

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: June 30–July 1, 2010

Reference No.: 2.3c.
Action Item

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Timothy Craggs
Chief Division of Design (Interim)

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-3761 – 04-Ala-238-PM 9.3/14.0
(Request No. 56088) – 4 Segments

Relinquishes right of way in the city of Hayward on Route 238 (Mission Boulevard/Foothill Boulevard) from Industrial Parkway to Apple Avenue, under terms and conditions stated in the letter dated June 1, 2010, determined to be in the best interests of the State. Authorized by Chapter 291, Statutes of 2009, which amended Section 538 of the Streets and Highways Code.

Resolution R-3762 – 04-Ala-92-PM 8.1/8.2
(Request No. 56089) – 1 Segment

Relinquishes right of way in the city of Hayward on Route 92 (Jackson Street) from Mission Boulevard to just south of Atherton Street, under terms and conditions stated in the letter dated June 1, 2010, determined to be in the best interests of the State. Authorized by Chapter 291, Statutes of 2009, which amended Section 392 of the Streets and Highways Code.

Resolution R-3763 – 04-Ala-185-PM 0.0/0.4
(Request No. 56090) – 1 Segment

Relinquishes right of way in the city of Hayward on Route 185 (Mission Boulevard) from Foothill Boulevard to A Street, under terms and conditions stated in the letter dated June 1, 2010, determined to be in the best interests of the State. Authorized by Chapter 291, Statutes of 2009, which amended Section 485 of the Streets and Highways Code.

Resolution R-3765 – 3-Sac-5-PM 24.7
(Request No. 035939-X) – 2 Segments

Relinquishes right of way in the city of Sacramento along Route 5 at Richards Boulevard on Bercut Drive and Jibboom Street, consisting of collateral facilities. The City, by letter dated April 10, 2010, and by letter dated April 15, 2010, waived the 90-day notice requirement and agreed to accept title upon relinquishment by the State.

Resolution R-3766 – 3-But-70-PM 20.5/21.9, 3-But-99-PM 22.8/24.3, 3-But-149-PM R2.4/R2.8
(Request No. 035797-X) – 7 Segments

Relinquishes right of way in the county of Butte along Route 70 between Routes 149 and 191, along Route 99 from post mile 22.8 to the Durham Dayton Highway, and along Route 149 on Shippee Road, consisting of superseded highway and collateral facilities. The County of Butte, by cooperative agreements dated October 29, 2003, waived the 90-day notice requirement and agreed to accept title upon relinquishment by the State.

Resolution R-3767 – 12-Ora-5-PM 37.1/37.3
(Request No. R120011) – 1 Segment

Relinquishes right of way in the city of Anaheim along Route 5 on Palm Street, consisting of relocated or reconstructed city streets and frontage roads. The City of Anaheim, by freeway agreement dated November 9, 1992, by amendment to freeway agreement dated July 9, 1996, and by letter dated March 2, 2010, waived the 90-day notice requirement and agreed to accept title upon relinquishment by the State.

Resolution R-3768 – 12-Ora-5-PM 31.8
(Request No. R120033) – 1 Segment

Relinquishes right of way in the city of Santa Ana along Route 5 between Santa Ana Boulevard and Seventeenth Street, consisting of a collateral facility that is appurtenant to a previously relinquished collateral facility and was inadvertently omitted from said relinquishment. The City of Santa Ana, by freeway agreement dated November 21, 1994, agreed to accept title upon relinquishment by the State. The 90-day notice period expired June 6, 2010, without exception.