



DATE: August 18, 2010
TO: Honorable Mayor and City Councilmembers
FROM: Economic and Community Development Department
SUBJECT: **DEDICATION OF RIGHT-OF-WAY FOR NCTD BUS TURN-OUT ON OCEANSIDE BOULEVARD WEST OF RANCHO DEL ORO DRIVE**

SYNOPSIS

Staff recommends that the City Council adopt a resolution dedicating a portion of City-owned real property (El Corazon APN 162-082-43) as public street right-of-way for a transit bus turn-out on Oceanside Boulevard, west of Rancho del Oro Drive.

BACKGROUND

North County Transit District ("NCTD") is requesting the dedication of additional street right-of-way to accommodate a transit bus turn-out at the bus stop on the north side of Oceanside Boulevard, west of Rancho del Oro Drive. This bus stop is adjacent to the El Corazon property and serves riders to and from the Rancho del Oro Sprinter Station and the El Corazon Senior Center, among other destinations.

The bus turn-out will improve safety at this stop by allowing buses to pull further out of vehicle and bicycle traffic when dropping off and picking up passengers at this location.

ANALYSIS

Should the City Council agree to the request for addition right-of-way to accommodate a bus turn-out at the subject stop, it would be appropriate to adopt a resolution dedicating the needed portion of the El Corazon property for public street purposes.

FISCAL IMPACT

The bus turn-out is a NCTD-funded project. There are no City funds involved with the project.

COMMISSION OR COMMITTEE REPORT

Does not apply.

CITY ATTORNEY'S ANALYSIS

The referenced document has been reviewed by the City Attorney and approved as to form.

RECOMMENDATION

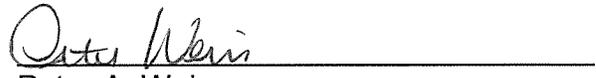
Staff recommends that the City Council adopt a resolution dedicating a portion of City-owned real property (El Corazon APN 162-082-43) as public street right-of-way for a transit bus turn-out on Oceanside Boulevard, west of Rancho del Oro Drive.

PREPARED BY:

SUBMITTED BY:



William F. Marquis
Senior Property Agent



Peter A. Weiss
City Manager

REVIEWED BY:

Michelle Skaggs Lawrence, Deputy City Manager



Jane McVey, Economic and Community Development Director



Douglas E. Eddow, Real Property Manager



RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, DEDICATING CERTAIN CITY-OWNED REAL PROPERTY FOR PUBLIC STREET PURPOSES AND APPURTENANT USES

(Bus Turn-out Oceanside Boulevard, West of RDO Drive)

WHEREAS, the City of Oceanside is the fee owner of that certain real property situated in the City of Oceanside, County of San Diego, State of California, as more particularly described in a legal description thereof, marked Exhibit "A", and as shown on a sketch thereof marked Exhibit "B", attached hereto and incorporated herein by this reference;

WHEREAS, the safety of the traveling public on the public streets is a prime concern of the City and providing turn-outs for transit buses at bus stops is a means of providing safe loading and unloading of transit passengers, the motoring public, and bicyclists; and

WHEREAS, this City Council desires to dedicate the real property described in said Exhibit "A" for public street and highway easement and right-of-way purposes and appurtenant uses.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That this City Council hereby dedicates a perpetual easement and right-of-way for, and the right to use for public street and highway purposes and those appurtenances and uses commonly associated therewith, through, in, on, across, over, under and above the real property described in said Exhibit "A".

SECTION 2. That said easement and right-of-way is to continue in full force and effect so long as said property is used for the above stated purposes and uses and until such time that said easement and right-of-way has been lawfully vacated or abandoned by the duly constituted public authorities, at which time said property

1 shall revert to the person, persons or entity entitled thereto.

2 SECTION 3. That the City Clerk shall cause a certified copy of this resolution
3 to be recorded in the Office of the County Recorder of San Diego County
4 evidencing this action.

5 SECTION 4. That said dedication shall be effective upon the filing of said
6 certified copy in the Official Records of San Diego County.

