

January 9, 2007

Marin County Board of Supervisors  
3501 Civic Center Drive  
San Rafael, CA 94903

**SUBJECT:** Resolution vacating a portion of the School Road Easement, unincorporated Novato, adjacent to APN 143-341-34.

Dear Board Members:

**RECOMMENDATION:** Approve and authorize the President to execute the Resolution vacating a portion of the School Road Easement, unincorporated Novato.

**SUMMARY:** An application has been processed for vacation of a portion of the School Road Easement as shown on "Parcel Map of the Lands of Ballard being a Resubdivision of Lots 20 & 21 Rancho De Novato, Marin Co., California" filed for record on November 30, 1972 in Book 8 of Parcel Maps at Page 2, Marin County Records. The property adjacent to said easement is Assessor's Parcel No. 143-341-34. The applicant and owner of the subject property, Carol Burns, is requesting the abandonment to eliminate encroachment issues of the residence in the easement area that existed prior to the easement being granted. The easement has never been improved or used for the purposes intended.

A public notice was distributed to the appropriate public utility companies, adjacent neighbors and county staff. No negative comments were received. Therefore, a Resolution of Vacation has been prepared for adoption under Streets and Highways Code §8330 et. seq. (Public Streets, Highways and Service Easements Vacation Law). County Counsel has previously reviewed and approved the language contained in the enclosed Resolution.

**FISCAL IMPACT:** None.

<b>REVIEWED BY:</b>	<input type="checkbox"/> Auditor Controller	<input checked="" type="checkbox"/> N/A
	<input checked="" type="checkbox"/> County Counsel	<input type="checkbox"/> N/A
	<input type="checkbox"/> Human Resources	<input checked="" type="checkbox"/> N/A

Respectfully submitted,

Terry Toner  
Chief Real Property Agent