
File ID: 2026-00984

5/19/2026

Second Time Extension to Complete Condition of the Vacation for Resolution 2023-0171, Vacation of Public Roadway Easement, Altos Avenue, Proceeding No. VAC23-0001

File ID: 2026-00984

Location: 300 El Camino Avenue, District 2

Recommendation: Adopt a **Resolution** approving the time extension of Resolution No. 2023-0171 to satisfy the required vacation conditions.

Contact: Thomas Adams, Project Manager, (916) 808-7929, tadams@cityofsacramento.org; Chad Copeman, Supervising Engineer, (916) 808-1158, ccopeman@cityofsacramento.org; Ofelia Avalos, Engineering Services Manager, (916) 808-5054, oavalos@cityofsacramento.org; Department of Public Works

Presenter: None

Attachments:

- 1-Description/Analysis
- 2-Resolution 2023-0171
- 3-Resolution 2025-0099
- 4-Resolution

Description/Analysis

Issue Detail: The applicant for the vacation of a public roadway easement, submitted under Application No. VAC23-0001 with the Department of Public Works, has requested an additional one-year extension to complete the condition of vacation identified in Section 3 of Resolution No. 2023-0171. The resolution provides a two-year period to satisfy the required condition, which is set to expire on May 31, 2025, after which the resolution becomes void unless extended by the City Council.

City Council previously approved a one-year extension through Resolution No. 2025-0099, extending the condition of vacation to May 31, 2026. The applicant has submitted the required materials to the Department of Public Works to complete the condition; however, the necessary elements will not be finalized prior to the current expiration date.

Policy Considerations: The Council action recommended in this report is consistent with the

General Plan and Streets and Highways Code upon which Resolution No. 2023-0171 was approved.

Economic Impacts: None.

Environmental Considerations: The Community Development Department, Environmental Planning Services Division has reviewed this vacation/abandonment of the public highway easement and determined that this is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15305, as a Minor Alteration in Land Use Limitation. The project consists of the minor alteration in land use limitations with an average slope of less than 20%, which does not result in any changes in land use or density.

Sustainability: Not applicable.

Commission/Committee Action: None.

Rationale for Recommendation: Approval of the requested second time extension is necessary to complete the vacation and to provide additional time for the applicant to satisfy the condition required under Resolution No. 2023-0171. Staff has reviewed the request and recommends that the City Council approve a second, one-year extension to allow completion of the vacation condition identified in Section 3 of Resolution No. 2023-0171.

Financial Considerations: The applicant is responsible for all fees to process this application at no cost to the City.

Local Business Enterprise (LBE): Not applicable.

RESOLUTION 2023-0171

Adopted by the Sacramento City Council

May 30, 2023

Vacation of Public Roadway Easement, Altos Avenue, Proceeding No. VAC23-0001

BACKGROUND

- A. The property owner at 300 El Camino Avenue, which owns and operates the mini-mart gas station, has requested the vacation of the 40-foot wide, 366-foot long, public roadway easement to improve public health and safety around the parcel. A reservation for a public service easement will accompany the vacation for the purpose of preserving the existing utility facilities within the area requested for vacation.
- B. The vacation request of the public 40-foot wide public roadway easement will be conditioned to remove the driveway and construct a new curb, gutter and sidewalk along with reserving a public service easement.
- C. The City's Department of Utilities and other utility agencies support this vacation request.
- D. The City of Sacramento's Planning Director reviewed this vacation proceeding pursuant to Sacramento City Code 17.912.030 and State of California Government Code Section 65402 and concluded that this vacation is consistent with the City of Sacramento's 2035 General Plan.

BASED ON THE FACTS SET FORTH IN THE RECITALS, THE CITY COUNCIL RESOLVES AS FOLLOWS:

SECTION 1.

The 40-foot wide public roadway easement, more specifically described in Exhibit A and Exhibit B of this Resolution, is unnecessary for present or prospective public use and are vacated subject to the condition specified in Section 3 and the reservation in Section 4.

SECTION 2.

The vacation of the public roadway easement more specifically described in Exhibit A and Exhibit B, is made pursuant to the State of California Streets and Highways Code, Division 9, Part 3, Chapter 1-3, Sections 8300-8325.

SECTION 3.

The vacation is subject to the following condition:

- a. The applicant is required to remove the existing driveway along El Camino Avenue and construct a new curb, gutter and sidewalk to the satisfaction of the Department of Public Works.

SECTION 4.

Pursuant to Streets and Highways Code Section 8306 and 8340, the City of Sacramento reserves a public service easement which is more specifically described in Exhibits A and B of this resolution, for all the purposes and reasons described in Streets and Highways Code Sections 8306 and 8340 including, but not limited to, the right at any time, or from time to time, to construct, maintain, operate, replace, remove, or renew any public service facilities in, upon, or over and across the subject property to be vacated.

SECTION 5.

The City Council finds that the vacation has been submitted to and reported on by the City of Sacramento's Planning Director and finds that the vacation is consistent with the City of Sacramento's 2035 General Plan.

SECTION 6.

The condition specified in Section 3 of this Resolution must be completed within two years of the date of this Resolution or said Resolution shall become void unless the City Council grants discretionary time extensions. Once the condition listed in Section 3 of this Resolution has been satisfied, the City Clerk shall cause a certified copy of this Resolution, attested by City Clerk under seal to be recorded. The vacation shall be effective when a City designee records this Resolution in the office of the County Recorder.

SECTION 7.

Exhibit A and Exhibit B are incorporated into and made part of this resolution.

