



# CITY COUNCIL STAFF REPORT



**December 7, 2021**

## **ITEM TITLE**

Right-of-Way Designation: Designating and Setting Aside Certain City-Owned Real Property Known as Shinohara Lane as Right-of-Way for Public Streets and Public Utility Purposes

**Report Number:** 21-0208

**Location:** 517 Shinohara Lane

**Department:** Development Services

**Environmental Notice:** The Project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15305 Class 5 (Minor Alterations in Land Use Limitations) and Section 15301 Class 1 (Existing Facilities).

## **Recommended Action**

Adopt a resolution designating and setting aside certain city-owned real property known as Shinohara Lane as right-of-way for public streets and public utility purposes.

## **SUMMARY**

The City Council desires to designate and set aside a perpetual right-of-way for street and public utility purposes through, in, on, across, over, under, and above the real property described as described as One Foot Control Lot "A" ("Lot A"), according to Parcel Map No. 14521 filed in the Office of the County Recorder of said County, October 20, 1986; as shown on a sketch thereof, marked Attachment 1. Said right-of-way is to continue in full force and effect so long as Lot A is used for the above stated purposes and uses and until such time that said right-of-way has been lawfully vacated or abandoned by the duly constituted public authorities, at which time, Lot A shall revert to the person, persons or entity entitled thereto. Said designation and setting aside shall be effective upon the City Clerk filing of said certified copy in the Official Records of San Diego County.

## **ENVIRONMENTAL REVIEW**

The Director of Development Services has reviewed the proposed project for compliance with the California Environmental Quality Act (CEQA) and has determined that the project qualifies for a Categorical Exemption pursuant to State CEQA Guidelines Section 15305 Class 5 (Minor Alterations in Land Use Limitations) and

Section 15301 Class 1 (Existing Facilities) because the activity consists of setting aside a perpetual right-of-way for public street and public utility purposes. Thus, no further environmental review is required.

#### **BOARD/COMMISSION/COMMITTEE RECOMMENDATION**

Not applicable.

#### **DISCUSSION**

The City of Chula Vista is the fee owner of that certain real property situated in the City of Chula Vista, County of San Diego, State of California, more particularly described as One Foot Control Lot "A", according to Parcel Map No. 14521 filed in the Office of the County Recorder of said County, October 20, 1986.

The public need and convenience require that certain public street and appurtenant works be constructed and placed through, in, on, across, over, under, and above that portion of the above-described real property, Lot A for the improvement of Shinohara Lane, containing approximately 50 square feet. Said portion of Lot A is more particularly described in a legal description thereof, marked Attachment 1, and as shown on a sketch thereof, marked Attachment 2, both attached hereto and incorporated herein by this reference.

#### **DECISION-MAKER CONFLICT**

Staff has reviewed the property holdings of the City Council members and has found no property holdings within 1,000 feet of the boundaries of the property which is the subject of this action. Consequently, this item does not present a disqualifying real property-related financial conflict of interest under California Code of Regulations Title 2, section 18702.2(a)(7) or (8), for purposes of the Political Reform Act (Cal. Gov't Code §87100, et seq.).

Staff is not independently aware and has not been informed by any City Council member, of any other fact that may constitute a basis for a decision-maker conflict of interest in this matter.

#### **CURRENT-YEAR FISCAL IMPACT**

There is no current-year fiscal impact to the City's General Fund or Development Services Fund as a result of this action.

#### **ONGOING FISCAL IMPACT**

There is no ongoing fiscal impact to the City's General Fund or Development Services Fund as a result of this action.

#### **ATTACHMENTS**

Attachment 1: Legal Description

Attachment 2: Location Plat

*Staff Contact: Tiffany Allen, Director of Development Services  
Boushra Salem, Principal Civil Engineer*