



Agenda Date: 7/19/2005
Agenda Placement: 6F

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Kim Henderson for Robert Peterson - Director
Public Works
REPORT BY: Larry Bogner, Civil Engineer, 253-4351
SUBJECT: Abandonment of unused road right-of-way-North Fork Crystal Springs Road

RECOMMENDATION

Director of Public Works requests adoption of a resolution summarily vacating a portion of North Fork Crystal Springs Road.

EXECUTIVE SUMMARY

This abandonment will remove a public road right-of-way from a private property, which has never been used for road or utility purposes, and where there is no potential for future uses for this purpose.

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

In December, 1889 Mr. and Mrs. W. F. Burke and Mrs. J. B. Bruck granted to the County a right-of-way, for road purposes from what is today State Highway 29 near Bale Lane across the valley floor up to and including what is now the North Fork of Crystal Springs Road. This right-of-way was deeded by the recordation of an indenture in

Book 45 of Deeds at Page 441. In December, 1893 the Board of Supervisors accepted Petition No. 202 realigning portions of Crystal Springs Road.

In 1986, Glen and Gayle Cook purchased Assessor's Parcel No. 021-030-023 for which portions of the road created by the 1889 indenture and the 1893 petition passed through the property where the Cooks live. Stoney Springs Winery is also located on the parcel.

The Cook's title insurance shows their property being encumbered by the public right-of-way created by the indenture and the petition. The encumbrance is adjacent to the Cook's house and through the winery. The proposed road abandonment will release the Cook's property from the encumbrance. The abandonment will have no impact on the County road. There are no public utilities within the right-of-way being abandoned, thus this action will have no impact to public utilities.

SUPPORTING DOCUMENTS

- A . Resolution
- B . Plat of Description

CEO Recommendation: Approve

Reviewed By: Andrew Carey