



## CONSENT CALENDAR

### City of San Bernardino Request for Council Action

**Date:** September 18, 2024

**To:** Honorable Mayor and City Council Members

**From:** Rochelle Clayton, Acting City Manager;  
Kenneth Chapa, Director of Economic Development

**Department:** Economic Development

**Subject:** **Authorization to Proceed with Investigation and Analysis for Proposed Street Vacation #15.30-442, a Portion of Iola Place (Ward 2)**

#### **Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize staff to proceed with an investigation and analysis for the proposed vacation, #15.30-442, of a portion of Iola Place.

#### **Executive Summary**

The recommended action authorizes Staff to begin an investigation and analysis for the proposed street vacation of Iola Place. A petition to vacate a portion of Iola Place was received on March 25, 2024, from GGF III, LLC. The stated reason for the petition to vacate this portion of Iola Place is to enable the property owner to more effectively manage the site and deter the expansion of homeless encampments. The vacation will provide enhanced site control and mitigate blight on the property.

#### **Background**

Streets and Highways Code (SHC) section 8312, gives a city legislative body the power to vacate all or part of an alley and sets forth the procedures by which the power to vacate may be executed. The requested street vacation would be conducted under the General Vacation Procedures outlined in SHC sections 8320 through 8325. First, a legislative body may initiate proceedings either on its own initiative or upon a petition or request of an interested person or persons. The initiation of proceedings starts with fixing the date, hour, and place of the hearing, followed by publishing and posting of notices prior to the hearing. After the hearing, if the legislative body finds that the street described in the notice of hearing or petition is unnecessary for present or prospective public use, the legislative body may adopt a resolution vacating the street. The street vacation is then recorded with the County Recorder's office.

A petition to vacate a portion of lola Place was received on March 25, 2024, from GGF III, LLC. The stated reason for the petition to vacate this portion of lola Place is to enable the property owner to more effectively manage the property and deter the expansion of homeless encampments.

### **Discussion**

If authorization is given to proceed, an investigation and analysis will begin and all City departments, County Fire, and utility providers will be notified of the proposal and will be provided an opportunity to comment on any conflicts and/or potential issues or concerns.

Future actions by the City will consist of:

- Resolution of Intention by the Mayor and City Council setting a Public Hearing pursuant to Streets and Highway Code Section 8320
- Publication of Notices of Vacation pursuant to Streets and Highways Code Sections 8322 & 8323
- Public Hearing and Resolution of Vacation pursuant to Streets and Highways Code Section 8324
- Recordation of the Resolution of Vacation pursuant to Streets and Highways Code Section 8325

### **2021-2025 Strategic Targets and Goals**

This project is consistent with Key Target No. 2d: Develop and implement a community engagement plan. Public Hearings conducted in response to requests for street vacations provide an opportunity for surrounding property owners and members of the public to engage with the Mayor and City Council, provide input through public comments, and share in the discussion regarding vacating the public right of way.

### **Fiscal Impact**

There is no fiscal impact to the General Fund associated with this action. The applicant has paid \$1,020 in fees to cover the related expenses. The applicant will pay an additional \$1,020 in fees once the Public Hearing has been scheduled.

### **Conclusion**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize staff to proceed with an investigation and analysis for the proposed vacation, #15.30-442, of a portion of lola Place.

### **Attachments**

Attachment 1 - Legal Description and Plat Map

Attachment 2 - Aerial Map

### **Ward:**

Second Ward

**Synopsis of Previous Council Actions:**

None