

**RESOLUTION TO RELINQUISH HIGHWAY RIGHT OF WAY IN THE
CITY OF PASADENA, ROAD 07-LA-710-PM T30.9/R32.5
Request No. 1285**

WHEREAS, by Relinquishment Agreement, dated June 1, 2022, between the City of Pasadena and the State of California (CALTRANS), the City waived the 90-day notice requirement and agreed to accept title to a portion of State Route 710 lying within the City limits, from Columbia Street to Union Street, referred to as RELINQUISHED FACILITIES in said agreement, upon relinquishment thereof to said City by the State of California; and

WHEREAS, by said Relinquishment Agreement, the City of Pasadena is willing to accept a payment of \$5,000,000 or some other allocation made by the California Transportation Commission (CTC), determined to be in the best interest of CALTRANS, as CALTRANS only payment obligation and even if funds are not available with CALTRANS at the time of resolution of relinquishment by the CTC, to accept

**TRANSPORTATION COMMISSION
RESOLUTION No. R-4089**

TAB 80 - PINK MEETING HANDOUT - Supplementary Attachment

RELINQUISHED FACILITIES immediately upon recordation of CTC's Resolution in the County Recorder's Office and defer the receipt of payment for RELINQUISHED FACILITIES to a date when funding becomes available; and

WHEREAS, this Commission does hereby approve the terms and conditions of said Relinquishment Agreement; and

WHEREAS, this Commission has the authority by resolution to relinquish pursuant to Legislative enactment; and

WHEREAS, in accordance with Section 622.3 of the Streets and Highways Code, as amended by Chapter 835, Statutes of 2019, this Commission has found and determined, and does hereby find and determine, that it is desirable and in the public interest that said highway be relinquished to the City of Pasadena for use as city streets; and

WHEREAS, by Letter dated May 19, 2022, attached as Exhibit A, this Commission has reviewed and determined the CITY acknowledges the Modified Access Report must be approved by FHWA and Caltrans; the CITY further acknowledges Revised Freeway Agreement(s) must be approved by Caltrans and the CITY before conversion of the existing freeway-to-freeway connection to freeway to local streets connections; and

WHEREAS, by letter dated May 19, 2022, this Commission has reviewed and determined that the CITY will notify Caltrans and FHWA if any portion of the relinquished area will not be used for transportation purposes; FHWA and Caltrans will

TAB 80 - PINK MEETING HANDOUT - Supplementary Attachment

review the notification and determine the appropriate actions to comply with federal requirements; and

WHEREAS, the Commission requires Caltrans, in consultation with the City, to report annually at the June CTC Meeting on the status of RELINQUISHED FACILITIES; and

WHEREAS, by letter dated June 16, 2022, attached as Exhibit B, this Commission has reviewed and determined that in the event of Federal Highway Administration (FHWA) exercising its rights under 23 CFR 620.203(f)(3), withholds or proposes to withhold Federal-aid highway funds due to the State of California, as a result of its finding that RELINQUISHED FACILITIES or portion thereof has been abandoned or repurposed by CITY for nonpublic roadway purposes, CITY has agreed, as per letter dated June 16, 2022, to reimburse CALTRANS an amount equal to the funds so withheld or proposed to be withheld by FHWA; and

NOW, THEREFORE, BE IT RESOLVED AND IT IS VOTED by the California Transportation Commission that it relinquish, and it does hereby relinquish, to the City of Pasadena, effective upon the recordation of a certified copy hereof with the Recorder of Los Angeles County, all of the State of California's right, title and interest in and to said State Highway, described as follows:

All those portions of State Highway right of way, shown as Segments 1 through 15, inclusive, on that certain map filed for record on May 26, 2022, in State

TAB 80 - PINK MEETING HANDOUT - Supplementary Attachment

Highway Map Book 21 at pages 8-12, Recorders Index No. 20220568109, Los Angeles County Records.

EXCEPTING AND RESERVING to the State of California any and all rights of ingress to and egress from the highway hereby relinquished in and to the adjacent and adjoining freeway, except at such points as now are or may be established by resolution of this Commission.

THIS IS TO CERTIFY that the foregoing resolution was duly passed by the California Transportation Commission at its meeting regularly called and held on the 29th and 30th day of June 2022 in Sacramento and that the foregoing is a full and correct copy of the original resolution. Dated this ____ day of _____, 2022.

