

11/28/06
105
MEET

RESOLUTION NUMBER R- 302129

DATE OF FINAL PASSAGE DEC 06 2006

A RESOLUTION OF THE REAL ESTATE ASSETS
DEPARTMENT OF THE CITY OF SAN DIEGO
AUTHORIZING THE SALE OF TWO PARCELS OF
PROPERTY TO THE CALIFORNIA DEPARTMENT OF
TRANSPORTATION REQUIRED FOR STATE ROUTE 905.

WHEREAS, the City of San Diego owns real property needed by the California Department of Transportation ("Caltrans") for the completion of State Route 905; and

WHEREAS, Caltrans has requested that the City of San Diego sell to it two parcels of real property for use by Caltrans in completing State Route 905; and

WHEREAS, the first parcel is the southerly 1.44 acres of an 18.77 acre larger parcel, including a 1.01 acre temporary construction easement, lying south of Otay Mesa Road and west of Heritage Road, is owned by the Airport Department and is valued at \$62,000 (Caltrans R/W Parcel No. 31355-1&2); and

WHEREAS, the second parcel is the southerly 4.75 acres of a 17.66 acre larger parcel west of and adjacent to Caltrans R/W Parcel No. 31355-1&2 and is valued at \$170,250 (Caltrans R/W Parcel No. 31354); and

WHEREAS, the Caltrans R/W Parcel No. 31355-1&2 is part of Brown Field Municipal Airport and Caltrans R/W Parcel No. 31354 is open space; and

WHEREAS, the United States of America, acting by and through the Administrator of General Services, under and pursuant to the powers and authority contained in the provisions of the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended, and

the Surplus Property Act of 1944, as amended, by an instrument entitled "Quitclaim Deed" dated September 1, 1962, did demise, release and quitclaim to the City of San Diego all interest of the United States of America insofar as it relates to airport property located in San Diego County known as Brown Field Municipal Airport, San Diego, California, subject to certain conditions, reservations and restrictions; and

WHEREAS, sale of Caltrans R/W Parcel No. 31355-1&2 is subject to the conditions, reservations and restrictions contained in said Quitclaim Deed by the United States of America to the City of San Diego; and

WHEREAS, per the Federal Aviation Administration instructions, prior to requesting the United States of America, by and through the Federal Aviation Administration, to release Caltrans R/W Parcel No. 31355-1&2 from said conditions, reservations and restrictions contained in said Quitclaim Deed, the City of San Diego must first authorize the sale of said parcel; and

WHEREAS, following the action of the Council of the City of San Diego authorizing the sale of Caltrans R/W Parcel No. 31355-1&2 and prior to transferring the property to Caltrans, the City of San Diego shall request and receive from the United States of America, by and through the Federal Aviation Administration, a release releasing Caltrans R/W Parcel No. 31355-1&2 from the conditions, reservations and restrictions contained in said Quitclaim Deed; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Mayor is authorized to execute for and on behalf of the City of San Diego, a grant deed to the California Department of Transportation for conveyance of Caltrans

R/W Parcel No. 31355-1&2 in fee title, subject to the United States of America, by and through the Federal Aviation Administration, releasing this parcel from the conditions, reservations and restrictions contained in the original Quitclaim Deed granting said property to the City of San Diego.

2. That the Mayor is authorized to execute for and on behalf of the City of San Diego, a grant deed to the California Department of Transportation for conveyance of Caltrans R/W Parcel No. 31354.

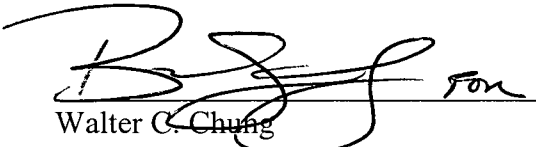
3. That the Mayor is authorized to execute for and on behalf of the City of San Diego, a temporary easement granting to the California Department of Transportation a temporary 1.01 acre construction easement in favor of the California Department of Transportation with said easement being located within the 18.77 acre parcel associated with Caltrans R/W Parcel No. 31355-1&2.

4. That the City Auditor is authorized to accept and deposit the \$62,000 for the sale of Caltrans R/W Parcel No. 31355-1&2 into the Airports Enterprise Fund; and

5. That the City Auditor is authorized to accept and deposit the \$170,250 for the sale of Caltrans R/W Parcel No. 31354 into the Capital Outlay Fund.

6. That this activity is not a "project" and is therefore exempt from CEQA pursuant to State CEQA Guidelines Section 15060(c)(3).

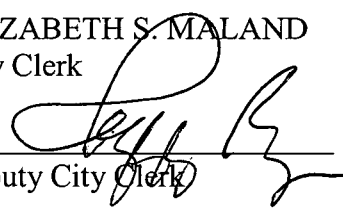
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Walter C. Chung
Deputy City Attorney

WCC:BL:nda
10/02/06
11/30/06 REV.COPY
Or.Dept:READ
R-2007-370
MMS#2649

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 28 2006.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 12-6-06
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

Passed by the Council of The City of San Diego on NOV 28 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 06 2006

AUTHENTICATED BY: JERRY SANDERS
Mayor of The City of San Diego, California.

(Seal) ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *[Signature]*, Deputy

Office of the City Clerk, San Diego, California

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