7 PASSED AND ADOPTED by the City Council of the City of Oceanside,
8 California, this ____ day of _____, 2010, by the following vote:

9 AYES:
10 NAYS:
11 ABSENT:
12 ABSTAIN:

Mayor

13 ATTEST:

14 APPROVED AS TO FORM:
15 OFFICE OF THE CITY ATTORNEY

16 _____
17 City Clerk

18 *Barbara Hamilton, ASST*
19 _____
20 City Attorney

21 Resolution dedicating public street right-of-way for Bus
22 Turn-out on Oceanside Boulevard, west of RDO Drive
23
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27
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EXHIBIT "A"

LEGAL DESCRIPTION

A RIGHT-OF-WAY DEDICATION IN A PORTION OF PARCEL A OF CERTIFICATE OF COMPLIANCE NO. PLA-04-2004, RECORDED SEPTEMBER 9, 2004 AS DOCUMENT NO. 2004-0858200, BEING ALSO A PORTION OF PARCEL 3 OF PLA-20-2003 RECORDED AUGUST 25, 2004 AS DOCUMENT NO. 2004-0810046, BEING ALSO A PORTION OF LOT 5 OF RANCHO DEL ORO - MASTER SUBDIVISION MAP WEST ACCORDING TO MAP THEREOF NO. 11410 FILED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF SAN DIEGO ON DECEMBER 27, 1985, ALL IN THE CITY OF OCEANSIDE, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF OCEANSIDE BOULEVARD (112 FEET WIDE, 56 FEET ON EITHER SIDE OF SAID CENTERLINE) AS DEDICATED PER FILE NO. 165919 RECORDED OCTOBER 25, 1967, AND PER DOCUMENT NO. 83-214976 RECORDED JUNE 24, 1983, WITH THE CENTERLINE OF RANCHO DEL ORO AS DEDICATED PER DOCUMENT NO. 2007-0275116 RECORDED APRIL 23, 2007 AND AS SHOWN ON RECORD OF SURVEY MAP NO. 18354, FILED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF SAN DIEGO ON JULY 16, 2004; THENCE ALONG SAID CENTERLINE OF OCEANSIDE BOULEVARD, SOUTH 76°33'40" WEST 90.03 FEET (NORTH 76°33'54" EAST PER SAID MAP NO. 11410 AND PER SAID DOCUMENT NO. 83-214976, NORTH 76°34'01" EAST PER SAID CERTIFICATE OF COMPLIANCE NO. PLA-04-2004, NORTH 76°33'25" EAST PER SAID RECORD OF SURVEY NO. 18354); THENCE NORTH 13°26'20" WEST 56.00 FEET TO THE MOST SOUTHERLY CORNER OF THE WESTERLY RIGHT-OF-WAY LINE OF SAID RANCHO DEL ORO ROAD, SAID POINT BEING ALSO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID OCEANSIDE BOULEVARD AND THE TRUE POINT OF BEGINNING; THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF OCEANSIDE BOULEVARD PARALLEL TO THE ABOVE-DESCRIBED CENTERLINE OF OCEANSIDE BOULEVARD, SOUTH 76°33'40" WEST 294.06 FEET; THENCE LEAVING SAID NORTHERLY RIGHT-OF-WAY LINE, NORTH 13°26'20" WEST 13.00 FEET; THENCE NORTH 76°33'40" EAST 21.10 FEET; THENCE NORTH 64°14'09" EAST 54.56 FEET; THENCE NORTH 76°33'40" EAST 7.64 FEET; THENCE NORTH 13°26'20" EAST 4.00 FEET; THENCE NORTH 76°33'40" EAST 31.00 FEET; THENCE SOUTH 13°26'20" EAST 4.00 FEET, THENCE NORTH 76°33'40" EAST 23.24 FEET; THENCE NORTH 85°34'46" EAST 72.19 FEET; THENCE NORTH 76°33'40" EAST 86.48 FEET TO THE ABOVE-DESCRIBED WESTERLY RIGHT-OF-WAY LINE OF RANCHO DEL ORO ROAD; THENCE ALONG SAID WESTERLY RIGHT-OF-WAY LINE, SOUTH 13°27'06" EAST (SOUTH 13°27'21" EAST PER DOCUMENT NO. 2007-0275116 AND RECORD OF SURVEY NO. 18354) 13.33 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 5433 SQ. FT. OR 0.125 ACRE, MORE OR LESS.

