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11/3

RESOLUTION NUMBER R- 303162

DATE OF FINAL PASSAGE NOV 13 2007

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE RELINQUISHMENT OF THE INTERSECTION OF MISSION CENTER ROAD AND CAMINO DEL RIO NORTH IN THE MISSION VALLEY COMMUNITY PLAN AREA.

WHEREAS, the City of San Diego [City] desires to improve traffic signal timing and interconnection at the Mission Center Road and Camino Del Rio North road intersection and adjacent intersections for the purposes of public safety; and

WHEREAS, the area of public right of way at said intersection is currently within the State of California Department of Transportation's ("State") right of way; and

WHEREAS, the City has requested that State relinquish said intersection in order to enable City to implement traffic signal interconnection; and

WHEREAS, the City agrees to enforce State's former access control boundaries of said intersection along the northerly Camino Del Rio North right of way upon relinquishment and City agrees to prohibit new ingress and egress to areas within said intersection; and

WHEREAS, the City agrees to prohibit the realignment of the roadway within said intersection except as agreed to by the State in writing; and

WHEREAS, the State has determined that this area is not needed as part of its operating right of way; and

WHEREAS, the State is authorized to relinquish certain areas of right of way under Section 73 of the Streets and Highways Code with the consent of the City and the approval of the California Transportation Commission; and

WHEREAS, the State has offered to relinquish to City, at no charge, the area depicted on "Exhibit A" attached hereto, subject to said California Transportation Commission approval, consisting of portions of existing public right of way and appurtenant roadway facilities; and

WHEREAS, the City agrees that relinquished roadway areas and facilities may be reincorporated into State right of way for future transportation projects and City agrees to reconvey property when so requested at no cost to the State; and

WHEREAS, the City agrees that the roadway areas and facilities are currently in good repair for the purposes of compliance with the requirements of Section 73 of the Streets and Highways Code; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City agrees to accept maintenance, control and ownership, including all of State's current obligations, rights, title and interest in the described segment of roadway area and appurtenant facilities upon recordation of the California Transportation Commission's Resolution of Relinquishment in the County Recorder's Office and to thereafter operate, maintain, and be liable for roadway areas and facilities at no additional cost to the State.

BE IT FURTHER RESOLVED, that the City waives the State's obligation to provide ninety (90) days prior notice of the State's "Intention to Relinquish" as set forth in Section 73 of the Streets and Highways Code because this relinquishment is at the request of the City.

BE IT FURTHER RESOLVED, that the City agrees there shall be no California Transportation Commission allocation of funds for a betterment or improvement of requested relinquishment areas.

BE IT FURTHER RESOLVED, that the City agrees that the State reserves the right to enter relinquished collateral facilities, including sidewalks and other areas adjacent to the

traveled way, to modify or add signage, drainage, and other improvements necessary for State highway operations, at no additional cost to the State.

BE IT FURTHER RESOLVED, that the City agrees to allow the State access to operate, maintain, add, remove, or modify the State's facilities, if any, retained in those collateral facilities.

BE IT FURTHER RESOLVED, 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 Peter A. Mesich  
Peter A. Mesich  
Deputy City Attorney

PAM:cfq  
10/30/07  
Or.Dept:E&CP  
R-2008-385

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 13 2007.

ELIZABETH S. MALAND  
City Clerk

By [Signature]  
Deputy City Clerk


Approved: 11.13.07  
(date)

[Signature]  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

STATE HIGHWAY MAP NO. 1


  
 STATE OF CALIFORNIA  
 DEPARTMENT OF TRANSPORTATION  
 DISTRICT 11  
 DATE: 10/31/2007  
 BY: [Signature]

