

CITY OF SAN ANSELMO

RESOLUTION NO. 1212

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN ANSELMO AUTHORIZING AND ORDERING THE ACQUISITION OF A RIGHT OF WAY BY AND THROUGH EMINENT DOMAIN PROCEEDINGS, OF CERTAIN REAL PROPERTY IN THE CITY OF SAN ANSELMO OWNED BY SUNNY HILLS (ORPHANAGE AND FARM) A NON-PROFIT CORPORATION AND OCCUPIED BY THE REDHILL SHOPPING CENTER, WHICH PROPERTY ABUTS ON SIR FRANCIS DRAKE BOULEVARD AND IS COMMONLY KNOWN AS ARBOR ROAD.

WHEREAS, the City of San Anselmo, County of Marin, State of California, is a municipal corporation of the sixth class of the State of California, and

WHEREAS, the public interest, welfare, safety and necessity require that said City acquire a right of way or easement over the hereinafter described real property to be used as a public street or thoroughfare for the use of the general public so as to permit and allow commercial property fronting on Sir Francis Drake Boulevard to have vehicular access to another street from the rear of said properties to alleviate traffic congestion on Sir Francis Drake Boulevard, and

WHEREAS, the real property hereinafter described is situated on the easterly side of Sir Francis Drake Boulevard and runs easterly from its junction with said boulevard and is the most southerly parcel of property owned by the Sunny Hills Orphanage and Farm under lease to the Redhill Shopping Center, which said property is more particularly delineated on the plat attached hereto and marked Exhibit "A", and

WHEREAS, Parcel One of the property hereinafter described is presently being used for vehicular traffic for the patrons of said

Redhill Shopping Center and is subject to an easement in favor of the San Anselmo School District for vehicular and other accesses to and from a public school. Parcel Two is presently unused, and

WHEREAS, the use by Sunny Hills Orphanage and Farm, Redhill Shopping Center, and the San Anselmo School District is of lesser public interest than the use of said property as a public street and thoroughfare,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the foregoing recitals are true in fact.
2. That the public interest, convenience, safety, welfare and necessity require the acquisition by the City of San Anselmo of a right of way or easement in, over and upon the following described real property under the power of eminent domain for the construction and maintenance thereon of a public street or thoroughfare for the benefit of the public, and to alleviate traffic congestion on Sir Francis Drake Boulevard; said property is all that real property in the City of San Anselmo, County of Marin, State of California, and more particularly described as follows:

PARCEL ONE

Beginning at the most southerly corner of Lot A, as shown on that certain map entitled Subdivision of Lands of Sunny Hills, recorded in Marin County Records in Book 13, Page 69, of Official Maps on May 10, 1966, thence along the southerly boundary of said Lot A north 83° 09' east 138.93 feet, thence northeasterly along a curve bearing to the left having a radius of 320.00 feet 177.23 feet to a point of tangency thence leaving said southerly boundary north 38° 35' west 40 feet to a point on the northerly boundary of a right of way easement

thence along said northerly boundary of said 40 foot right of way easement southerly and to the right along a curve having a radius of 280.00 feet for a distance of 155.08 feet, thence south 83° 09' west to a point on the southwesterly boundary of Parcel A which bears north 52° 04' 50" west of the point of beginning, said line being the northerly line of Sir Francis Drake Blvd., thence south 52° 04' 50" east to the point of beginning; said parcel being a strip of land uniformly 40 feet in width along the southerly boundary of Parcel A as shown on the aforementioned map.

PARCEL TWO

Beginning at the most southerly corner of Lot B, as shown on that certain map entitled Subdivision of Lands of Sunny Hills recorded in Marin County Records in Book 13, page 69, of Official Maps on May 10, 1966, thence along the southerly boundary of said Lot B north 84° 38' 25" west 227.09 feet, thence leaving said southerly boundary north 5° 21' 35" west to a point on the southerly boundary of Lot A as shown on the above map; thence south - westerly along said boundary to the most southerly corner of Lot A; thence south 52° 04' 50" east 3.81 feet to the point of beginning, being a portion of Lot B, as shown on the aforementioned map.

3. That the City Attorney of the City of San Anselmo is hereby ordered and directed to commence eminent domain proceedings against the owners of said land and of any and all other interests therein or claim thereto for the condemnation thereof for the public use of the City of San Anselmo, as aforesaid.

IN WITNESS of the passage of the foregoing resolution in the form and manner prescribed by law, we the members of the City Council

present and voting for the passage of this resolution, have here-  
unto set our hands this 23 day of April, 1968.

*Anita Gannon*

ANITA GANNON  
City Clerk

I hereby certify that Resolution No. 1212 was duly passed and adopted by  
the City Council at their meeting held April 23, 1968 by the following  
vote:

Ayes Councilmen: Capurro, Scott, Ragan

Noes Councilmen: Reed, Anderson

*Anita Gannon*  
ANITA GANNON, CITY CLERK



PARCEL "A"

PARCEL "B"

SIR FRANCIS DRAKE

ARBOR ROAD

PORTION PARCEL "B"

$R = 280.00'$   
 $L = 155.08'$   
 $\Delta = 31^{\circ}44'$

$R = 320.00'$   
 $L = 177.23'$   
 $\Delta = 31^{\circ}44'$

$S 83^{\circ} 09' W. 179.25'$   
 $N. 83^{\circ} 09' E. 138.93'$

$N. 84^{\circ} 38' 25" W. 227.09'$

$N 38^{\circ} 35' W. 40'$

$N 5^{\circ} 21' 35" W.$

AREAS

- 13,009.20 SQ. FT. ARBOR ROAD.
- 3,700± SQ. FT. PORTION PARCEL "B".

DATA BASED ON SUBDIVISION MAP OF SUNNY HILLS : BK. 13, P. 69. (O.M.) & EASEMENT VOL. 2033, P. 38.

CITY OF SAN ANSELMO  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF ENGINEERING

LANDS TO BE ACQUIRED  
FOR ROADWAY PURPOSES

DRAWN BY: J.O'R	DESIGNED BY:	DATE 4-16-68
SCALE: 1" = 40'	APPROVED: <i>C. P. Little</i> CITY ENGINEER	DRAWING NO. 1-A-122

EXHIBIT A