

Resolution No. \_\_\_\_\_

Resolution of Intention of the Council of the City of Palo Alto to Call an Election to Submit the Question of Discontinuance of a Portion of El Camino Park as Dedicated Parkland and Setting June 10, 2024 for a Public Hearing for Protests

RECITALS

- A. The area known as El Camino Park is dedicated for park, playground, recreation, or conservation purposes, as codified at Palo Alto Municipal Code (PAMC) section 22.08.230. A legal description of El Camino Park is codified as Exhibit A-19 to PAMC Title 22 and is attached as **Exhibit A** to this resolution.
- B. Article VIII of the Charter of the City of Palo Alto requires that “[n]o land heretofore or hereafter dedicated for such purposes shall be sold or otherwise disposed of, nor shall its use be abandoned or discontinued except pursuant to majority vote of the electorate. Any election and related procedures under Article VIII shall conform to the provisions set forth in general law as it existed January 1, 1965, except that the council may call such election by majority vote.” The Charter includes the “provisions set forth in general law” in Appendix A to the Charter of the City of Palo Alto.
- C. The City intends to ask the voters whether a portion of El Camino Park shall be discontinued as dedicated parkland. The area proposed for discontinuance is described and shown in **Exhibit B** to this resolution and is approximately 0.33 acres.
- D. The City intends that the area to be discontinued would be used to build a road connecting the adjacent Palo Alto Transit Center with El Camino Real. This would allow buses to shorten the drive time to and from the Transit Center and would encourage use of public transportation, among other benefits.
- E. The project would also include multiple pedestrian and bicycle improvements adjacent to or near the proposed transit connection, including at the intersection of Quarry Road and El Camino Real.

NOW, THEREFORE, the Council of the City of Palo Alto does RESOLVE as follows:

SECTION 1. The City Council finds that the public interest or convenience requires the discontinuance of the use of the land described in **Exhibit B** as a public park, and the City Council intends to call a special election to submit the question of discontinuance to the city electors.

SECTION 2. THEREFORE, IT IS ORDERED that a public hearing shall be held on June 10, 2024, at 5:30 pm, or as soon thereafter as the matter may be heard, at the Council Chambers of City Hall, located at 250 Hamilton Avenue, Palo Alto, at which the Council shall hear protests to the proposed discontinuance and give any objections due consideration, provided that any such protest must be made in writing and delivered to the Office of the City Clerk at any time before the hour set for the hearing and in compliance with the protest guidelines attached as **Exhibit C**;

i. IT IS FURTHER ORDERED that the City Clerk and the City’s Park Superintendent or City Manager are directed to give notice of the public hearing in the time and manner provided in Appendix A to the City Charter.

SECTION 3. Environmental Review. The City Council finds the proposed project exempt from the California Environmental Quality Act (CEQA). The proposed project comes within the statutory exemption for “facility extensions not to exceed four miles in length which are required for the transfer of passengers from or to exclusive public mass transit guideway or busway public transit services.” Pub. Res. Code § 21080(b)(12). Due to its fixed location, Caltrain qualifies as an “exclusive public mass transit guideway” service. The proposed project would extend the existing transit center facility by approximately 210 feet, through the intersection of Quarry Road and El Camino Real, to facilitate the transfer of passengers to Caltrain, among other public transit services.

INTRODUCED AND PASSED:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

APPROVED AS TO FORM:

APPROVED:

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
City Manager

\_\_\_\_\_  
Director, Community Services Division

\_\_\_\_\_  
Director, Chief Transportation Official

**Exhibit A**

Legal Description of El Camino Park as Codified in Exhibit A-19 to Title 22 of the Palo Alto Municipal Code

