



## Legislation Text

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**File #:** 21-1621, **Version:** 1

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**FROM:**

Engineering

**SUBJECT:**

Adopt a Resolution Summarily Vacating Portions of Lytle Creek Road North of Duncan Canyon Road and South Highland Avenue West of Oleander Avenue

**RECOMMENDATION:**

Adopt **Resolution No. 2022-112**, Summarily Vacating a portion of real property located north of Duncan Canyon Road, along what is commonly referred to as Lytle Creek Avenue; and a portion of real property located west of Oleander Avenue, along what is commonly referred to as South Highland Avenue, pursuant to the Streets and Highways Code, finding that adequate consideration exists for the transfer of property, once vacated, to the landowner of both parcels adjacent to the property.

**COUNCIL GOALS:**

- Invest in the City's infrastructure (streets, sewers, parks, etc.) by maintaining and improving the city's existing infrastructure.
- Invest in the City's infrastructure (streets, sewers, parks, etc.) by providing for the development of new infrastructure.

**DISCUSSION:**

A portion of Lytle Creek Road north of Duncan Canyon Road was originally intended to be used for streets and public utility purposes. To meet the requirements of the conditions of approval for TTM16-000003, which was approved by the Planning Commission on April 8<sup>th</sup>, 2019, and as a part of the Agreement Regarding Lytle Creek Road Right of Way Exchange and Joint Escrow Instructions, which was approved by the City Council on August 11<sup>th</sup>, 2021, the alignment of a portion of Lytle Creek Road was reconfigured, and the street was realigned to connect to Coyote Canyon Road to the south. With the realignment, a portion of existing Lytle Creek Road will no longer be in use and will be superseded by relocation.

A portion of South Highland Avenue located at the southwest corner of South Highland Avenue and Oleander Avenue was originally intended to be used for streets and public utility purposes. However, after the construction of South Highland Avenue, a remnant portion of South Highland Avenue was not used and has not been used for a period of five consecutive years. To meet the requirements of the conditions of approval for TPM20-000012, which was approved by the Planning Commission on April 21, 2021, this right-of-way is to be vacated.

The Streets and Highways Code contains provisions to vacate or abandon roadways that are no longer in use. A portion of Lytle Creek Road and a portion of South Highland Avenue qualify for a

summary vacation under said provisions. The proposed action to “Summarily Vacate” will essentially relinquish the roadways no longer needed to the adjacent property owners.

**FISCAL IMPACT:**

None

**MOTION:**

Approve staff recommendation.