

**Recording Requested by:**

**City Clerk  
City of Lemoore  
119 Fox Street  
Lemoore, CA 93245**

**Per Government Code 6103 – No Fee**

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**RESOLUTION NO. 2007-42**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
LEMOORE ABANDONING LODGE WAY IN LEMOORE**

At a Regular Meeting of the City Council of the City of Lemoore duly called and held on November 6, 2007 at 7:30 p.m. on said day, it was moved by Councilmember \_\_\_\_\_ seconded by Councilmember \_\_\_\_\_ and carried that the following Resolution be adopted:

**WHEREAS**, the Council of the City of Lemoore adopted Resolution No. 2007-36 declaring the intention of the City Council to abandon Lodge Way, a stub street south of Castle Way in the Avalon Subdivision, at their Regular Meeting of September 4, 2007. Notice of said proposed street abandonment has been posted upon the said street right of way in accordance with Section 8320 et.seq. of Streets and Highway Code of the State of California, and publication of the said Resolution of Intention and of the time and place of the public hearing set herein having been published in the manner prescribed by law pursuant to the Public Streets, Highways, and Service Easements Vacation Law (Streets and Highway Code Section 8300 et.seq.); and

**WHEREAS**, the waterline in the abandonment area, which is not used, will be removed; and

**WHEREAS**, the sanitary sewer line located in the abandonment area will be realigned within the abandonment area to accommodate the future improvement to be constructed upon said site. A ten-foot wide public utility easement will be reserved from the north property line and a five-foot public utility easement will be reserved from the east property line of the abandonment pursuant to Section 8340 of the Streets and Highway Code; and

**WHEREAS**, the proposed street abandonment affects and touches certain properties shown on Exhibit A; and

**WHEREAS**, the abandonment will create a parcel zoned medium density residential that conforms to the General Plan building intensity standards; and

**WHEREAS**, the parcel will be deeded to the Lemoore Redevelopment Agency for the construction of an affordable single-family residence; and

**WHEREAS**, on October 16, 2007, the City Council of the City of Lemoore, after notice given by said posting and publishing as provided by law, held a public hearing of all persons interested in, or objection to, said proposed abandonment. The City Council of the City of Lemoore continued the public hearing to November 6, 2007. The City Council of the City of Lemoore, from all evidence submitted at said public hearing, found that the abandonment as described in the Resolution of Intention will serve a greater public good by (1) being converted into a residential lot; (2) constructing an affordable housing unit upon the lot; (3) making the neighborhood look complete; and so should be vacated and abandoned as hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED**, that (1) the City Council of the City of Lemoore does hereby determine that Lodge Way, as shown on Exhibit A is hereby ordered abandoned; (2) a parcel zoned medium density residential is created; and (3) the parcel will be deeded to the Lemoore Redevelopment Agency for the construction of an affordable single-family residential unit.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the City Clerk shall cause a certified copy of this Resolution, attested by the City Clerk, under seal of the City, to be duly recorded in the County Recorder's office of the County of Kings, State of California, together with a true copy of the legal description and map attached hereto as Exhibits A and B.

Passed and adopted at a Regular Meeting of the City Council of the City of Lemoore held on the 6<sup>th</sup> day of November 2007, by the following vote:

**AYES:**

**NAYS:**

**ABSENT:**

**ABSTAIN:**

**APPROVED:**

\_\_\_\_\_  
**John F. Murray, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Nanci C. O. Lima, City Clerk**

**CERTIFICATE**

**STATE OF CALIFORNIA )**

**COUNTY OF KINGS** ) ss.  
**CITY OF LEMOORE** )

I, Nanci C. O. Lima, City Clerk of the City of Lemoore do hereby certify the foregoing Resolution of the City Council of the City of Lemoore was duly passed and adopted at a Regular Meeting of the City Council held on November 6, 2007.

**DATED:** November 7, 2007

Nanci C. O. Lima, City Clerk