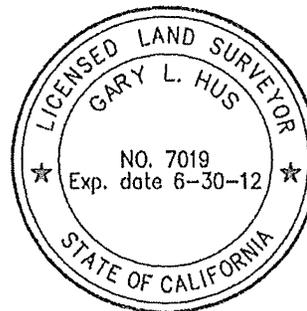
ALL DISTANCES SHOWN HEREON ARE GROUND DISTANCES (EXCEPT AS NOTED). ALL BEARINGS SHOWN HEREON ARE GRID, BASED UPON CALIFORNIA COORDINATE SYSTEM, CCS 83, ZONE 6, EPOCH 1991.35



 GARY L. HUS NO. 7019

6-16-2010

 DATE



OWNER: THE CITY OF OCEANSIDE	CITY OF OCEANSIDE
SITE ADDRESS: RANCHO DEL ORO RD. & OCEANSIDE BLVD.	ENGINEERING DIVISION
ENGINEER: PROJECT DESIGN CONSULTANTS 701 'B' STREET, SUITE 800 SAN DIEGO, CA 92101	RIGHT-OF-WAY DEDICATION PLAT
APN# 162-082-43 FILE# ROWD10-00002, CIP-00019	DATE: 06/16/2010 SHEET 1 OF 3

EXHIBIT "B"

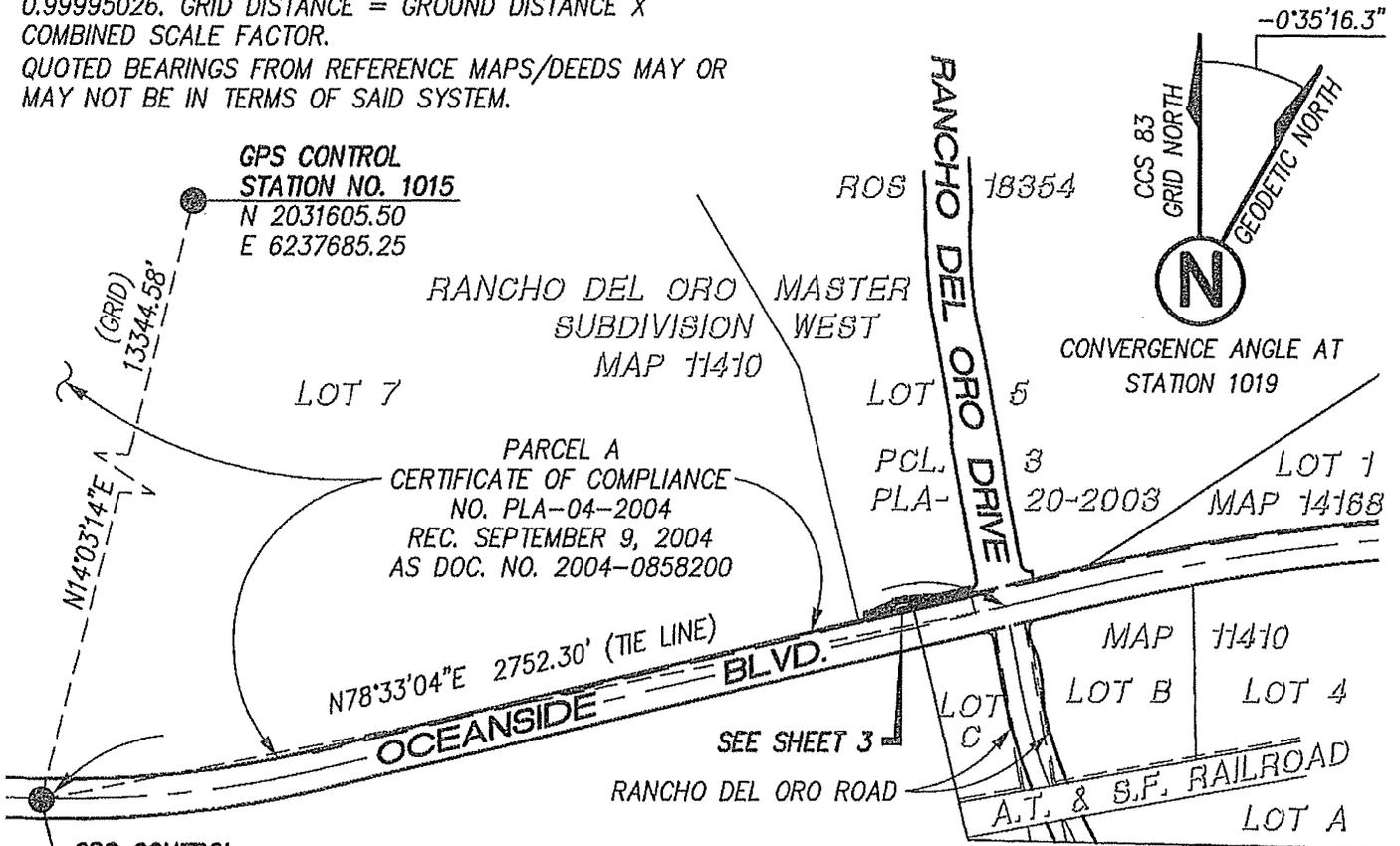
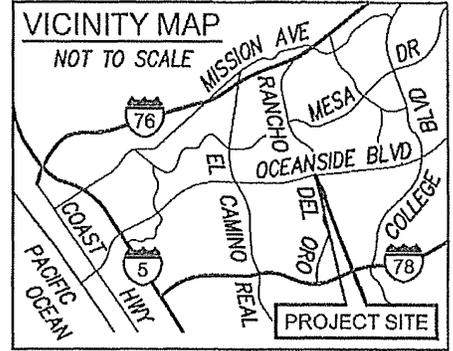
BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS PLAT IS THE CALIFORNIA COORDINATE SYSTEM, NAD 83, ZONE 6 AND WAS ESTABLISHED BETWEEN STATION NO. 1019 AND 1015 PER THE CITY OF OCEANSIDE GPS CONTROL SURVEY PERFORMED BY JOHNSON-FRANK & ASSOC. IN 1991 AND AVAILABLE AT THE ENGINEERING OFFICE OF SAID CITY OF OCEANSIDE.

