

RESOLUTION NO. 2025-090

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHINO, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE A COOPERATIVE AGREEMENT FOR RELINQUISHMENT 509-S WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION TO RELINQUISH STATE ROUTE 83 (EUCLID AVENUE) WITHIN THE CITY OF CHINO FROM STATE ROUTE 71 TO THE NORTH CITY LIMIT AT RIVERSIDE DRIVE.

WHEREAS, the State of California Department of Transportation ("Caltrans") is authorized to relinquish certain areas of right of way pursuant to Streets and Highways Code Section 73 within a local agency's jurisdiction, with the local agency's consent, and with the approval of the California Transportation Commission ("CTC"); and

WHEREAS, Caltrans and the City of Chino ("City"), pursuant to California Streets and Highways Code Sections 73 and 383, are authorized to enter into a Cooperative Agreement providing for relinquishment by Caltrans to the City a portion of State Highway 83 ("SR-83") also known as Euclid Avenue. Said portion referred to hereinafter as Relinquished Facilities; and

WHEREAS, Caltrans desires to relinquish to the City those portions of SR-83 (Euclid Avenue) within City limits from Post Mile 0.197 to Post Mile 6.41 (northeast of State Route 71 to Riverside Drive) as depicted in Exhibits A-1 through A-5, attached hereto and incorporated by this reference; and

WHEREAS, Caltrans desires to relinquish to the City those portions of SR-83 crossing the federally-managed lands of the United States Army Corps of Engineers (USACE) shown as Segment 1 from Post Mile 0.197 to Post Mile 1.63 as depicted in Exhibits A-1, A-2 and A-3 previously attached and incorporated above. Currently, Caltrans holds a non-transferrable highway easement for SR-83 assigned by USACE. Upon relinquishment by Caltrans, the City understands USACE will immediately assign a permit to operate and maintain said relinquished federal portion shown as Segment 1. City also understands a perfection of title will be completed with USACE resulting in a final road easement to the City and no further action will be required by Caltrans within the relinquished portion; and

WHEREAS, Caltrans desires the City acknowledge the receipt and review of the Environmental Disclosure Memo (EDM): Relinquishment Rel-#509-S dated April 2, 2025 and Caltrans CEQA Determination from Categorically Exempt (CE) dated January 23, 2025; and

WHEREAS, Caltrans is willing to make a lump sum payment to the City to satisfy its obligations set forth in the Cooperative Agreement; and

WHEREAS, during the fund request of financial contribution (FCO) to CTC, Caltrans will include an additional 18.5% allocation, or \$2,938,725 in addition to the original programmed amount of \$15,885,000 for a total funding amount of \$18,823,725.00.

WHEREAS, the City is willing to accept the Relinquished Property from Caltrans upon approval by the CTC of a Resolution of Relinquishment and Caltrans' recording of said Resolution in the County Recorder's Office as a means to fulfill its obligations under the Cooperative Agreement; and

WHEREAS, upon recordation of the CTC's Resolution of Relinquishment in the County Recorder's Office, City will accept and assume full maintenance, ownership, responsibility, control, and liability in perpetuity over the Relinquished Facilities in exchange for the payment of \$18,823,725.00 with the expectation that the CTC will determine that this or some other allocation made by the CTC is in the best interest of Caltrans; and

WHEREAS, relinquishment will occur upon both the approval by the CTC of a Resolution of Relinquishment and recording of said Resolution in the County Recorder's Office; and

WHEREAS, with the intention of facilitating ongoing negotiations between the Parties, the City Council desires to authorize the City Manager to execute the Cooperative Agreement; and

WHEREAS, prior to relinquishing any portion of a state highway, Caltrans must provide ninety (90) day written notice of its intention to relinquish said highway to the City Council under Section 73 of the Streets and Highways Code unless the Council waives this requirement; and

WHEREAS, the execution of this Resolution constitutes City's waiver of the ninety (90) day notice of "Intention to Relinquish" requirement contained in Section 73 of the Streets and Highways Code; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHINO DOES HEREBY RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. The City Council hereby finds and determines that the Recitals of this Resolution are true and correct and hereby incorporated into this Resolution as though fully set forth herein.

SECTION 2. The City of Chino desires to accept the Relinquished Property upon approval by the CTC of a Resolution of Relinquishment and Caltrans's recording of said Resolution in the County Recorder's Office and subject further to Caltrans paying City an additional 18.5% allocation, or \$2,938,725.00 in addition to the original programmed amount of \$15,885,000.00 for a total funding amount of \$18,823,725.00.

SECTION 3. The City Council of the City of Chino hereby waives the ninety (90) day notice of intention to relinquish pursuant to Streets and Highways Code Section 73.

SECTION 4. The City Manager, or designee, is authorized to take all steps needed to accept the relinquishment, including, without limitation, accepting and executing any certificates of acceptance, relinquishments, grant deeds, any other documents, and any other actions as may be necessary in furtherance of the relinquishment.

SECTION 5. This activity is exempt from CEQA pursuant to State CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the relinquishment in question may have a significant effect on the environment.

SECTION 6. The City Clerk shall certify to the adoption of the Resolution.

The City Clerk of the City of Chino shall certify as to the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 2nd day of December 2025.

EUNICE M. ULLOA, MAYOR

ATTEST:

NATALIE GONZAGA, CITY CLERK

APPROVED AS TO FORM:

FRED GALANTE
CITY ATTORNEY

ATTACHMENTS:

EXHIBIT A-1 Proposed Relinquishment 509-S to the City of Chino
EXHIBIT A-2 Proposed Relinquishment 509-S to the City of Chino
EXHIBIT A-3 Proposed Relinquishment 509-S to the City of Chino
EXHIBIT A-4 Proposed Relinquishment 509-S to the City of Chino
EXHIBIT A-5 Proposed Relinquishment 509-S to the City of Chino

State of California)
County of San Bernardino) §
City of Chino)

I, NATALIE GONZAGA, City Clerk of the City of Chino, do hereby certify that the foregoing Resolution was duly adopted by the City Council at a regular meeting held on the 2nd day of December 2025 by the following votes:

AYES:

NOES:

ABSENT:

NATALIE GONZAGA, CITY CLERK

(SEAL)