



Agenda Date: 12/18/2007  
Agenda Placement: 6S  
Continued From: December 4, 2007

## NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

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**TO:** Board of Supervisors  
**FROM:** Michael Stoltz for Robert Peterson - Director  
Roads Department  
**REPORT BY:** Martha Burdick, Public Works Admin Manager, 259-8188  
**SUBJECT:** Summary abandonment of an irrevocable offer of right-of-way-Poetry Inn property

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### **RECOMMENDATION**

Director of Public Works requests adoption of a resolution summarily vacating an irrevocable offer of dedication of a right-of-way, off of Silverado Trail in the vicinity of Yountville Cross Road, as recorded on April 2, 1980 in Book 11 for Assessor Parcel Nos. 032-070-014, 032-070-017, 032-070-019 and 032-070-025.

**(CONTINUED FROM DECEMBER 4, 2007)**

### **EXECUTIVE SUMMARY**

The requested action will abandon the County's ability to accept an offer of right-of-way made originally in 1979 and never accepted by the County. Abandonment of the irrevocable offer will have no effect on any private easements across the properties. County staff sees no future public necessity for the right-of-way.

### **FISCAL IMPACT**

Is there a Fiscal Impact?                      No

### **ENVIRONMENTAL IMPACT**

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

### **BACKGROUND AND DISCUSSION**

Adoption of the resolution will abandon an irrevocable offer of right-of-way. This offer was originally made to the County by Nadine and Arthur Standridge. The offer was a condition of a minor subdivision approved in 1979. The County has not acknowledged nor accepted the offer. The offer was recorded via the owner's statement on the Parcel Map which completed the minor subdivision. The Map was eventually recorded on April 2, 1980 in Book 11 of Parcel Maps at page 38.

Between 1974 and 1979, as a condition of every land division, building permit, Use Permit, and lot line adjustment, County policy required irrevocable dedications of rights-of-way, but did not require acceptance of the dedicated rights-of-way into the County-maintained road system at that time. This policy was implemented so that the County could guarantee standard width access to properties within the subject land, as well as to adjacent properties, if the County chose to accept the rights-of-way in the future.

Current practice is to abandon the County's rights to the offers of dedication when the affected property owners request such abandonment, as long as the County has not accepted the right-of-way and sees no future public necessity for the right-of-way.

Cliff Lede, the current owner of the affected properties, has requested the County to abandon this offer. Abandonment of the irrevocable offer will have no affect on any private easements across the properties. Staff sees no future public necessity for the right-of-way. The abandonment will only eliminate the County's right to accept the offer in the future.

This item was continued from the the December 4, 2007 calendar to re-verify the accuracy of the parcel descriptions. This has been done, and the Board letter and recommendation remain the same as originally submitted.

### **SUPPORTING DOCUMENTS**

A . Resolution

CEO Recommendation: Approve

Reviewed By: Helene Franchi