

Affidavit of Publication

GARDEN GROVE CITY COUNCIL

RESOLUTION NO. 9750-22

STATE OF CALIFORNIA }
COUNTY OF ORANGE } SS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE, CALIFORNIA, DECLARING ITS INTENTION TO VACATE AND ABANDON THACKERY AVENUE AND ALLEY NORTH OF TWINTREE AVENUE, WEST OF HARBOR BLVD., AND SETTING A PUBLIC HEARING THEREON

I am a citizen of the United States; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principle clerk of the printer of ORANGE COUNTY NEWS, a newspaper of general circulation, published ONCE WEEKLY in the city of GARDEN GROVE, County of ORANGE, which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of ORANGE, State of California under the date of March 20, 1964, Case Number A-31502; that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

The City Council of the City of Garden Grove hereby finds, determines, declares, and resolves as follows:

WHEREAS, the public right-of-way known as Thackery Avenue and Alley, a public street commencing on Twintree Avenue to the south and terminating in a cul-de-sac on the north end, approximately 450 linear feet away; and

WHEREAS, Thackery Avenue and Alley previously served as the access to single-family homes and business; and

WHEREAS, those homes and businesses were purchased and demolished by either the City and/or former Garden Grove Agency for Community Development as part of a project to develop a hotel development; and

WHEREAS, pursuant to the development agreement, the Former Agency was obligated to fund and demolish the alley and a portion of Thackery Avenue; and

WHEREAS, the subject public right-of-way, described in the legal description in Exhibit "A" and depicted in Exhibit "B" hereto, is no longer necessary for current or prospective public street purposes, or as a non-motorized transportation facility; and

WHEREAS, pursuant to Chapter 3 of Part 3 of Division 9 of the Streets and Highways Code, Sections 8320 et seq., the City Council is authorized on its own initiative to initiate proceedings for vacation of public streets that are no longer necessary for current or prospective public street purposes or as a non-motorized transportation facility; and

WHEREAS, pursuant to Streets and Highway Code Section 8312, the City Council is authorized to vacate all or a portion of a public street within the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDEN GROVE, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

August 17, 2022, August 24, 2022

SECTION 1. The foregoing recitals are true and correct and are incorporated by reference herein.

SECTION 2. It is the intention of the City Council to vacate and abandon Thackery Avenue and Alley commencing on Twintree Avenue to the south and terminating in a cul-de-sac on the north end.

SECTION 3. It is the intention of the City Council to find that Thackery Avenue and Alley commencing on Twintree Avenue to the south and terminating in a cul-de-sac on the north end and described in Exhibits "A" and "B" hereto is unnecessary for present or prospective public street purposes, or as a non-motorized transportation facility.

SECTION 4. The City Council hereby sets a public hearing to be held on September 13, 2022, at 6:30 pm, or as soon hereafter as possible, in the Council Chambers of the City Council of the City of Garden Grove located at 11300 Stanford Avenue, Garden Grove, California, 92840. At this hearing, all interested persons may introduce evidence and testimony pertaining to the proposed vacation. At the conclusion of the hearing the City Council shall determine, from all evidence submitted, whether or not the proposed vacation is in the public interest.

That said newspaper was regularly issued and circulated on those dates.

SIGNED:

Orange County News

SECTION 5. Notice of the Public Hearing shall be published, posted, and mailed in accordance with the requirements of Street and Highways Code Sections 8320, et seq., as follows:

(a) The City Clerk is directed to cause a copy of this Resolution to be published in a weekly newspaper, published and circulated in Garden Grove for at least two successive weeks prior to the time set herein for the public hearing.

(b) The Director of Public Works is directed to post, or cause to be posted, notice of vacation conspicuously along the line of the portions of the street to be vacated, not more than 300 feet apart, but at least at three locations thereon.

Subscribed to and sworn by me this 24th day of August 2022.

SECTION 6. The City elects to proceed under the provision of Chapter 3, Part 3, Division 9 (Section 8320 et seq.) of the California Streets and highway Code.

Adopted this 9th day of August 2022.

ATTEST: /s/ STEVE JONES
MAYOR
/s/ LIZABETH VASQUEZ
DEPUTY CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS:
CITY OF GARDEN GROVE)

00007270 00121867

I, LIZABETH VASQUEZ, Deputy City Clerk of the City of Garden Grove, do hereby certify that the foregoing Resolution was duly adopted by the City Council of the City of Garden Grove, California, at a meeting held on August 9, 2022, by the following vote:

75 LEGAL
OCN-CITY OF GARDEN GROVE
P.O. BOX 3070
GARDEN GROVE, CA 92842

AYES: COUNCIL MEMBERS: (7) BRIETIGAM, O'NEILL, BUI, KLOPFENSTEIN, NGUYEN K., NGUYEN D., JONES
NOES: COUNCIL MEMBERS: (0) NONE
ABSENT: COUNCIL MEMBERS: (0) NONE

/s/ LIZABETH VASQUEZ
DEPUTY CITY CLERK

**EXHIBIT "A"
LEGAL DESCRIPTION
PUBLIC STREET VACATION**

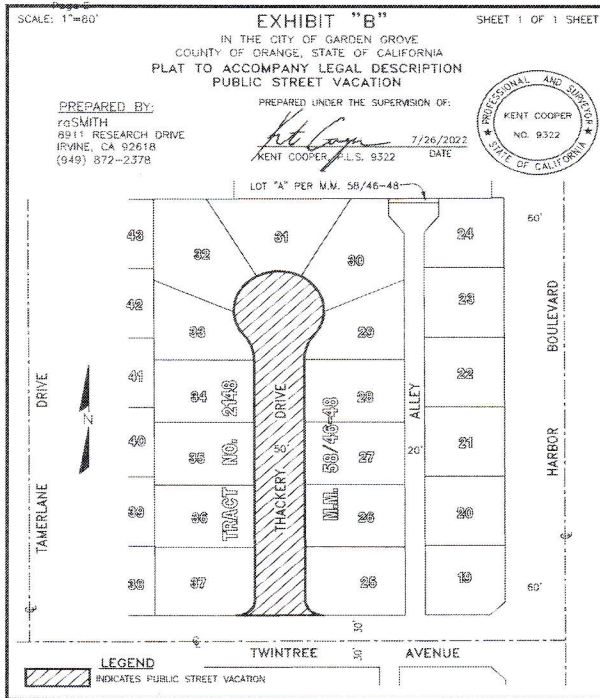
THACKERY DRIVE, IN THE CITY OF GARDEN GROVE, COUNTY OF ORANGE, STATE OF CALIFORNIA, AS SHOWN ON A MAP OF TRACT NO. 2148 FILED IN BOOK 58, PAGES 46, 47 AND 48 OF MISCELLANEOUS MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

THIS DESCRIPTION WAS PREPARED
BY ME OR UNDER MY DIRECTION:

Kent Cooper
KENT COOPER, P.L.S. 9322
EXPIRES 3-31-23

Garden Grove City Council
Resolution No. 9750-22



**EXHIBIT "A"
LEGAL DESCRIPTION
PUBLIC ALLEY VACATION**

THAT CERTAIN ALLEY ADJOINING LOTS 19 THROUGH 30, INCLUSIVE OF TRACT NO. 2148, IN THE CITY OF GARDEN GROVE, COUNTY OF ORANGE, STATE OF CALIFORNIA, AS SHOWN ON A MAP THEREOF FILED IN BOOK 58, PAGES 46, 47 AND 48 OF MISCELLANEOUS MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

THIS DESCRIPTION WAS PREPARED
BY ME OR UNDER MY DIRECTION:

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