**EXHIBIT A-19 LEGAL DESCRIPTION EL CAMINO PARK**

Beginning at the most northerly corner of that certain 1.194 acre parcel of land described in that certain sublease between the City of Palo Alto and Southern Pacific Railroad Company, dated October 2, 1939; thence S. 17° 13' 57" E. along the westerly line of said parcel 143.13 feet; thence S. 51° 41' 59" E. 421.31 feet; thence northeasterly along a tangent curve to the left, having a radius of 13.64 feet, through a central angle of 90° 00' for an arc length of 21.42 feet to a point of reverse curve; thence southeasterly along a curve to the right, having a radius of 13.64 feet, through a central angle of 90° 00', for an arc length of 21.42 feet; thence S. 51° 41' 59" E. 122.41 feet; thence southerly along a tangent curve to the right, having a radius of 75 feet, through a central angle of 87° 29' 32", for an arc length of 114.53 feet, to a point of reverse curve; thence southerly along a tangent curve to the left, having a radius of 300 feet, to a point of reverse curve; thence southerly along a tangent curve to the left, having a radius of 300 feet, to a point of compound curve; thence continuing southerly along a tangent curve to the left, having a radius of 68 feet, through a central angle of 20° 03' 52" for an arc length of 23.81 feet, to a point of reverse curve; thence southwesterly, along a reverse curve to the right having a radius of 33.40 feet, through a central angle of 77° 52' 04", for an arc length of 45.39 feet, to a non-tangent point on the northeasterly line of El Camino Real; thence northwesterly, along said northeasterly line, the following courses and distances: N. 51° 13' 12" W. 566.52 feet; N. 42° 20' 20" W. 80.45 feet; along a curve to the left, having a radius of 1333 feet through a central angle of 8° 24' 00", for an arc length of 195.43 feet; N. 51° 08' W. 68.39 feet; along a tangent curve to the right, having a radius of 900 feet, through a central angle of 11° 08' 21", for an arc length of 174.97 feet; N. 39° 59' 39" W. 317.82 feet; along a tangent curve to the left, having a radius of 72 feet, through a central angle of 73° 09' 21", for an arc length of 91.93 feet; N. 45° 58' 59" W. 436.48 feet; N. 41° 16' 13" W. 151.00 feet; along a curve to the right, having a radius of 102 feet, through a central angle of 16° 19' 30", for an arc length of 29.06 feet, to a point of compound curve, along a curve to the right, having a radius of 12 feet, through a central angle of 90° 08' 53", for an arc length of 18.88 feet; N. 31° 10' 38" W. 85.53 feet; N. 51° 31' 10" W. 123.49 feet; N. 49° 31' 31" W. 69.11 feet to a point in the centerline of San Francisquito Creek; thence leaving said northeasterly line of El Camino Real, and running along the centerline of said creek S. 85° 56' 59" E. 164.52 feet and N. 62° 31' 01" E. 77.22 feet, to a point on the southwesterly line of the Southern Pacific right-of-way; thence southeasterly along the southwesterly line S. 51° 35' 10" E. 7.93 feet; S. 51° 41' 59" E. 797.87 feet and S. 46° 56' 10" E. 602.08 feet; thence S. 38° 18' 01" W. 60.00 feet to the point of beginning. Excepting therefrom the following described portion of Palo Alto Avenue: Beginning at the northerly terminus of the above described as "having a radius of 12 feet, through a central angle of 90° 08' 53", for an arc length of 18.88 feet"; thence easterly along a compound curve to the right, having a radius of 182 feet, through a central angle of 19° 27' 55", an arc length of 61.83 feet; thence N. 81° 46' 56" E. 59.63 feet; thence N. 84° 40' 59" W. along said right-of-way line 86.96 feet; thence S. 84° 40' 05" W. 192.23 feet; thence westerly along a curve to the right, having a radius of 382 feet, through a central angle of 7° 50' 24", an

