

# Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: September 28–29, 2005

Reference No.: 2.3c.  
Action Item

From: CINDY McKIM  
Chief Financial Officer

Prepared by: Mark Leja  
Chief  
Division of Design

Ref: **RELINQUISHMENT RESOLUTIONS**

## **ISSUE:**

It has been determined that each facility in the specific relinquishment resolutions summarized below are not essential to the proper functioning of the State highway system and may be disposed of by relinquishment. Upon the recording of the approved relinquishment resolution in the county where the facility is located, all right, title and interest of the State in and to the facility to be relinquished will be transferred to the local agency identified in the summary. Consequently, the facility is safe and drivable, or has been maintained in a state of good repair. The local authorities have been advised of the pending relinquishments a minimum of 90 days prior to the California Transportation Commission (Commission) meeting for both superseded highways and collateral facilities pursuant to Section 73 of the Streets and Highways Code. Any exceptions or unusual circumstances are described in the individual summaries.

## **RECOMMENDATION:**

The Department of Transportation recommends the Commission approve the following Relinquishment Resolutions:

Resolution No. R-3616 – 6-Fre-41-PM 33.0/33.4 (Request No. 83785) – 1 Segment  
Relinquishes right of way in the City of Fresno, from 0.1 mile south of the Perrin Road Undercrossing to the San Joaquin River Bridge, consisting of superseded highway right of way. The City, by relinquishment agreement dated June 7, 2005, waived the 90-day notice requirement and agreed to accept title upon relinquishment by the State.

Resolution No. R-3617 – 6-Fre-180-PM R56.7 (Request No. 85723) – 2 Segments

Relinquishes right of way in the City of Fresno, at G Street and Divisadero Street, consisting of reconstructed and relocated city streets. The City, by resolution dated October 7, 2003 and by letter dated July 11, 2005, waived the 90-day notice requirement and agreed to accept title upon relinquishment by the State.

Resolution No. R-3618 – 7-LA-39-PM 9.6/11.7 (Request No. 1196A) – 2 Segments

Relinquishes right of way in the City of West Covina, under terms and conditions as stated in the cooperative agreement dated July 28, 2005, determined to be in the best interest of the State. Authorized by Chapter 399, Statutes of 2004, which amended Section 339 of the Streets and Highways Code.

Resolution No. R-3619 – 10-SJ-99-PM 3.25 & 4.93 (Request No. 14121) – 2 Segments

Relinquishes right of way in the County of San Joaquin, at Olive Avenue and Austin Road, consisting of reconstructed and relocated county roads, frontage roads and cul-de-sacs. The County, by freeway agreement dated April 12, 1977, amended freeway agreement dated September 2, 1980 and freeway agreement dated March 12, 1996, agreed to accept title upon relinquishment by the State. The 90-day notice period expired July 25, 2005, without exception.