

## **RESOLUTION NO. 2012-98**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK ACCEPTING THE RELINQUISHMENT OF PROPERTIES FROM THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION, INCORPORATING THE RIGHTS OF WAY INTO THE CITY'S CIRCULATION SYSTEM, AND WAIVING THE NINETY DAYS' NOTICE OF INTENTION TO RELINQUISHMENT**

**WHEREAS**, pursuant to Section 73 of the California Streets and Highway Code, the California Transportation Commission (CTC) may relinquish any frontage or service road, which has a right-of-way of 40 feet or more in width, or non-motorized transportation facility, within the limits of a city or county, which has been constructed as part of a state highway project but does not constitute a part of main travelled roadway, provided the city or county has adopted a resolution consenting to the resolution; and

**WHEREAS**, the State of California, Department of Transportation (Caltrans) desires to relinquish to the City of Rohnert Park (City) three Segments of Caltrans right-of-way shown on the relinquishment maps titled REL. NO. 56107 (5 sheets) which are included as Exhibit A to the resolution; said right-of-way segments were acquired for the purposes of constructing the Caltrans Wilfred/US 101 Interchange project but do not constitute a part of the state highway; and

**WHEREAS**, the City agrees to accept the relinquishment of these segments of right-of-way upon approval of the relinquishment by the CTC; and

**WHEREAS**, pursuant to Section 1806(b) of the California Streets and Highway Code, the City accepts the portion of the roadway within these segments into the City street system; and

**WHEREAS**, the City agrees to waive the ninety (90) days' notice of "Intention to Relinquish" requirement contained in Section 73 of the California Streets and Highway; and

**WHEREAS**, section 15061 (b) (3) of the CEQA Guidelines exempts activities that are covered under the general rule that CEQA applies only to projects that have the potential to cause significant effects on the environment. Where it can be seen with certainty that there is no possibility the activity in question may have a significant effect upon the environment, the activity is not subject to CEQA. The proposed activity only transfers the ownership and maintenance responsibilities for these roadway segments from the State to the City; the use of the land as right-of-way does not change. Therefore, this activity is exempt from CEQA because there is no possibility for it to have an effect on the environment; and

**WHEREAS**, pursuant to Section 73 of the California Streets and Highway Code relinquishment shall be by resolution. A certified copy of the resolution shall be filed by the City Clerk. A certified copy of the resolution shall also be recorded in the office of the recorder of the county where the land is located and upon its recordation, all right, title, and interest of the state

in and to that portion of any state highway shall vest in the City, and that highway or portion thereof shall thereupon constitute a city street; and

**WHEREAS**, the acceptance of the right-of-way from CalTrans is exempt from compliance with the provisions of Government Code 65402 because this action involves a real property acquisitions for street alignment purposes and is minor in nature.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Rohnert Park that it does hereby accepts the fee interest in those segments of right-of-way depicted in Exhibit A from Caltrans and hereby incorporates them into the City street system.

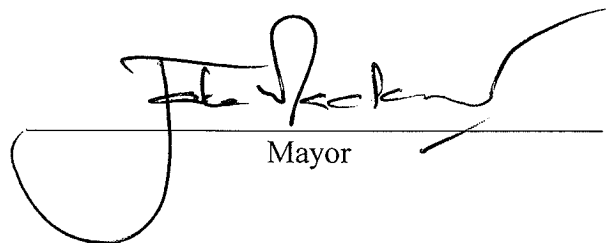
**BE IT FURTHER RESOLVED** that the City Council of the City of Rohnert Park does hereby finds that the provisions of Government Code section 65402 are inapplicable to this real property transfer because it involves a minor street alignment and hereby waive the ninety (90) days' notice of "Intention to Relinquish" requirement contained in Section 73 of the California Streets and Highway Code.

**BE IT FURTHER RESOLVED** that the City Manager of the City of Rohnert Park is hereby authorized and directed to execute the appropriate acceptance of the relinquished right-of-way segments for and on behalf of the City of Rohnert Park.

