



**AGENDA SUMMARY PAGE**  
**RECOMMENDING COMMITTEE MEETING OF: OCTOBER 14, 2008**

DEPARTMENT: CITY ATTORNEY  
DIRECTOR: BRADFORD R. JEBBIC

Consent  Discussion

**SUBJECT:**  
Bill No. 2008-48 Updates the notice requirements and approval procedures for vacating rights-of-way, easements and government patent reservations. Proposed by: Jorge Cervantes, Director of Public Works

**Fiscal Impact**

No Impact  Augmentation Required  
 Budget Funds Available

**Amount:**  
**Funding Source:**  
**Dept./Division:**

**PURPOSE/BACKGROUND:**

This bill will update the notice requirements and approval procedures for vacating rights-of-way, easements and government patent reservations. The notice requirements will be brought into alignment with the requirements of State law. In addition, the bill will give final approval authority for the vacation of easements and government patent reservations to the Planning Commission, as authorized by State law.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2008-48

Motion made by RICKI Y. BARLOW to Approve as DO PASS

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0  
LOIS TARKANIAN, RICKI Y. BARLOW; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

**Minutes:**

CHIEF DEPUTY CITY ATTORNEY STEED stated the current Code has provisions for a Vacation item to be heard by the Planning Commission then forwarded to City Council with a recommendation and final action being taken by City Council. In reviewing State law and with this ordinance, the City Council will determine final action on items relating to dedicated streets and the Planning Commission will have such discretion on items relating to easements or government patent reservations. JOSE CERVANTES, Director of Public Works, supports the ordinance and staff recommends approval.