arc distance of 52.27 feet; thence S. 31° 10' 38" E. 85.53 feet to the point of beginning. Also excepting therefrom that portion thereof described in Resolution No. 5802 of the City of Palo Alto recorded July 16, 1980 in Book F442 of Official Records at Page 707, records of Santa Clara County, California. Also excepting therefrom that certain 0.551 acre parcel described as follows: Commencing at the intersection of the southwesterly line of the Southern Pacific Railroad Company's right-of-way, 230 feet in width, (as described in that certain easement of Leland Stanford to the Southern Pacific Railroad Company, dated November 23, 1892, and recorded October 28, 1915, in Volume 435 of Deeds at page 244, Santa Clara County Records, in which the bearing of said line is called North 51 28' West, which is also the southwesterly line of that certain easement (Palo Alto Agreement No. 224) granted by the Southern Pacific Railroad Company to the City of Palo Alto by Agreement dated October 2, 1939, and recorded November 27, 1939, in Book 954 of Official Records, page 567, Santa Clara County Records), with the center line of University Avenue produced southwesterly, as said University Avenue exists 75 feet in width (said intersection being the most easterly point of Parcel 1 as described in that certain lease of the Board of Trustees of Leland Stanford Junior University of the City of Palo Alto (Palo Alto Lease No. 3) dated June 10, 1915, and recorded by Stanford University on September 23, 1915, in Vol. P of Leases at page 333 et seq., Santa Clara County Records, in which the bearing of said line is called North 51 45" West); thence North 51 45' West along said southwesterly line a distance of 467.50 feet to the intersection of said line of right-of-way with the center line of Lytton Avenue (prolonged); a distance of 81.00 feet to a point on the southwesterly most line of Parcel No. 2, City of Palo Alto Agreement No. 46, dated October 2, 1939, and recorded October 30, 1939, in Book 951 of Official Records, page 580, Santa Clara County Records, which point is the true point of commencement; thence South 51 45' East, along said southwesterlymost line, a distance of 25.00 feet; thence South 38 15' West a distance of 120.00 feet; thence North 51 45' West a distance of 200.00 feet; thence North 38 15' East a distance of 120.00 feet to a point on the above mentioned southwesterlymost line of Parcel No. 2; thence South 51 45' East a distance of 175.00 feet along said line to the true point of commencement.

NOT YET APPROVED

**Exhibit B**

Legal Description of the Area Proposed for Discontinuance  
*(See following pages)*



**EXHIBIT "B"**  
Legal Description

**PARK DISCONTINUANCE AREA**  
A Portion of El Camino Park, Palo Alto, CA

Real property in the City of Palo Alto, County of Santa Clara, State of California, described as follows:

Being a portion of Park Parcel 1, as said Parcel 1 is described in that certain document, recorded on September 6, 2012, as Document 21840095, Official Records of Santa Clara County, more particularly described as follows:

**COMMENCING** at the most westerly corner of Palo Alto Station Grounds, as said Station Grounds are described in that certain easement from Leland Stanford to the Southern Pacific Railroad Company, dated November 23, 1892 and recorded October 28, 1915 in Volume 435 of Deeds at Page 244, Official Records of Santa Clara County, said point being marked by a found 3/4" iron pipe with wood plug and tack;

Thence along the northeasterly line of said Park Parcel, South 16°12'28" East, 56.48 feet to the **POINT OF BEGINNING**;

Thence leaving said point and continuing along said northeasterly line, South 16°12'28" East, 86.65 feet to an angle point in said northeasterly line;

Thence along said northeasterly line, South 50°40'30" East, 4.34 feet;

Thence leaving said northeasterly line, South 34°32'43" West, 24.21 feet to the beginning of a tangent curve to the right, having a radius of 273.00 feet;

Thence southwesterly along said curve, through a central angle of 09°40'14", for an arc length of 46.08 feet;

Thence South 44°12'57" West, 49.45 feet, to the beginning of a tangent curve to the left, having a radius of 49.50 feet;

Thence southerly along said curve, through a central angle of 62°46'25", for an arc length of 54.23 feet to the northeasterly line of El Camino Real (State Highway 82);