**BE IT FURTHER RESOLVED** that the City Clerk of the City of Rohnert Park is hereby authorized and directed to cause a certified copy of this resolution to be recorded in the office of the Recorder of Sonoma County, State of California for and on behalf of the City of Rohnert Park.

**DULY AND REGULARLY ADOPTED** this 28th day of August, 2012.

**CITY OF ROHNERT PARK**

  
Mayor

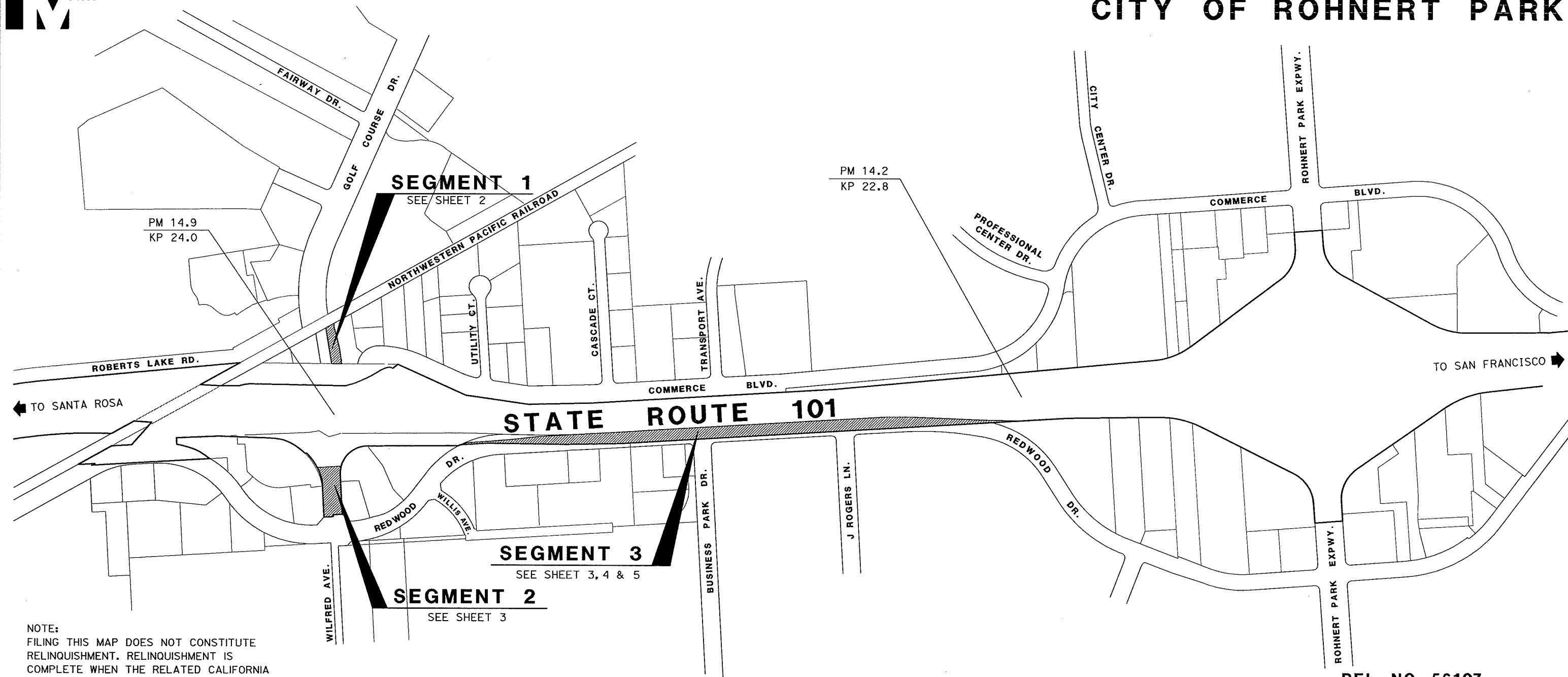
**ATTEST:**

  
City Clerk

AHANOTU: AYE BELFORTE: AYE CALLINAN: ABSENT STAFFORD: AYE MACKENZIE: AYE  
AYES: ( 4 ) NOES: ( 0 ) ABSENT: ( 1 ) ABSTAIN: ( 0 )



# COUNTY OF SONOMA CITY OF ROHNERT PARK



NOTE:  
FILING THIS MAP DOES NOT CONSTITUTE  
RELINQUISHMENT. RELINQUISHMENT IS  
COMPLETE WHEN THE RELATED CALIFORNIA  
TRANSPORTATION COMMISSION RESOLUTION  
IS RECORDED.