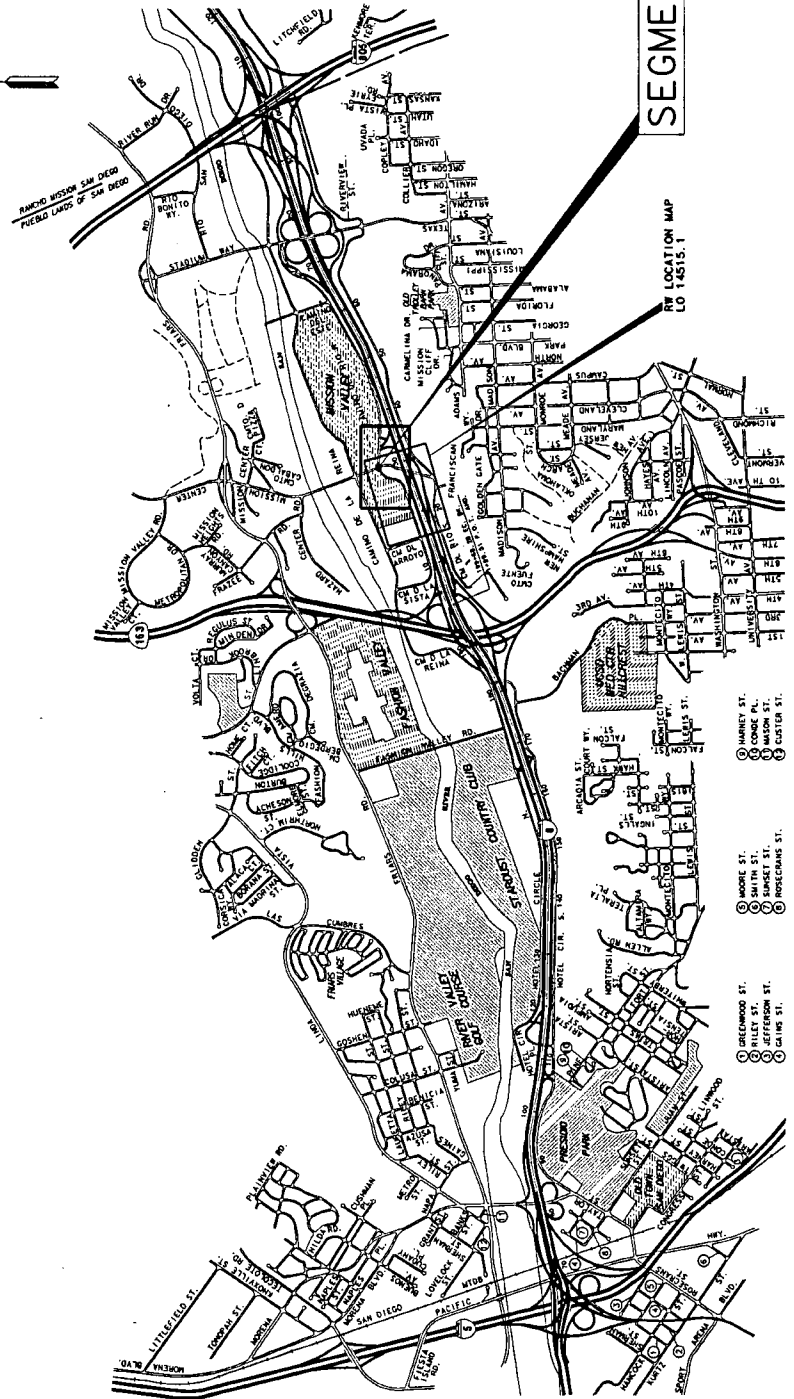
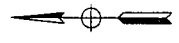
NOTE:  
 STATE'S RIGHTS ARE NOT EXTINGUISHED UNTIL  
 RECORDATION OF RELATED CTC RESOLUTION.

CALIFORNIA TRANSPORTATION COMMISSION  
 RESOLUTION DATE: \_\_\_\_\_  
 CTC NO.: \_\_\_\_\_

CTC RESOLUTION RECORDING DATA  
 REC. DATE: \_\_\_\_\_  
 FILE NO.: \_\_\_\_\_

STATE HIGHWAY MAP RECORDING DATA  
 FILE NO.: \_\_\_\_\_  
 FILE AT THE REQUEST OF THE STATE OF CALIFORNIA,  
 BUSINESS AND TRANSPORTATION AGENCY,  
 DEPARTMENT OF TRANSPORTATION, DISTRICT 11.  
 THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_ AT \_\_\_\_\_ M  
 COUNTY RECORDER FEE: \_\_\_\_\_  
 GREGORY J. SMITH, COUNTY RECORDER  
 BY: \_\_\_\_\_  
 DEPUTY COUNTY RECORDER

