 23 OF PARCEL MAPS IN THE OFFICE OF THE COUNTY RECORDER, SHOWN AS "PRIVATE AND FUTURE STREET" IN SAID PARCEL MAP.

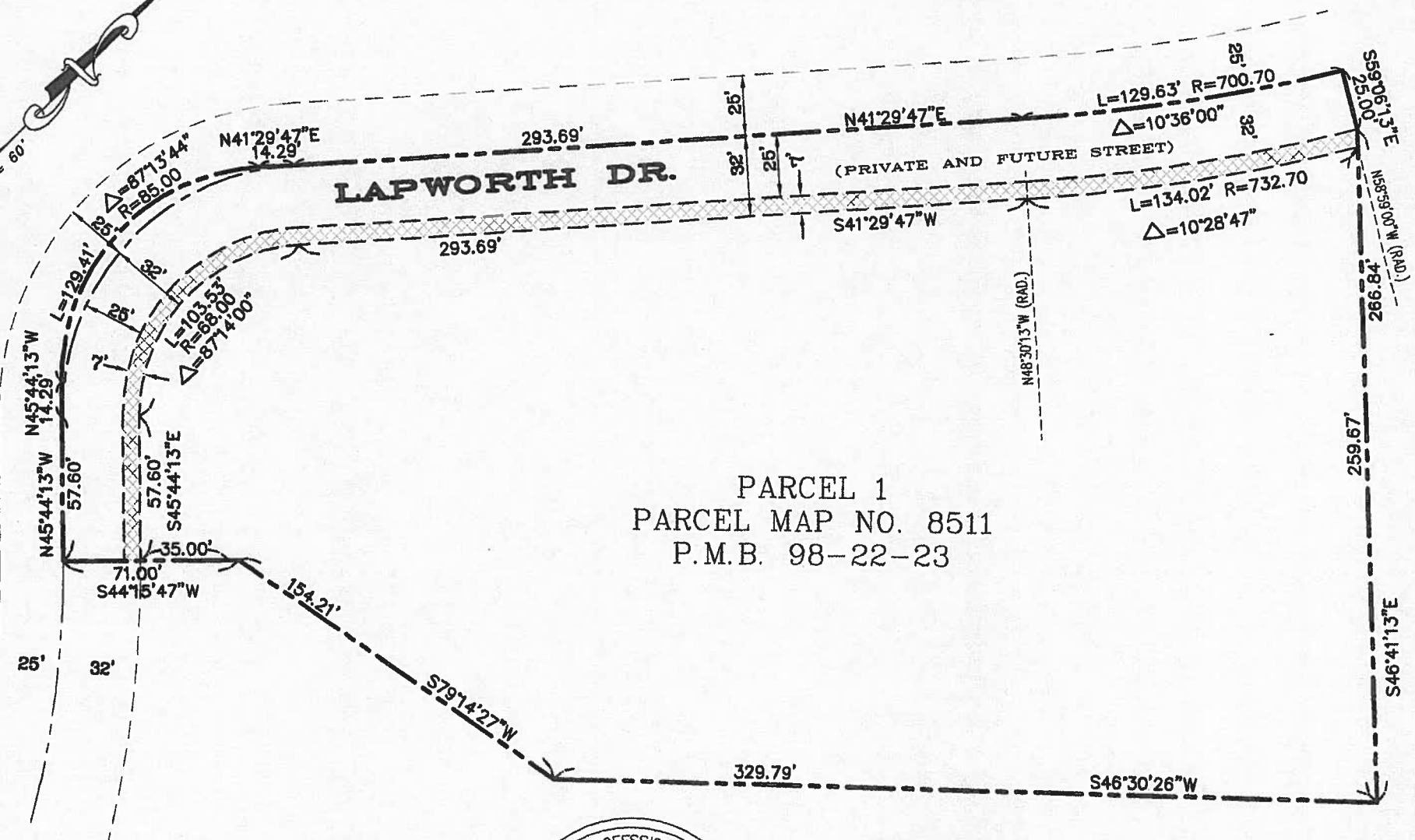
AS SHOWN ON EXHIBIT B, ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.



Exp. 12-31-14



SCALE 1" = 60'



PARCEL 1  
 PARCEL MAP NO. 8511  
 P.M.B. 98-22-23

**LEGEND:**



STREET EASEMENT TO BE VACATED



04-04-2014

TITLE:		<b>EXHIBIT B</b>	
		APN: 2055-022-072 (LAPWORTH DR.)	
CLIENT:	BRIGITTE BINA	JOB NO.:	13- 7408
SCALE:	1" = 60'	DATE:	04/04/14
DESIGNED BY:	F.G. / W.G.	REVISION (S):	
DRAWN BY:	RZD	 <b>CIVIL ENGINEERING &amp; LAND SURVEYING</b> 347 S. ROBERTSON BLVD. BEVERLY HILLS, CALIFORNIA 90211 TEL. (310) 658-0871 FAX (310) 658-0848 info@mglansur.com www.mglansur.com	SHEET 1
CHECKED BY:	C.D.L.		OF 1 SHEET