FILED IN THE OFFICE OF THE RECORDER  
OF THE COUNTY OF SONOMA.

DATE:  
STATE HIGHWAY MAP BOOK      PAGE  
SERIAL NO.

## LEGEND



AREA TO BE RELINQUISHED TO  
THE CITY OF ROHNERT PARK



Project Land Surveyor

Date

REL. NO. 56107  
TO THE CITY OF ROHNERT PARK

STATE OF CALIFORNIA  
BUSINESS, TRANSPORTATION  
AND HOUSING AGENCY  
DEPARTMENT OF TRANSPORTATION  
**RELINQUISHMENT**  
IN THE COUNTY OF  
**SONOMA**

ROAD 04-SON-101-K.P. 22.8/ 24.0  
P.M. 14.2/ 14.9

NO SCALE

M-1576

DR BY: A.Z.      DATE:  
CK BY: S.N.      08/2012

REL. NO. 56107

CONTRACT NO. 129654

E.A. 129652  
PROJECT  
SURVEYOR: A. ZHONG

## MAP REFERENCE

H.C.	APPRAISAL	RECORD	MONUM.	OTHER
	A-10322			

SHEET 1 OF 5

BEARINGS AND DISTANCES SHOWN ARE ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 2, EPOCH 1991.35. MULTIPLY DISTANCES SHOWN BY 1.00000543 TO OBTAIN GROUND LEVEL DISTANCES. TO CONVERT METERS TO THE U.S. SURVEY FOOT MULTIPLY BY 3937/1200.



LINE TABLE

NO.	BEARING	DISTANCE
1	N50°37'32"E	1.021m
2	N82°17'18"E	4.463m
3	S07°32'37"E	0.800m
4	N82°27'23"E	3.449m
5	N86°06'09"E	8.363m
6	N83°42'54"E	10.128m
7	N79°52'34"E	21.700m
8	N71°08'55"E	2.394m
9	N79°39'25"E	12.892m



GOLF COURSE DR.

CITY OF ROHNERT PARK

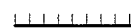
NORTHWESTERN PACIFIC RAILROAD

GOLF COURSE DR.

SEGMENT 1

STATE ROUTE 101

LEGEND



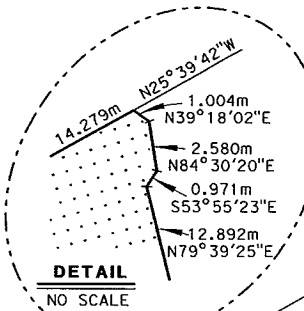
ACCESS PROHIBITED



AREA TO BE RELINQUISHED TO THE CITY OF ROHNERT PARK



CALCULATED POINT



RECORD OF SURVEY  
BK 531 MAPS PG 30

EXISTING 9.144m(30') ROADWAY & UTILITY EASEMENT

EXISTING 7.620m(25')  
WATER LINE EASEMENT  
1973 O.R. 718

60206  
03/24/2008  
Doc. #2008026121

EXCESS LAND PARCEL

R=35,052m  
Δ=32°59'35"  
L=20,184m  
R=35,052m  
Δ=49°30'04"  
L=30,283m  
N44°26'01"E  
13.623m  
N44°26'07"E(R)

R=10,566m  
Δ=51°18'19"  
L=9,462m

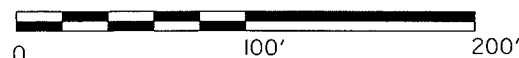
COMMERCE BLVD.

