

DEPARTMENT: Public Works

By: James Petropulos

Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION:

(Policy Item: Yes No)

2084945

Conduct a public hearing for the proposed closure and abandonment of a portion of Hayward Road pursuant to Sections 8320 through 8325 of the Streets and Highways Code.

The Board of Supervisors may, by resolution, vacate the portion of Hayward Road which is in the County-maintained mileage system and described as follows:

All that portion of a County road known as "Hayward Road", that lies southwesterly of the most southerly line of a County road known as Ranchito Drive and bears southwesterly through Section 31, Township 3 South, Range 15 East; Section 36, Township 3 South, Range 14 East; Section 1, Township 4 South, Range 14 East; Section 6, Township 4 South, Range 15 East, all situated in Mount Diablo Base and Meridian, and is bounded on the southwest by the Mariposa-Merced County line, all lying within Mariposa County, State of California.

Staff recommends that the Board vacate the above-described portion of Hayward Road for the following reasons:

1. The County road does not provide the primary access to occupied properties
2. Traffic is intermittent and of very low volume

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Merced County approved a resolution December 12, 2000 to cease maintenance of Fields Road and to restrict access by gates including one proposed at the intersection of Hayward and Fields roads. Merced County is also negotiating with either Stanislaus or Tuolumne counties regarding the closure of their portions of Fields Road. These actions will render Hayward Road a dead end. Mariposa County proposes to place a gate at the intersection of Hayward and Ranchito roads thus eliminating the dead end with through traffic routed to Ranchito Road.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. Do no approve. Possible creation of an isolated dead end subject to vandalism and illegal trash disposal.
2. Continued maintenance expense for a portion of the road with little reason to be in the maintained mileage system.

COSTS: (X) Not Applicable
A. Budgeted current FY> \$ _____
B. Total anticipated Costs> \$ _____
C. Required additional funding> \$ _____
D. Internal transfers> \$ _____

SOURCE: () 4/5th Vote Required
A. Unanticipated revenues> \$ _____
B. Reserve for contingencies> \$ _____
C. Source description: > _____
Balance in Reserve Contingencies, If Approved:
\$ _____

SPECIAL INSTRUCTIONS:

2084945 #

List the attachments and number the pages consecutively:

- 1. Resolution _____
- 2. Legal Description _____
- 3. Site Map _____
- _____
- _____
- _____
- _____
- _____

CLERK'S USE ONLY

Res. No.: 0133 Ord. No.: _____
Vote - Ayes: _____ Noes: _____
Absent: _____ Abstained: _____

Approved Denied
 Minute Order Attached No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office

Date: _____

ATTEST: _____
MARGIE WILLIAMS, Clerk of the Board

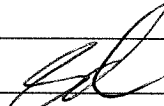
By: _____
Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:

- Recommended
- Not Recommended
- For Policy Determination
- Submitted with Comment
- Returned for Further Action

Comment: _____

C.A.O. Initials:  _____



COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

DOUG BALMAIN, CHAIRMAN	DISTRICT II
ROBERT C. STEWART, VICE-CHAIRMAN	DISTRICT III
PATTI A. REILLY	DISTRICT I
GARRY R. PARKER	DISTRICT IV
BOB PICKARD	DISTRICT V



MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JIM PETROPULOS, PUBLIC WORKS DIRECTOR
 FROM: MARGIE WILLIAMS, Clerk of the Board *MW*
 SUBJECT: CLOSURE AND ABANDONMENT OF A PORTION OF HAYWARD ROAD
 Res. No. 01-33

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on February 6, 2001

ACTION AND VOTE:

9:59 a.m. Jim Petropulos, Public Works Director;

A) **PUBLIC HEARING** for the Closure and Abandonment of a Portion of Hayward Road

BOARD ACTION: Jim Petropulos presented the staff report.

Public portion of the hearing was opened, and input was provided by the following:

Tom Gookin, one of the property owners in the area, stated he feels that if Hayward Road is left open, it will dead-end into Fields Road and the problems will continue that are being experienced on Fields Road. He stated he supports this closure.

Lyle Turpin commented on the vandalism and illegal dumping problems, and he stated there are no residences in this area. He asked how much county-maintained road mileage is included in this action. Jim Petropulos stated it may be as much as two miles; however, they have other candidates that could be included. Lyle stated he supports the recommendation.

