



City of Colusa City Council **STAFF REPORT**

DATE: April 16th, 2024
TO: Mayor and Members of the City Council
FROM: David Swartz, City Engineer, Through Jesse Cain, City Manager

AGENDA ITEM:

Colusa Town Center a.k.a, - ARCO Development Project – Acceptance of Right of Way Dedication from Developer relating to Assessors Parcel Numbers; 002-120-025, 002-120-026 and 002-011-004.

REQUESTED ACTION:

- 1.) Authorize the City Clerk to record the right of way dedication(s) in favor of the City of Colusa along Highway 20 as has been required by Cal Trans to approve the final encroachment permit.
- 2.) Council to adopt the Resolution accepting right-of-way dedications associated with the following parcel numbers 002-120-025, 002-120-026, and 002-011-004, also known by the following document numbers 36698-1, 36697-1, 36696-1, and 36695-1

BACKGROUND/ANALYSIS:

The ARCO Development project is working towards receiving its final approvals for an encroachment permit which will allow construction of the site improvements along with the intersection improvements to begin. In Oct/November, when both the developer and city were under the impression that the encroachment permit was ready to issue, Cal Trans staff, commented on the transfer of the Right of Way procedurally, and included a small added piece of Right of Way adjacent and east of the property development located on property owned by another property owner. There was also new matters brought to light about PGE relinquishment of easements. Lastly, Cal Trans disclosed that they would not accept a dedication from a private entity and has therefore required that the developer dedicate the ROW's to the City, and subsequently the City will in turn dedicate them to Cal Trans.

The documents attached represent exhibit maps and descriptions of the rights of way dedications that will ultimately end up being owned by Cal Trans, are necessary in order for the Developer to obtain the encroachment permit, which will allow work to proceed.

BUDGET IMPACT:

Staff does not anticipate any budgetary impacts to the General Fund to the City.

STAFF RECOMMENDATION:

By the following resolution authorize the City Clerk to record the easement dedications in favor of the City, at the recorders office. Once recorded, we will then dedicate them to Cal Trans, which should fulfill all requirements for issuance of the encroachment permit.

ATTACHMENTS:

Resolution 24-_____

- 1.) Cal Trans Exhibit Map
- 2.) ROW Maps and Legal Descriptions noted as the following documents
 - a. 36697-1
 - b. 36696-1
 - c. 36695-1