MITCH WEISS, Executive Director
CALIFORNIA TRANSPORTATION COMMISSION



OFFICE OF THE CITY MANAGER

May 19, 2022

Tony Tavares
District 7 Director
California Department of Transportation
100 S. Main Street, Suite 100
Los Angeles, CA 90012

Dear Mr. Tavares,

The City of Pasadena is very appreciative of the collaborative process with the California Department of Transportation (Caltrans) to relinquish the State Route (SR) 710 between Union Street and Columbia Street. We are looking forward to the California Transportation Commission's approval of the relinquishment in the very near future.

Relinquishment is the first step in the process of repurposing the SR 710 stub's transportation operations from freeway-to-freeway connections to freeway to local streets connections. That process – an extensive community engagement effort to determine access configurations – will require an ongoing partnership with Caltrans and the Federal Highway Administration (FHWA). As such the City acknowledges the following:

- Approvals of a Modified Access Report and Revised Freeway Agreements are required prior to conversion of the existing freeway-to-freeway connections to freeway to local street connections; and
- During the repurposing effort, if it is determined that certain portions of the relinquished area would not be used for transportation-related purposes, the City will notify Caltrans and FHWA to review and determine the appropriate actions to comply with federal requirements.

We look forward to continuing to work together to repurpose the existing infrastructure and reconnect this portion of the City of Pasadena.

Sincerely,

A handwritten signature in blue ink that reads "Cynthia J. Kurtz".

Cynthia J. Kurtz
Interim City Manager

Cc: Vincent Mammano, FHWA California Division Administrator.



OFFICE OF THE CITY MANAGER

June 16, 2022

Mr. Tony Tavares
Caltrans District 7
100 South Main Street
Los Angeles, CA 90012

Re: City of Pasadena Commitment to Reimburse Caltrans As Determined by FHWA

Dear Mr. Tavares:

This communication is to confirm the City of Pasadena's understanding regarding post-relinquishment planning requirements.

The City confirms our understanding that in the event of FHWA exercising its rights under 23 CFR 620.203(f)(3), withholds or proposes to withhold Federal-aid highway funds due to the State of California, as a result of its finding that relinquished facilities or portion thereof has been abandoned or repurposed by the City for nonpublic roadway purposes, the City agrees to reimburse Caltrans an amount equal to the funds so withheld or proposed to be withheld by FHWA.

The City of Pasadena looks forward to an ongoing partnership with Caltrans and FHWA as this relinquishment process advances. Should you have any questions, please contact Laura Rubio-Cornejo, Director of Transportation, at (626) 744-6450.

Sincerely,

A handwritten signature in blue ink that reads "Cynthia J. Kurtz". The signature is fluid and cursive.

Cynthia J. Kurtz
Interim City Manager



U.S. Department
of Transportation

**Federal Highway
Administration**

California Division

June 27, 2022

650 Capitol Mall, Suite 4-100
Sacramento, CA 95814
(916) 498-5001
(916) 498-5008 (fax)

In Reply Refer To:
HDA-CA

Tony Tavares, Director
California Department of Transportation
P.O. Box 942873, MS-49
Sacramento, CA 94273-0001

SUBJECT: I-710 Northern Stub Relinquishment

Dear Mr. Tavares,

This is regarding the I-710 Northern Stub Relinquishment, located within the City of Pasadena, Los Angeles County, California. Senate Bill 7 authorized the California Transportation Commission (CTC) to relinquish the I-710 Northern Stub project to the City of Pasadena (City) and remove the facility from the State Highway System.

In coordination with California Department of Transportation (Caltrans) and with the commitment that any potential future use of the relinquished property would require Caltrans involvement, FHWA approved the relinquishment on May 24, 2022. In subsequent meetings with Caltrans and the CTC on June 16, and again on June 21, 2022, the CTC articulated their interest in including reversionary clause language to be incorporated into the relinquishment resolution.

While FHWA recognizes the benefit of having reversionary language included in the documentation associated with this project, it is not something that we have required in past relinquishment proposals. For the purposes of this project, we believe the repayment agreement between Caltrans and the City is adequate assurance for this relinquishment and memorializes the commitment that must be in place to ensure accountability. FHWA will work with Caltrans to develop standard reversionary clause language to become part of future relinquishment proposals. However, that process will likely take some time and involve legal reviews on both sides. In the interest of time and in the spirit of cooperation, we believe the language as proposed will satisfy our concerns regarding potential future use of the relinquished property in this case.

If you have additional questions, please contact David Tedrick, Acting Right of Way Specialist, at (916) 498-5024, or email David.Tedrick@dot.gov.

Sincerely,

Vincent P. Mammano
Division Administrator
Federal Highway Administration