



# CITY COUNCIL AGENDA STATEMENT



April 13, 2021

File ID: 2021-0041

## **TITLE**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ORDERING THE SUMMARY VACATION OF A PORTION OF AN IRREVOCABLE OFFER OF DEDICATION FOR OPEN SPACE AND OTHER PUBLIC PURPOSES OF LOT "A" PER FINAL MAP NO. 16291, CHULA VISTA TRACT NO. 15-0007, OTAY RANCH PLANNING AREA 12

## **RECOMMENDED ACTION**

Council adopt the resolution.

## **SUMMARY**

This action will vacate a portion of the existing Irrevocable Offer of Dedication (IOD) of Lot "A" of Final Map 16291 so that Baldwin & Sons (Developer) can complete a Lot Line Adjustment (LLA) between lots 1, 2 and Lot A of Map No 16291 to accommodate the Marriott Courtyard construction, outside the constraints of the existing lot lines. In accordance with Section 7050 of the California Government Code and Chapter 4, Section 8335 of the California Streets and Highways Code, this type of vacation may be performed through adoption of a resolution.

## **ENVIRONMENTAL REVIEW**

The Development Services Director has reviewed the proposed project for compliance with the California Environmental Quality Act (CEQA) and has determined that the project was adequately covered in previously certified Final Environmental Impact Report for the Otay Ranch Freeway Commercial Sectional Planning Area (SPA) Plan - Planning Area 12 (FEIR 02-04) (SCH #1989010154) and Addendums to FEIR 02-04. Thus, no further environmental review or documentation is required.

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

Not applicable.

## **DISCUSSION**

The Developer submitted a lot line adjustment between Lots 1, 2 and A of Map 16291 due to proposed hotel parking, sidewalk, retaining wall, and utilities that will encroach into the City's open space Lot A. The existing Lot A IOD was offered by the Developer to the City for open space and other public purposes and the offer was rejected on said final map.

With this proposed action, the City will vacate a portion of the existing IOD recorded with Final Map 16291 on August 22, 2019 for Lot A, and in accordance with Section 7050 of the California Government Code and Chapter 4, Section 8335 of the California Streets and Highways Code, this type of vacation may be performed through adoption of a resolution of vacation by the City Council and recordation of a certified copy of the resolution attested to by the City Clerk.

#### **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**

All costs associated with processing the summary vacation is borne by the Developer, resulting in no net fiscal impact to the General Fund or the Development Services Fund.

#### **ONGOING FISCAL IMPACT**

There is no ongoing fiscal impact associated with the partial vacation of the IOD.

#### **ATTACHMENTS**

Attachment 1: Vicinity Map

Attachment 2: Proposed Lot Line Adjustment

*Staff Contact: Boushra Salem, Principal Civil Engineer, Development Services Department*