

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: August 12-13, 2009

Reference No.: 2.3c.
Action Item

From: CINDY McKIM
Chief Financial Officer

Prepared by: Terry L. Abbott
Chief
Division of Design

Subject: **RELINQUISHMENT RESOLUTIONS**

RECOMMENDATION:

The California Department of Transportation recommends the California Transportation Commission (Commission) approve the relinquishment resolutions, summarized below, that will transfer highway facilities no longer needed for the State Highway System to the local agency identified in the summary.

ISSUE:

It has been determined that each facility in the specific relinquishment resolutions summarized below is 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 rights, 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. The facility is safe and drivable. The local authorities have been advised of the pending relinquishments a minimum of 90 days prior to the Commission meeting pursuant to Section 73 of the Streets and Highways Code. Any exceptions or unusual circumstances are described in the individual summaries.

RESOLUTIONS:

Resolution R-3735 – 01-Lak-20-PM 31.3/31.6
(Request No. 1234) – 1 Segment

Relinquishes right of way in the county of Lake along Route 20 just west of Route 53, consisting of a frontage road. The County of Lake, by resolution dated May 26, 2009, waived the 90-day notice requirement and agreed to accept title upon relinquishment by the State.

Resolution R-3736 – 02-Teh-99-PM 13.4
(Request No. 10470) – 1 Segment

Relinquishes right of way in the county of Tehama along Route 99 near Los Molinos at Butler Street, consisting of a reconstructed county road. The County of Tehama, by resolution dated February 3, 2009, waived the 90-day notice requirement and agreed to accept title upon relinquishment by the State.

Resolution R-3737 – 04-SCI-85-PM R10.2
(Request No. 56055) – 1 Segment

Relinquishes right of way in the city of Campbell along Route 85 on South Bascom Avenue, consisting of a reconstructed city street. The County of Santa Clara, by freeway agreement dated December 11, 1990, agreed to accept title upon relinquishment by the State, the street at that date lying within an unincorporated area of the county and has since been annexed by the city. The 90-day notice period expired July 8, 2009, without exception.

Resolution R-3738 – 06-Tul-99-PM 25.56/26.21
(Request No. 85719) – 1 Segment

Relinquishes right of way in the city of Tulare adjacent to Route 99 on South “K” Street, consisting of a frontage road and adjacent appurtenant drainage facilities. The City of Tulare, by cooperative agreement dated January 4, 2005, waived the 90-day notice requirement and agreed to accept title upon relinquishment by the State.

Resolution R-3739 – 08-Riv-74-PM 25.7/27.3
(Request No. 479-R) – 1 Segment

Relinquishes right of way in the city of Perris on Route 74, under terms and conditions as stated in the relinquishment cooperative agreement dated July 9, 2009, determined to be in the best interest of the State. Authorized by Chapter 635, Statutes of 2008, which amended Section 374 of the Streets and Highways Code.

Resolution R-3740 – 12-Ora-5-PM 37.6/38.5
(Request No. R120028) – 4 Segments

Relinquishes right of way in the city of Anaheim along Route 5 between Ball Road and Santa Ana Street, consisting of reconstructed city streets. The City of Anaheim, by freeway agreement dated November 9, 1992, amended freeway agreement dated July 9, 1996, and by letter dated June 9, 2009, agreed to accept title upon relinquishment by the State. The 90-day notice period expired June 16, 2009.