

**RESOLUTION OF THE GOVERNING BOARD OF THE
FREMONT-NEWARK COMMUNITY COLLEGE DISTRICT**

RESOLUTION NO. 3/05-06

RECITALS

- A. Ohlone Community College District owns certain real property known as Anza Street.
- B. As part of the Site Safety Project, the original driveway, Witherly Lane, was incorporated into the new roadway created by the project (Anza Street).
- C. Witherly Lane residents now travel the new access roadway for ingress and egress of their properties.
- D. Pursuant to Education Code Sections 81310, et. seq., the governing board may grant an easement on property belonging to the school district which is not needed for school classroom buildings.
- E. The property is not needed for school classroom buildings.
- F. The Board of Trustees has previously approved a Dedication of Easement to the Owners of Neighboring Property on Witherly Lane (September 12, 2001);

RESOLVED

- 1. The above recitals are true.
- 2. Ohlone Community College District wishes to amend the previously approved easement agreement with neighbor Michael and Cynthia Leahy to include ingress and egress to their established nonsectarian independent secondary high school.
- 3. **THEREFORE, BE IT RESOLVED** that the Ohlone Community College District Board of Trustees grants an amended easement to the Leahy's to allow access to their school.

This Resolution was adopted by the following vote:

AYES:

ABSTENTIONS:

NOES:

ABSENT:

BOARD OF TRUSTEES OF THE OHLONE
COMMUNITY COLLEGE DISTRICT

BY _____
President of the Board of Trustees
Authorized Agent of the Board of Trustees of the
Ohlone Community College District

I certify that the Resolution above is a full and correct excerpt from the Journal of the Board of Trustees of the Ohlone Community College District pertaining to the adoption of the Resolution at a meeting held on September 12, 2001.

BY _____
Secretary of the Board of Trustees