Thence northwesterly along said northeasterly line, North 41°18'51" West, 2.64 feet; to the beginning of a non-tangent curve, concave to the southwest, having a radius of 1,333.00 feet, with a radial line that bears North 48°17'29" East;

Thence continuing along said northeasterly line and northwesterly along said curve, through a central angle of 04°28'38", for an arc length of 104.17 feet;

Thence leaving said northeasterly line, North 44°14'48" East, 87.93 feet; to the beginning of a tangent curve to the right, having a radius of 260.50 feet;

Thence northeasterly along said curve, through a central angle of 04°48'43", for an arc length of 21.88 feet;

Thence North 49°03'31" East, 59.71 feet, to the beginning of a tangent curve to the left, having a radius of 19.50 feet;

Thence northerly along said curve, through a central angle of 66°09'32", for an arc length of 22.52 feet;

Thence North 29°22'27" East, 14.50 feet to the **POINT OF BEGINNING**.

Containing an area of 13,960 square feet, more or less.

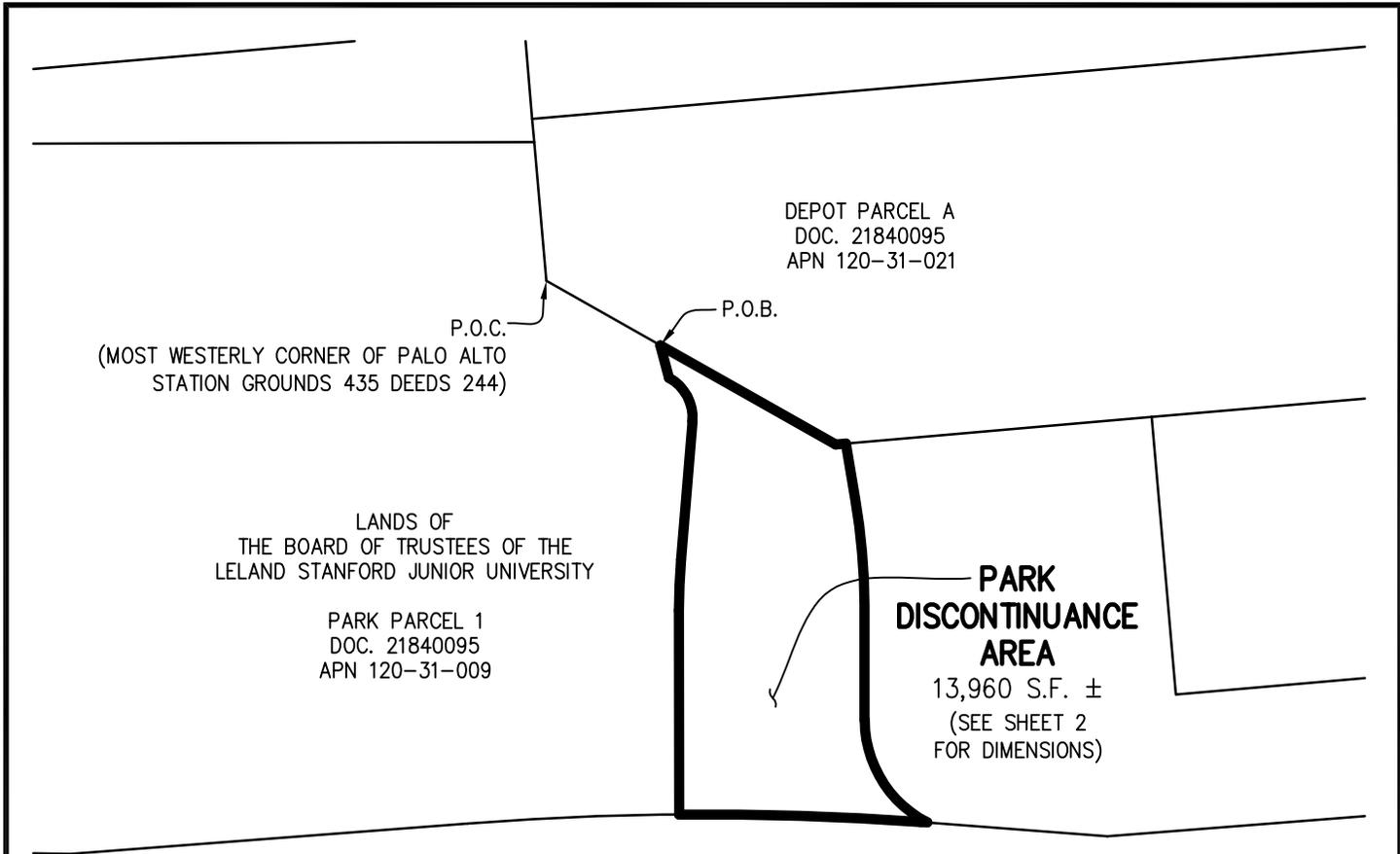
As shown on plat attached hereto and by this reference made a part hereof.