I.E. NORTH 14°03'14" EAST.

THE COMBINED SCALE FACTOR AT STATION NO. 1019 IS 0.99995026. GRID DISTANCE = GROUND DISTANCE X COMBINED SCALE FACTOR.

QUOTED BEARINGS FROM REFERENCE MAPS/DEEDS MAY OR MAY NOT BE IN TERMS OF SAID SYSTEM.



LEGEND

- INDICATES R/W DEDICATION TO OCEANSIDE BLVD. AREA=5433 SQ. FT. OR 0.125 ACRE
- POC** INDICATES POINT OF COMMENCEMENT
- TPOB** INDICATES TRUE POINT OF BEGINNING
- [] INDICATES RECORD DATA PER MAP 11410
- < > INDICATES RECORD DATA PER ROS 18354
- INDICATES FOUND MONUMENT AS NOTED

GARY L. HUS NO. 7019 DATE

SCALE 1"=500'

OWNER: THE CITY OF OCEANSIDE	CITY OF OCEANSIDE ENGINEERING DIVISION RIGHT-OF-WAY DEDICATION PLAT		
SITE ADDRESS: RANCHO DEL ORO RD. & OCEANSIDE BLVD.			
ENGINEER: PROJECT DESIGN CONSULTANTS 701 'B' STREET, SUITE 800 SAN DIEGO, CA 92101			
APN# 162-082-43	FILE# ROWD10-00002, CIP-00019	DATE: 06/16/2010	SHEET 2 OF 3

EXHIBIT "B"