Public portion of the hearing was closed and the Board commenced with deliberations. (M)Parker, (S)Stewart, Res. 01-33 adopted authorizing the abandonment of the portion of Hayward Road that lies west of Ranchito Road, northeast of Fields Road and northwest of the Don Pedro Subdivision, with the finding that the abandonment is consistent with the goals, policies, and general land uses of the Mariposa County General Plan/Ayes: Balmain, Stewart, Parker, Pickard; Excused: Reilly. Hearing was closed.

cc: Jeff Green, County Counsel
 File

MARIPOSA COUNTY RESOLUTION NO. 01-33

**RESOLUTION AUTHORIZING THE ABANDONMENT OF A PORTION OF HAYWARD ROAD
THAT LIES WEST OF RANCHITO ROAD; NORTHEAST OF FIELDS ROAD, LOCATED
NORTHWEST OF THE DON PEDRO SUBDIVISION**

WHEREAS, the Board of Supervisors gave notice of a Public Hearing and said Public Hearing was held on February 6, 2001.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Mariposa, State of California, as follows:

Pursuant to Section 8320 through 8325 of the Streets and Highways Code of the State of California, that approximately 2.11 miles of roadway presently maintained by the County, located in the Don Pedro subdivision of Mariposa County, more particularly described in Exhibit "A" attached, is found, after notice of Public Hearing, unnecessary for present and prospective public convenience on the basis that traffic is intermittent and of low volume and that the County road does not provide primary access to occupied properties and hereby abandon County road maintenance. This abandonment shall extinguish any existing easements as provided by Streets and Highways Code Section 8325.

PASSED AND ADOPTED by the Board of Supervisors of Mariposa County this 6th day of February, 2001, by the following vote:

AYES:	BALMAIN, STEWART, PARKER, PICKARD
NOES:	NONE
ABSENT:	REILLY
ABSTAINED:	NONE

Doug Balmain

 DOUG BALMAIN, CHAIR
 Board of Supervisors

ATTEST:

Margie Williams

 MARGIE WILLIAMS
 Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Jeffrey G. Green

 JEFFREY G. GREEN
 County Counsel

EXHIBIT "A"**ABANDONMENT OF A PORTION OF
HAYWARD ROAD BETWEEN
THE MARIPOSA-MERCED COUNTY LINE**

All that portion of a County road known as "Hayward Road", that lies southwesterly of the most southerly line of a County road known as Ranchito Drive and bears southwesterly through Section 31, Township 3 South, Range 15 East; Section 36, Township 3 South, Range 14 East; Section 1, Township 4 South, Range 14 East; Section 6, Township 4 South, Range 15 East, all situated in Mount Diablo Base and Meridian, and is bounded on the southwest by the Mariposa-Merced County line, all lying within Mariposa County, State of California.

LA GRANGE

Mered County will close & gate Fields Rd at this location

SR 132

PROPOSED GATE

FIELDS RD

MERCED

Mariposa County maintains this portion of Hayward Rd.

Hayward Rd

APPROX. MARIPOSA CO LINE

4694

RANCHITO DR.

Donny proposes closing Hayward Rd from the intersection to the Co line.

SR 132

TO CULTEVILLE

N



Recorded at the request of
INTER COUNTY TITLE COMPANY

When recorded, return to:

Mariposa County
Department of Public Works
4639 Ben Hur Road
Mariposa, CA 95338

DOC#: **2084945**



00002084945

Titles: 1 Pages: 7

Fees	0.00
Taxes	0.00
Others	0.00
PAID	<u>0.00</u>

**MARIPOSA COUNTY RESOLUTION NO. 01-33
ABANDONMENT OF A PORTION OF HAYWARD ROAD**



COUNTY OF MARIPOSA
PLANNING DEPARTMENT

5100 BULLION STREET • POST OFFICE BOX 2039
MARIPOSA, CALIFORNIA 95338-2039
209 . 966 . 0302 • FAX 209 . 742 . 5024

Eric Jay Toll, Director
etoll@sierratel.com

MEMORANDUM

Date: February 6, 2001
To: Board of Supervisors
From: Eric Jay Toll, Director Mariposa Planning Agency
Topic: General Plan conformance finding

Pursuant to Government Code §65402, the Mariposa Planning Agency has reviewed the proposed abandonment for the abandonment of a portion of Hayward Road and finds the project is consistent with the goals, policies, and general land uses of the Mariposa County General Plan.