REL. NO. 56107  
TO THE CITY OF ROHNERT PARK

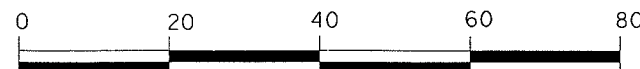
STATE OF CALIFORNIA  
BUSINESS, TRANSPORTATION  
AND HOUSING AGENCY  
DEPARTMENT OF TRANSPORTATION  
RELINQUISHMENT  
IN THE COUNTY OF  
SONOMA

ROAD 04-SON-101-K.P. 22.8/24.0  
P.M. 14.2/14.9

SCALE IN FEET



SCALE IN METERS



1 : 500

M-1576

DR BY: A.Z.  
CK BY: S.N.  
DATE: 08/2012

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CONTRACT NO. 129654

E.A. 129652  
PROJECT SURVEYOR: A. ZHONG

MAP REFERENCE

H.C.	APPRAISAL	RECORD	MONUM.	OTHER
	A-10322.4			

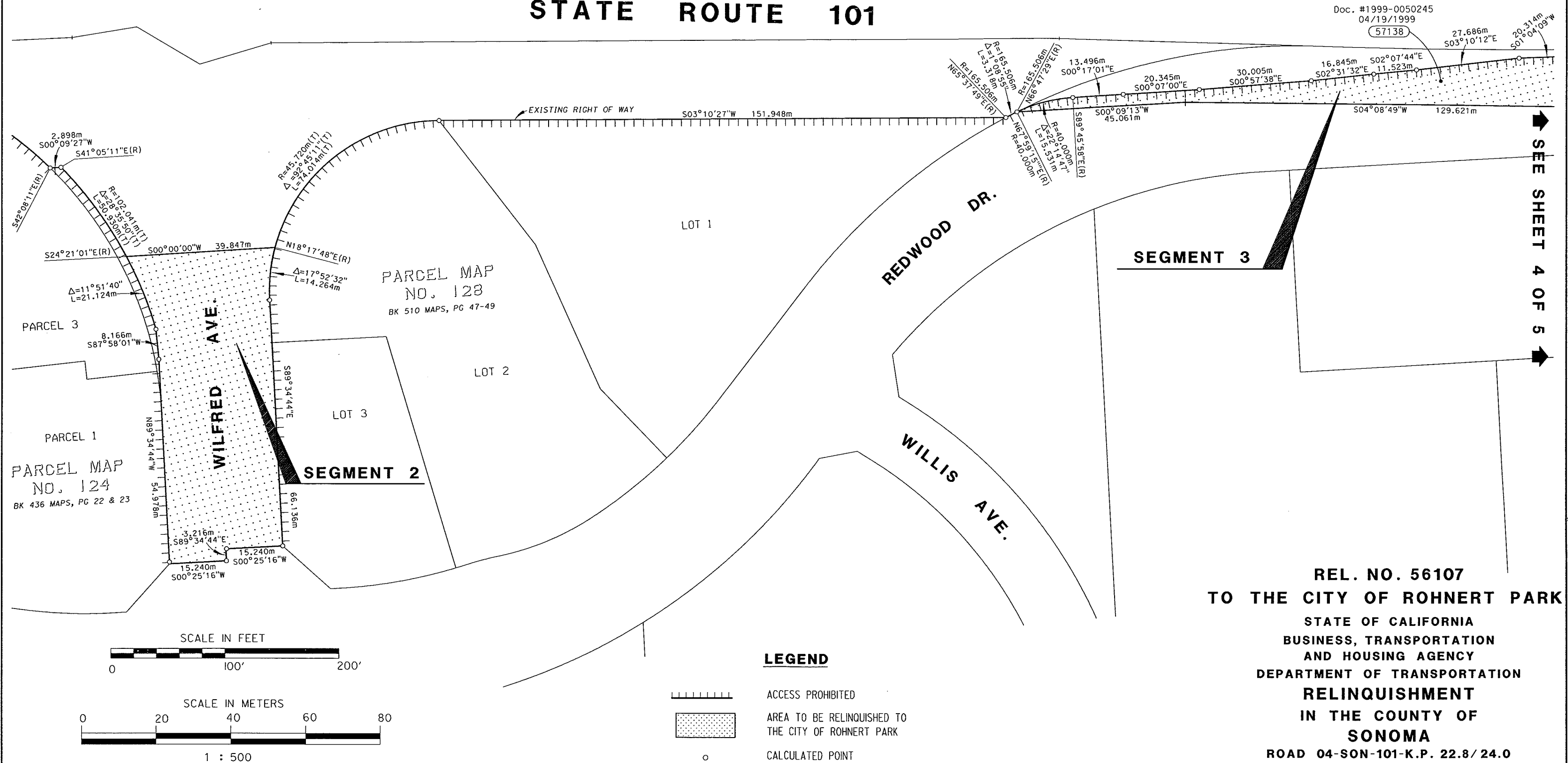
SHEET 2 OF 5

BEARINGS AND DISTANCES SHOWN ARE ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 2, EPOCH 1991.35. MULTIPLY DISTANCES SHOWN BY 1.00000543 TO OBTAIN GROUND LEVEL DISTANCES. TO CONVERT METERS TO THE U.S. SURVEY FOOT MULTIPLY BY 3937/1200.



