

**COUNTY OF SAN DIEGO
BOARD OF SUPERVISORS - LAND USE
WEDNESDAY, AUGUST 17, 2022**

MINUTE ORDER NO. 5

SUBJECT: GENERAL SERVICES - ADOPT RESOLUTION TO SUMMARILY VACATE PORTIONS OF OTAY MESA ROAD, AND AN IRREVOCABLE OFFER OF DEDICATION FOR PORTIONS OF ALTA ROAD, LONE STAR ROAD, AND AN UNNAMED ROAD IN THE EAST OTAY MESA COMMUNITY PLAN AREA (VACATION NO. 2022-0011) (DISTRICT: 1)

OVERVIEW

The Asset Management Division of the Department of General Services is processing a request to summarily vacate a portion of Otay Mesa Road, and an Irrevocable Offer of Dedication (IOD) for portions of Alta Road and Lone Star Road, which are all county-maintained roadways; and an IOD for an unnamed local industrial road that has not been constructed. A summary vacation is a streamlined process by which a public road, offer of dedication for a public road, or public service easement is abandoned through one action where public noticing is not required. A summary vacation may be requested by the public if the easement interests are found to be excess to County of San Diego (County) needs and are not required for the purposes for which they were obtained. In many cases, vacating a public road, an offer of dedication for a public road, or a public service easement can be a public benefit through improved use of the land made available by the vacation.

The applicant has requested to vacate two portions of the northerly side of Otay Mesa Road, and an IOD for portions of the west side of Alta Road, the south side of Lone Star Road, and the east side of an unnamed local industrial road that encumber their property. The property is located in an industrial area at the northwest corner of Otay Mesa Road and Alta Road, within the East Otay Mesa Community Plan Area in the unincorporated community of East Otay Mesa. The vacated areas are excess because the remaining roadways will be in accordance with the Mobility Element per the General Plan. This vacation will allow the owner to expand industrial development where the site is zoned for heavy industrial uses such as manufacturing operations, wholesale storage and distribution manufacturing, salvage yards and outdoor storage.

Today's request is for the Board of Supervisors to adopt a Resolution to summarily vacate two portions of Otay Mesa Road, and an IOD for portions of Alta Road, Lone Star Road, and an unnamed road, which are excess right-of-way not required for street or highway purposes.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Find the proposed vacation is not subject to review under the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines section 15060(c)(2) and 15060(c)(3) because the action would result in the summary vacation of a public right-of-way easement that is not needed for public road purposes and will not have a reasonably foreseeable direct or indirect effect on the environment and is therefore not a project subject to CEQA as defined in section 15378.
2. Adopt a Resolution entitled: RESOLUTION TO SUMMARILY VACATE PORTIONS OF OTAY MESA ROAD, AND AN IRREVOCABLE OFFER OF DEDICATION FOR PORTIONS OF ALTA ROAD, LONE STAR ROAD, AND AN UNNAMED ROAD IN THE EAST OTAY MESA COMMUNITY PLAN AREA (VACATION NO. 2022-0011).
3. Direct the Clerk of the Board to record the Resolution for Vacation No. 2022-0011 pursuant to State of California Streets and Highways Code Section 8336.

EQUITY IMPACT STATEMENT

The removal of encumbrances from private lands that are no longer needed for public road purposes will provide an overall public benefit and improve use of the land made available by the vacation. The proposed summary vacation is located in an industrial area and will allow parcel owners that were impacted by the encumbrances to better use their property. The existing surrounding road system will continue to provide adequate access for all properties located near the proposed vacation and the summary vacation would not preclude future development.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan in the Department of General Services. If approved, this request will result in estimated costs and revenue of \$4,000 to process the proposed summary vacation. The funding source is a deposit from the applicant. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 22-123, entitled: RESOLUTION TO SUMMARILY VACATE PORTIONS OF OTAY MESA ROAD, AND AN IRREVOCABLE OFFER OF DEDICATION FOR PORTIONS OF ALTA ROAD, LONE STAR ROAD, AND AN UNNAMED ROAD IN THE EAST OTAY MESA COMMUNITY PLAN AREA (VACATION NO. 2022-0011).

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

State of California)
County of San Diego) §

I hereby certify that the foregoing is a full, true and correct copy of the Original entered in the Minutes of the Board of Supervisors.

ANDREW POTTER
Clerk of the Board of Supervisors



Signed
by Andrew Potter