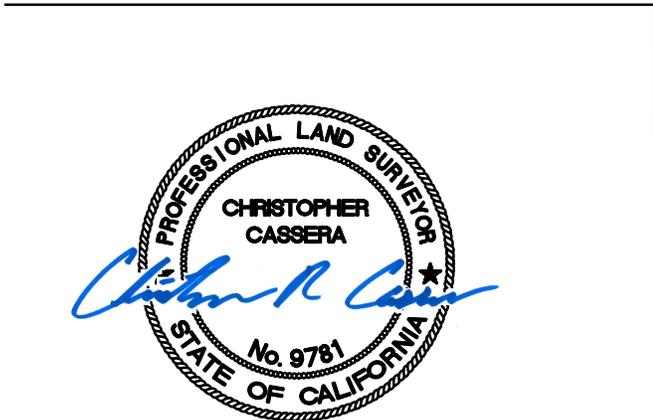
Christopher Cassera  
P.L.S. No. 9781

Date 3/28/2024

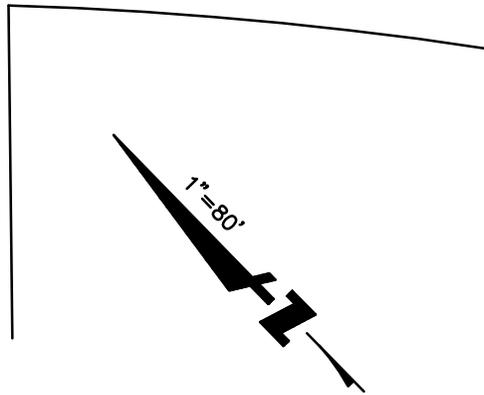




**EL CAMINO REAL**  
(STATE HIGHWAY 82)



**QUARRY ROAD**



**LEGEND**

- APN ASSESSOR'S PARCEL NUMBER
- PER ROLL YEAR 2023-24
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- SQ.FT. SQUARE FEET