# CITY OF ROHNERT PARK

## STATE ROUTE 101



REL. NO. 56107  
TO THE CITY OF ROHNERT PARK  
STATE OF CALIFORNIA  
BUSINESS, TRANSPORTATION  
AND HOUSING AGENCY  
DEPARTMENT OF TRANSPORTATION  
RELINQUISHMENT  
IN THE COUNTY OF  
SONOMA  
ROAD 04-SON-101-K.P. 22.8 / 24.0  
P.M. 14.2 / 14.9

M-1576

DR BY: A.Z. DATE:  
CK BY: S.N. 08/2012

REL. NO. 56107

CONTRACT NO. 129654

E.A. 129652  
PROJECT SURVEYOR: A. ZHONG

### MAP REFERENCE

H.C.	APPRAISAL	RECORD	MONUM.	OTHER
	A-10322.5			

SHEET 3 OF 5

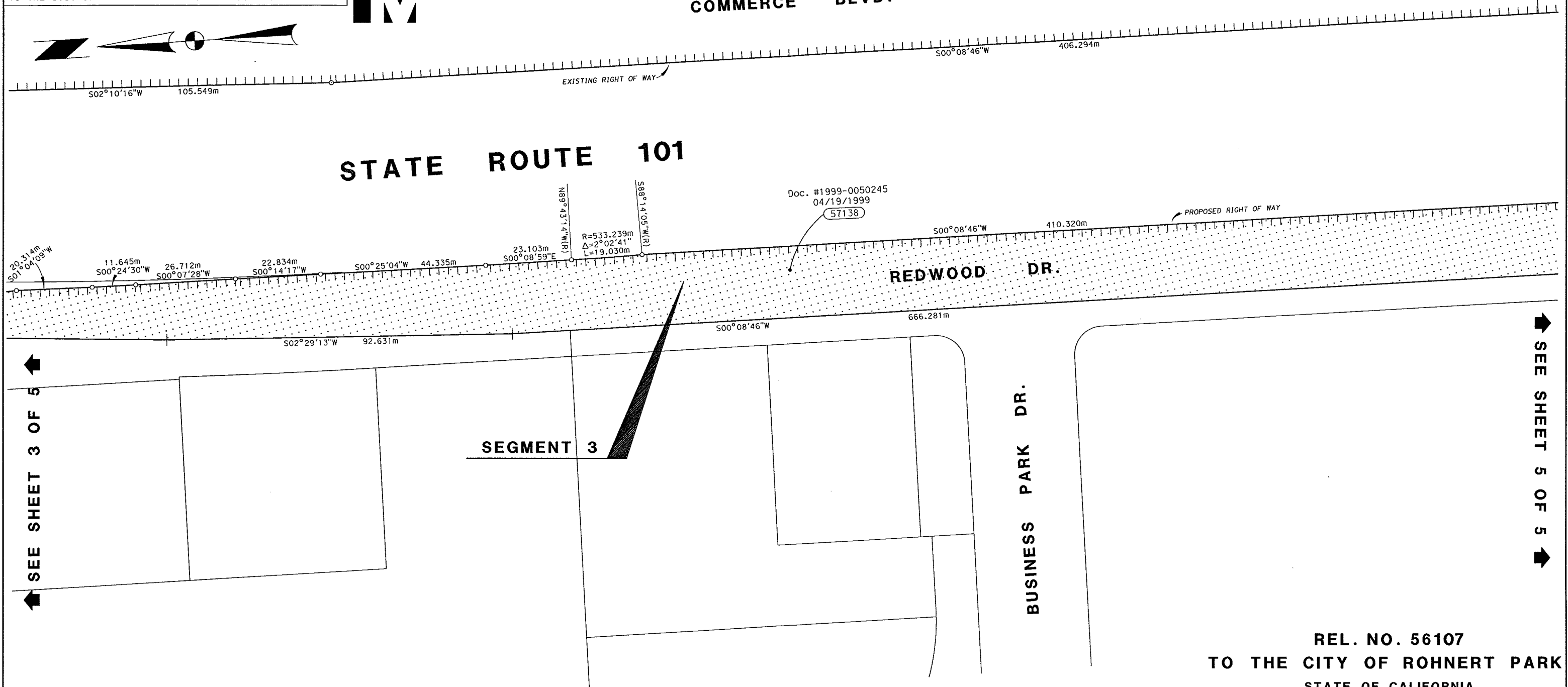
BEARINGS AND DISTANCES SHOWN ARE ON  
THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 2,  
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# CITY OF ROHNERT PARK