CITY OF SAN DIEGO



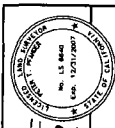
SEGMENT 1

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION DISTRICT 11	
RELINQUISHMENT KEY MAP	
Relinquishment No.	R31135
RIGHT OF WAY	14501-1K
COMMITTEE	8
SCALE	2.0
SHEET 1 OF 2	

LEGEND & NOTES	
	AREA TO BE RELINQUISHED
	ACCESS RELINQUISHED
	ACCESS DENIED

EA:911679

STATE HIGHWAY MAP NO. 1



*John T. Paul*  
 DISTRICT ENGINEER  
 DATE: 10/31/2007  
 EX: 10/31/2007

NOTE: ACCESS CONTROL EFFECTIVE UPON RECORDATION OF CALIFORNIA TRANSPORTATION COMMISSION RELINQUISHMENT RESOLUTION

REC 1 = ROAD RELOCATION DATA PER MAP 4244  
 REC 2 = ROAD WIDENING 17/45/2001 DOC. # 2001-0838710  
 REC 3 = ROAD WIDENING 11/17/2001 DOC. # 2001-0838710  
 REC 4 = CALTRANS RIGHT OF WAY REC. LO 14515-1-1

MAP 4244

DETAIL "B" PREVIOUS CITY AND STATE RW:  
 REC. PER DEDICATION 01/23/2001

DETAIL "C" PREVIOUS CITY AND STATE RW:  
 REC. PER DEDICATION 11/17/2001

STATE OWNED UTILITIES WITHIN RELINQUISHMENT AREA

589.44' OR LESS LINE OF 10.00' WIDE EASEMENT TO BE RESERVED

92.03' N87.01°41'E  
 130.40' S66°42'58"W  
 132.41'  
 68.00'  
 16.21'  
 162.20' S75°43'W  
 44.48'  
 110.14' S87°E  
 32.49'  
 586.73' S25°E

RELINQUISHMENT TO THE NORTHWESTERLY AND SOUTHWESTERLY LINE OF CITY OF SAN DIEGO PER DOCUMENT # 2002-084425 RECORDED 01/25/2003

RELINQUISHMENT TO THE NORTHWESTERLY AND SOUTHWESTERLY AND WESTERLY WIDENING DEDICATION PER DOCUMENT # 2001-0838710 RECORDED 11/17/2001

