

# Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: December 14-15, 2005

Reference No.: 2.4e.  
Action Item

From: CINDY McKIM  
Chief Financial Officer

Prepared by: Bimla Rhinehart  
Division Chief  
Right of Way and Land Surveys

Ref: **RESCINDING RESOLUTIONS OF NECESSITY**

## **RECOMMENDATION:**

The Department of Transportation (Department) recommends Rescinding Resolution of Necessity CR 135 be adopted by the California Transportation Commission (Commission). In accordance with statutory requirements, the owners have been advised that the Department is requesting rescission of the Resolution at this time. A rescission is necessary as all owners of record were not properly noticed. The parcel is being resubmitted to the Commission as an action item under 2.4b., Resolution of Necessity C-19232.

### CR-135 – Frank A. Garcia, et al.

12-Ora-90-PM 12.30 - Parcel 102189-1, 2 - EA:056209 - Certification Date: 02/01/06 - RTL Date: 03/01/06 - (Conventional Highway - grade separation). Rescinds Resolution of Necessity C-19144, adopted August 18, 2005, which authorized condemnation of a permanent highway easement and a temporary easement for construction purposes. Located in the unincorporated area of the county of Orange at 19741 Esparanza Road. APN 349-071-25.