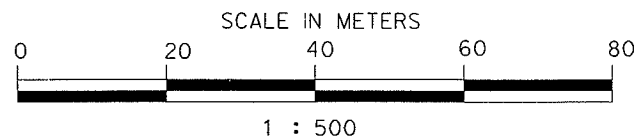
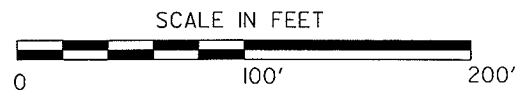
COMMERCE BLVD.

STATE ROUTE 101

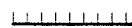


SEE SHEET 3 OF 5

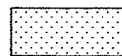
SEE SHEET 5 OF 5



## LEGEND



ACCESS PROHIBITED



AREA TO BE RELINQUISHED TO  
THE CITY OF ROHNERT PARK



CALCULATED POINT

REL. NO. 56107  
TO THE CITY OF ROHNERT PARK

STATE OF CALIFORNIA  
BUSINESS, TRANSPORTATION  
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DEPARTMENT OF TRANSPORTATION  
RELINQUISHMENT  
IN THE COUNTY OF  
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M-1576

DR BY: A.Z.  
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REL. NO. 56107

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E.A. 129652

PROJECT  
SURVEYOR: A. ZHONG

## MAP REFERENCE

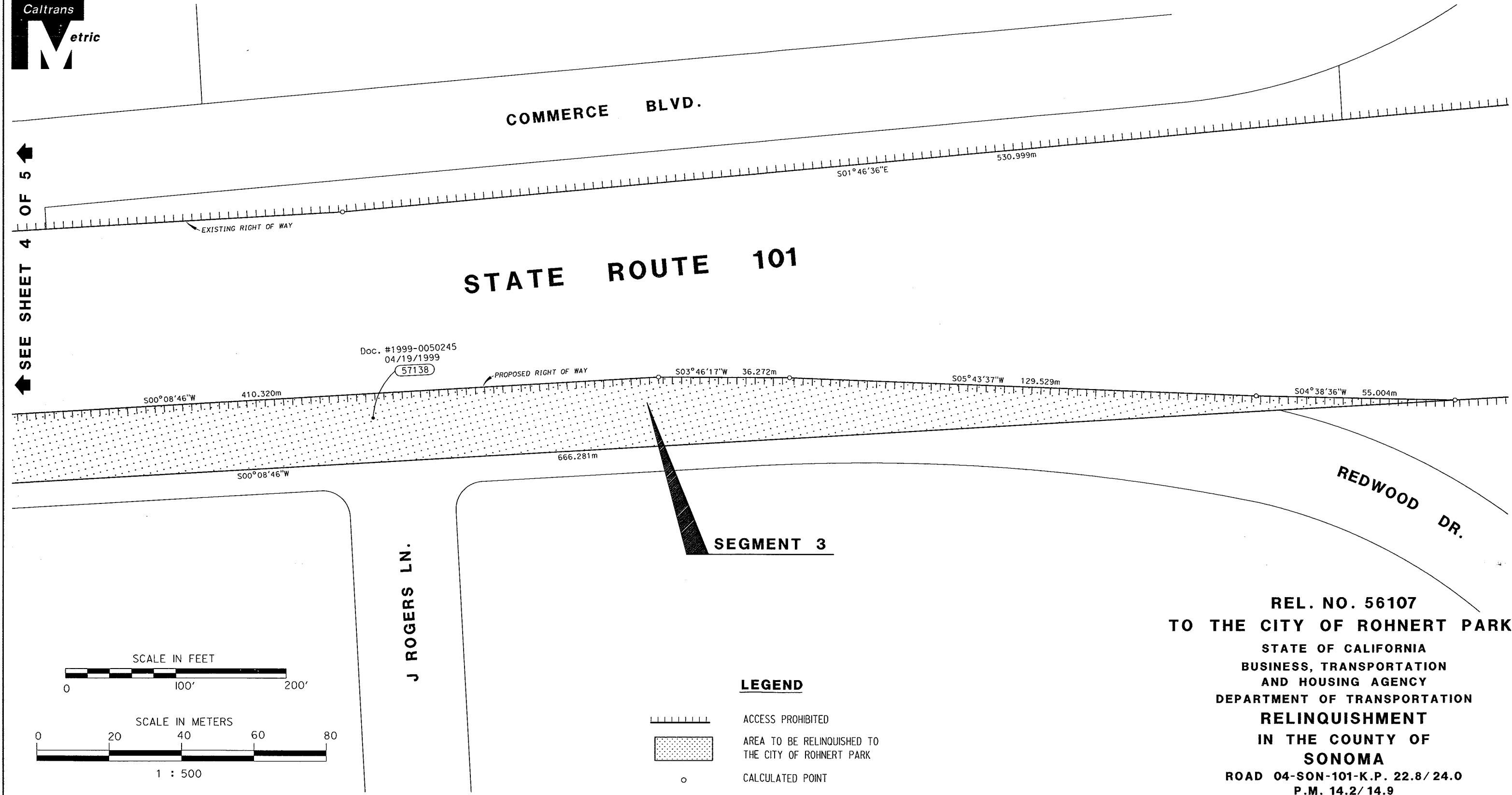
H.C.	APPRAISAL	RECORD	MONUM.	OTHER
	A-10322.6			

SHEET 4 OF 5

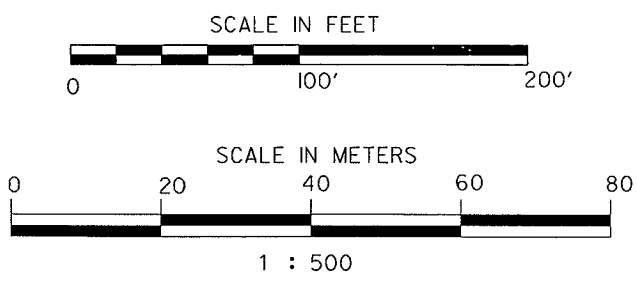
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# CITY OF ROHNERT PARK



SEE SHEET 4 OF 5



### LEGEND

- ACCESS PROHIBITED
- AREA TO BE RELINQUISHED TO THE CITY OF ROHNERT PARK
- CALCULATED POINT

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	CK BY: S.N.	08/2012				H.C.	APPRAISAL A-10322.8	RECORD	MONUM.	OTHER	