TABLE OF CONTENTS:

Exhibit A – Legal Description of Public Roadway Easement Area to be Vacated

Exhibit B – Plat/Map of Public Roadway Easement Area to be Vacated

Adopted by the City of Sacramento City Council on May 30, 2023, by the following vote:

Ayes: Members Guerra, Jennings, Kaplan, Maple, Loloee, Talamantes, Valenzuela, Vang, and Mayor Steinberg

Noes: None

Abstain: None

Absent: None

Attest:  06/12/2023

Mindy Cuppy, City Clerk

The presence of an electronic signature certifies that the foregoing is a true and correct copy as approved by the Sacramento City Council.

EXHIBIT "A"
DESCRIPTION
A Portion of Altos Avenue
Public Roadway Easement Vacation

All that real property located in the City of Sacramento, County of Sacramento, State of California, being a portion of Altos Avenue, said avenue shown on the Plat of *NORTH SACRAMENTO SUBDIVISION No. 10*, filed for record on April 4 the year 1916 in Book 15 of Maps, Map No. 31, said portion being bounded and more particularly described as follows:

All that portion of said Altos Avenue lying easterly of the east line of Grove Avenue, a fifty foot roadway, lying southerly and southeasterly of the southwest, southeast, and east lines of Block 9, lying southerly of the south line of El Camino Avenue, a sixty foot roadway, and lying northerly and northwesterly of the northwest line of the Northern Electric Railway Company, all shown on said plat of North Sacramento Subdivision No. 10, said portion containing approximately 13,139 square feet.

RESERVING AND EXCEPTING THEREFROM, pursuant to the provisions of Sections 8306 and 8340 of the State of California Streets and Highway Code, over the above described Public Roadway Easement Vacation area, a Public Service Easement and right-of-entry thereon to construct, maintain, operate, replace, remove, renew, and enlarge existing services in place within the abandoned area, or which from time to time may be placed therein.

See Exhibit "B", plat attached hereto and made part hereof by this reference.

END DESCRIPTION

RSW 02-28-2023

Robert W. Snow
State of California Licensed Land Surveyor



RESOLUTION 2025-0099

Adopted by the Sacramento City Council

April 29, 2025

Time Extension to Complete Condition of the Vacation for Resolution 2023-0171, Vacation of Public Roadway Easement, Altos Avenue, Proceeding No. VAC23-0001

BACKGROUND

- A. The approved Resolution 2023-0171, Vacation of Public Roadway Easement, Altos Avenue located in Council District 2, provides the City Council may grant a time extension to complete the condition of vacation specified in said resolution of vacation.
- B. Resolution No. 2023-0171 states that the resolution of vacation shall become void if the condition of vacation to remove and construct new frontage improvements as specified in Section 3 is not completed in the specified two-year time period, which will expire on May 31, 2025, unless a time extension is granted by City Council.

BASED ON THE FACTS SET FORTH IN THE RECITALS, THE CITY COUNCIL RESOLVES AS FOLLOWS:

SECTION 1.

The time extension for completing the condition of vacation required by Section 3 of Resolution No. 2023-0171 is hereby granted and will expire on May 31, 2026.

Adopted by the City of Sacramento City Council on April 29, 2025, by the following vote:

Ayes: Members Dickinson, Guerra, Jennings, Kaplan, Maple, Pluckebaum, Talamantes, Vang, and Mayor McCarty

Noes: None

Abstain: None

Absent: None

Attest:  05/08/2025

Mindy Cuppy, City Clerk

The presence of an electronic signature certifies that the foregoing is a true and correct copy as approved by the Sacramento City Council.

RESOLUTION 2026-XXXX

Adopted by the Sacramento City Council

May 19, 2026

Second Time Extension to Complete Condition of the Vacation for Resolution 2023-0171, Vacation of Public Roadway Easement, Altos Avenue, Proceeding No. VAC23-0001

BACKGROUND

- A. Resolution No. 2023-0171, Vacation of Public Roadway Easement, Altos Avenue located in Council District 2, provides that the City Council may grant a time extension to complete the condition of vacation specified in said resolution of vacation.
- B. Resolution No. 2023-0171 states that the resolution of vacation shall become void if the condition of vacation to remove and construct new frontage improvements as specified in Section 3 is not completed in the specified two-year time period, which was set to expire on May 31, 2025, unless a time extension is granted by City Council.
- C. Resolution No. 2025-0099 was approved by City Council on April 29, 2025, and granted a one-year time extension to complete a condition of Resolution No. 2023-0171 that will expire May 31, 2026, unless a time extension is granted by City Council.
- D. The City of Sacramento's Planning Director reviewed this vacation proceeding pursuant to Sacramento City Code 17.912.030 and State of California Government Code Section 65402 and concluded that this vacation is consistent with the City of Sacramento's 2040 General Plan.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

SECTION 1.

Based upon substantial evidence present in the record of the proceedings regarding this matter, City Council hereby makes the following findings:

- A. The time extension for completing the condition of vacation required by Section 3 of Resolution No. 2023-0171 is hereby granted and will expire on May 31, 2027.

Adopted by the Sacramento City Council on May 19, 2026, by the following vote:

Ayes: Members X, X, X, X, X, X, X, X, X, and Mayor X

Noes: None

Abstain: None

Absent: None

Attest: _____
Mindy Cuppy, City Clerk

The presence of an electronic signature certifies that the foregoing is a true and correct copy as approved by the Sacramento City Council. [Italics, Justified, Sentence Case] [Font Size 10]