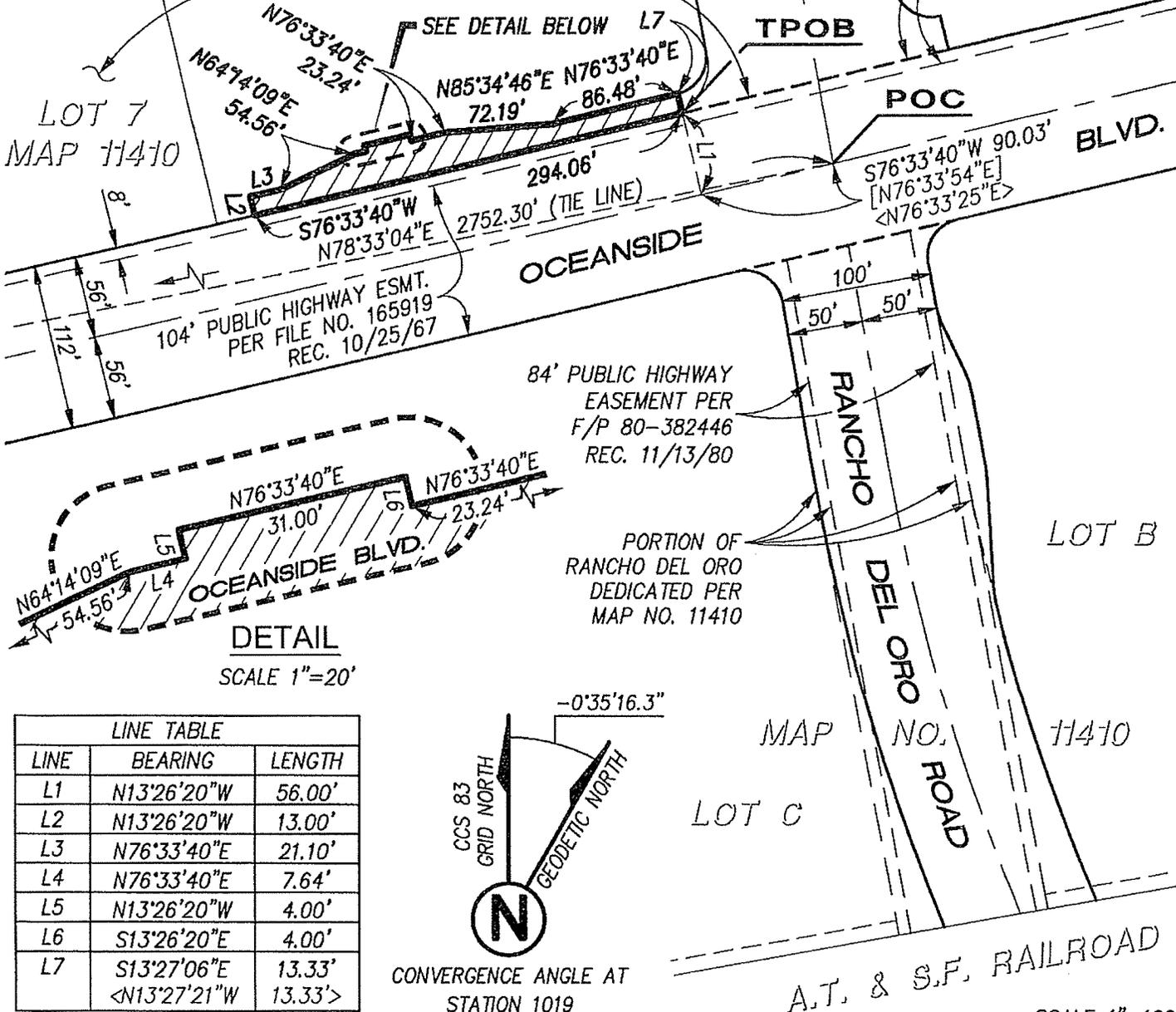
POR. PCL. 3
PLA-20-2003

PORTION OF RANCHO
DEL ORO DEDICATED PER
DOC. NO. 2007-0275116
REC. 4/23/07

PARCEL A
CERTIFICATE OF COMPLIANCE
NO. PLA-04-2004
REC. SEPTEMBER 9, 2004
AS DOC. NO. 2004-0858200

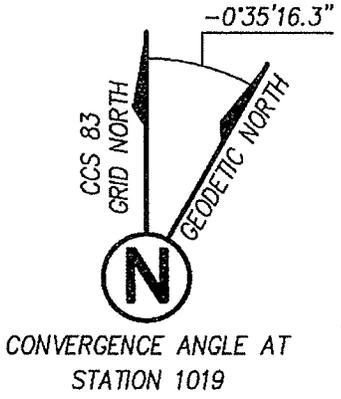
POR. PCL. 3
PLA-20-2003

8' PUBLIC HIGHWAY
EASEMENT PER DOC.
NO. 83-214976
REC. 6/24/83



DETAIL
SCALE 1"=20'

LINE	BEARING	LENGTH
L1	N13°26'20"W	56.00'
L2	N13°26'20"W	13.00'
L3	N76°33'40"E	21.10'
L4	N76°33'40"E	7.64'
L5	N13°26'20"W	4.00'
L6	S13°26'20"E	4.00'
L7	S13°27'06"E <N13°27'21"W	13.33' 13.33'



OWNER: THE CITY OF OCEANSIDE	CITY OF OCEANSIDE
SITE ADDRESS: RANCHO DEL ORO RD. & OCEANSIDE BLVD.	
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