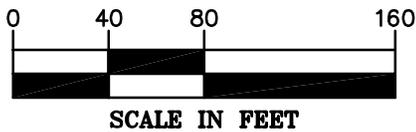
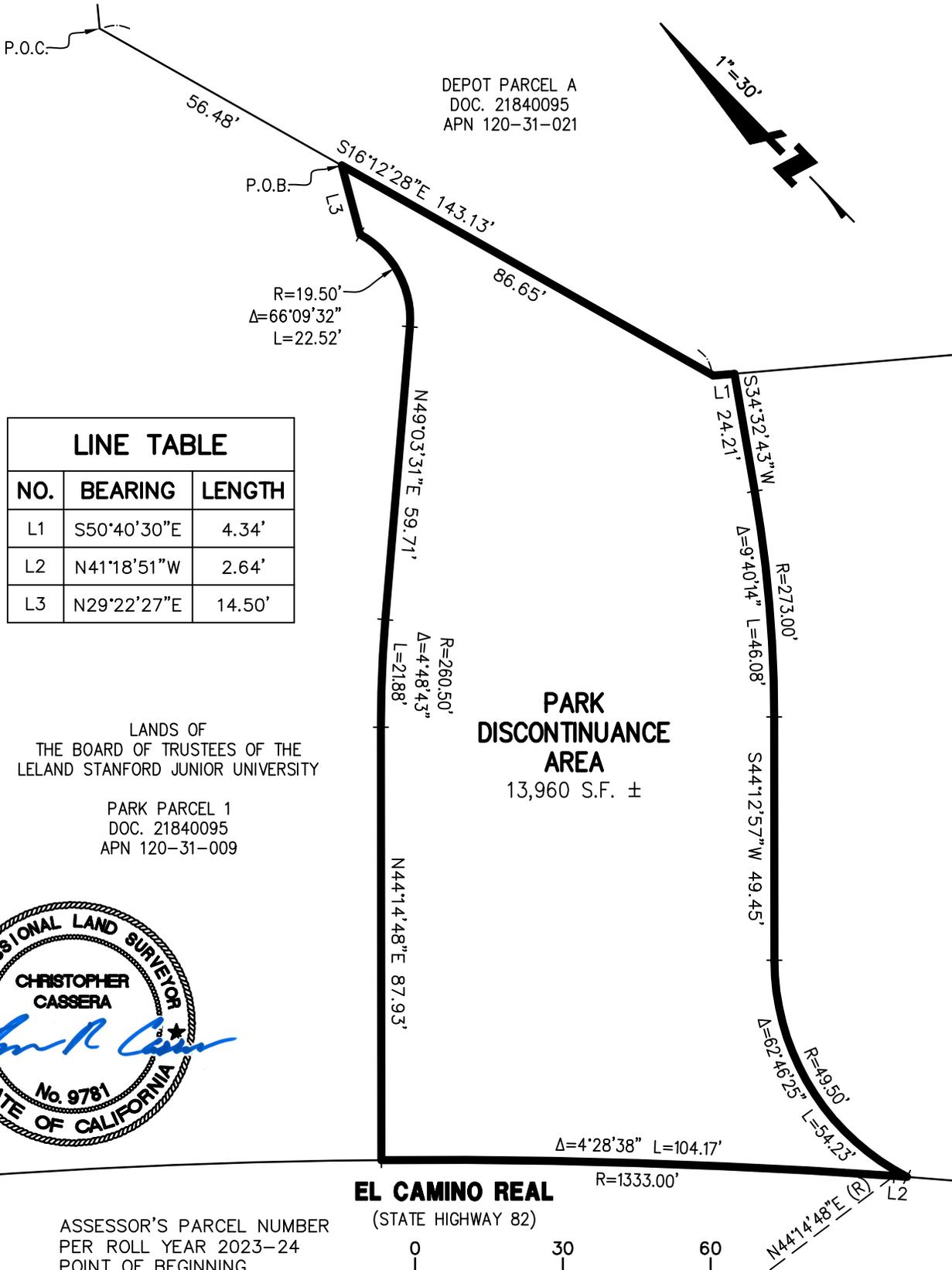


EXHIBIT "B"  
PLAT TO ACCOMPANY  
LEGAL DESCRIPTION



1730 N. FIRST STREET  
SUITE 600  
SAN JOSE, CA 95112  
(408) 467-9100  
www.bkf.com

SUBJECT **PARK DISCONTINUANCE AREA**  
**A PORTION OF EL CAMINO PARK, PALO ALTO, CA**  
JOB NO. 20240028  
BY HJP APPR. CASC DATE 03-28-2024  
1 OF 2



DEPOT PARCEL A  
 DOC. 21840095  
 APN 120-31-021

LINE TABLE		
NO.	BEARING	LENGTH
L1	S50°40'30"E	4.34'
L2	N41°18'51"W	2.64'
L3	N29°22'27"E	14.50'

