



County of Sonoma

State of California

Date: _____, 2022

Item Number: _____

Resolution Number: _____

☐ 4/5 Vote Required

**Resolution Of The Board Of Supervisors Of The County Of Sonoma, State Of California,
Revoking Its Authorization Of A Gate Across West Soda Rock Lane, Ordering Its Removal, and
Authorizing Enforcement Action for Non-compliance**

Whereas, West Soda Rock Lane is a public road in the County road maintenance system; and

Whereas, on August 25, 1987, by Resolution No. 87-1634, the Board vacated a portion of West Soda Rock Lane; and

Whereas, on August 8, 1989, by Resolution No. 89-1468, the Board rescinded the prior vacation of a portion of West Soda Rock Lane and authorized the existing electronically operated gate across West Soda Rock Lane to remain erected; and

Whereas, the Board authorized the gate pursuant to its permissive authority under California Streets and Highways Code Section 966, which authority also may be revoked; and

Whereas, the gate and its restriction on public access conflicts with current law, specifically California Vehicle Code Section 21101.6 and case law, and does not serve the public interest.

Now, Therefore, Be It Resolved that the Board takes the following actions:

- A. The Board revokes its prior authorization of the gate.
- B. The Board orders removal of the gate by its owner within 60 days of this Resolution and authorizes enforcement action, including but not limited to the procedures for removal of unauthorized encroachments, in the event the gate is not removed by its owner by the date specified.
- C. The Board finds that the public interest, convenience and necessity will be served by removal of the gate.

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Supervisors:

Gorin:

Rabbitt:

Coursey:

Hopkins:

Gore:

Ayes:

Noes:

Absent:

Abstain:

So Ordered.