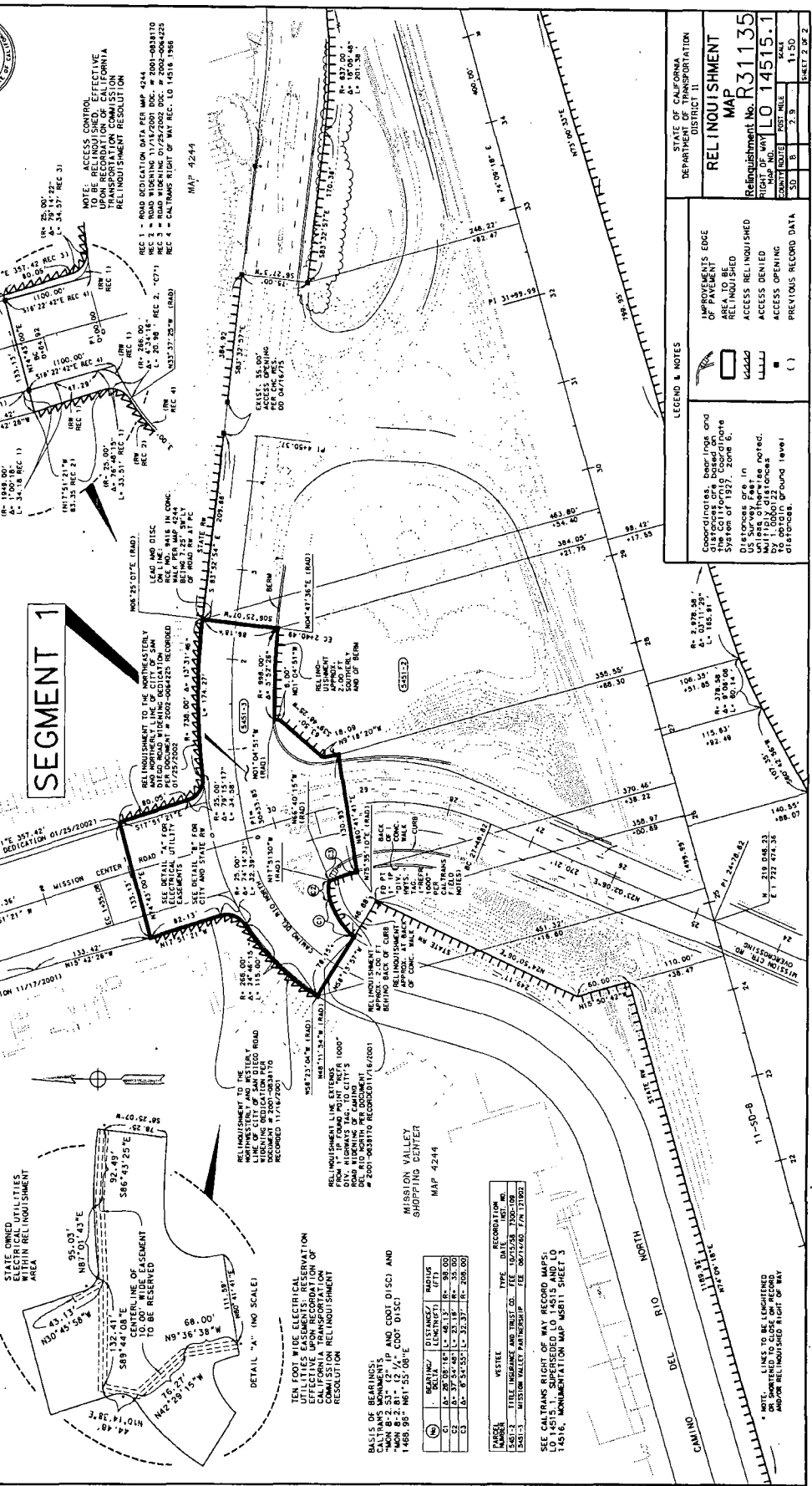
RELINQUISHMENT LINE EXTENDING WEST 111.34' W (ROAD)

RELINQUISHMENT LINE EXTENDING WEST 111.34' W (ROAD)

RELINQUISHMENT APPROX. 2.00' FROM FROM WIDENING OF CANAL PER DOCUMENT # 2001-0838710 RECORDED 11/17/2001

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MISSION VALLEY SHOPPING CENTER  
 MAP 4244

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MISSION VALLEY SHOPPING CENTER  
 MAP 4244

STATE OF CALIFORNIA  
 DEPARTMENT OF TRANSPORTATION  
 DISTRICT II

**RELINQUISHMENT MAP**

Relinquishment No. R31135  
 RIGHT OF WAY LO 14515-1  
 EXAMINER: [ ]  
 DATE: [ ]

SCALE: 1" = 50'

SHEET 2 OF 2

LEGEND & NOTES

CONTOUR LINES: 5' INTERVALS AND DISTANCES ARE BASED ON THE CONTIGUOUS COORDINATE SYSTEM PER SECTION 6, DISTRICT OF SAN DIEGO, CALIFORNIA. DISTANCES PER "N" ARE MEASURED TO THE CENTERLINE OF THE ROAD OR DISTANCE TO THE CENTERLINE OF THE ROAD.

IMPROVEMENTS EDGE OF PAYMENT AREA TO BE RELINQUISHED ACCESS DENIED ACCESS OPENING PREVIOUS RECORD DATA

( )

VEHICLE RECORDATION NO.

VEHICLE	TITLE	INSURANCE	TRUST CO.	FEES	DATE	RECORDATION NO.
1488-85	MISSION VALLEY PARTNERSHIP	FEES	10/23/58	1000-109	7/11/2003	
1488-85	MISSION VALLEY PARTNERSHIP	FEES	10/23/58	1000-109	7/11/2003	

SEE CALTRANS RIGHT OF WAY RECORD MAPS, LO 14515-1, SUPERSEDED LO 14515 AND LO 14516, MONUMENTATION MAP WS811 SHEET 3