LANDS OF  
 THE BOARD OF TRUSTEES OF THE  
 LELAND STANFORD JUNIOR UNIVERSITY

PARK PARCEL 1  
 DOC. 21840095  
 APN 120-31-009

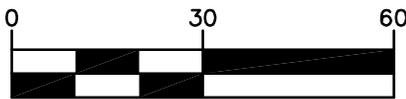
**PARK DISCONTINUANCE AREA**  
 13,960 S.F. ±



**LEGEND**

- APN ASSESSOR'S PARCEL NUMBER
- PER ROLL YEAR 2023-24
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- (R) RADIAL BEARING
- S.F. SQUARE FEET

**EL CAMINO REAL**  
 (STATE HIGHWAY 82)



SCALE IN FEET

EXHIBIT "B"  
 PLAT TO ACCOMPANY  
 LEGAL DESCRIPTION

**BKF**  
 1730 N. FIRST STREET  
 SUITE 600  
 SAN JOSE, CA 95112  
 (408) 467-9100  
 www.bkf.com

SUBJECT **PARK DISCONTINUANCE AREA**  
**A PORTION OF EL CAMINO PARK, PALO ALTO, CA**  
 JOB NO. 20240028  
 BY HJP APPR. CASC DATE 03-28-2024  
2 OF 2

**Exhibit C**  
GUIDELINES FOR THE SUBMISSION OF PROTESTS

Where a resolution of intention has been adopted by the City Council setting a public hearing with respect to the potential discontinuance of land as a public park, the following shall govern the protest process:

**Submission of Protests**

1. Any person may submit a written protest to the City Clerk, either by delivery to the Office of the City Clerk during its business hours or by submitting the protest to the City Clerk (or his or her designee) before the hour set for the public hearing. Protests must be *received* no later than the hour set for the hearing. Protests received after that deadline, even if postmarked or emailed prior to the deadline, cannot be accepted.
2. Each protest must (i) state that it is a protest against the proposed discontinuance of the park dedication, (ii) identify the name of the person making the protest, (iii) identify the person's address (by assessor's parcel number or street address) and (iv) include the signature of the person making the protest.
3. The notice of the public hearing may designate an email address at which written protests will be accepted. If an email address is so designated, the City will treat PDF files sent to the email address as written protests so long as (i) the PDF file contains all information (including a signature) required by these guidelines to be included in a written protest, and (ii) the PDF file is received at the email address no later than the date and time indicated on the notice as the deadline for email submissions.
4. To be valid, signatures on protests sent via email must be provided via either (i) a document that has been signed and scanned, or (ii) an electronically signed document. Emails that do not contain a valid signature, for example emails that close with a typed name, will not be accepted.
5. Although oral comments at the public hearing will not qualify as a formal protest unless accompanied by a valid written protest, the City Council welcomes input from the community during the public hearing on the proposed discontinuance.
6. Any person who submits a protest may withdraw it by submitting to the City Clerk a written request that the protest be withdrawn. The withdrawal of a protest shall contain sufficient information to identify the person who submitted both the protest and the request that it be withdrawn.
7. A protest proceeding is not an election.
8. To ensure transparency and accountability in the protest process, protests are disclosable public records once they are received by the City.

**Receipt of Protests**

1. The City Clerk shall determine the validity of all protests. The City Clerk shall not accept as valid any protest if the City Clerk determines that any of the following conditions exist:

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- a. The protest does not identify all of the information required above.
  - b. The protest does not bear the signature of one or more people.
  - c. The protest does not state its opposition to the proposed discontinuance.
  - d. The protest was not timely received by the City Clerk.
  - e. A request to withdraw the protest is received prior to the hour of the public hearing.
2. The City Clerk's decision that a protest is not valid shall constitute a final action of the City and shall not be subject to any internal appeal.
  3. The City Clerk shall transmit all protests to the City Council in any form that is practicable. If the City Clerk receives no valid protests, it shall declare as such to the City Council.