

RESOLUTION NO. 13-7866

**RESOLUTION TO ACCEPT A PORTION OF RIGHT OF WAY ALONG STATE HIGHWAY 70, ADJACENT TO THE COUNTY'S ROCKY POINT PIT**

**WHEREAS**, the County of Plumas, through its Department of Public Works, operates a gravel pit on land identified as APN 025-110-027; and,

**WHEREAS**, the State of California, Department of Transportation, is in possession of certain highway right of way in the County of Plumas, on State Highway 70 at Post Mile 78.2; and,

**WHEREAS**, said right of way is no longer needed for State highway purposes and the State of California desires to relinquish said right of way to the County of Plumas.

**NOW, THEREFORE, BE IT RESOLVED**, that the Plumas County Board of Supervisors agrees to accept said right of way as highlighted on the attached maps marked, EXHIBIT "A".

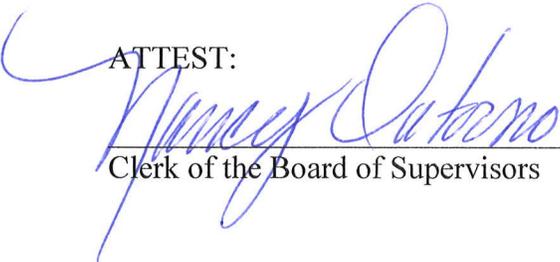
**BE IT FURTHER RESOLVED**, that that the Plumas County Board of Supervisors agrees to waive the 90-day notice period as provided for in Section 73 of the Streets and Highways Code.

The foregoing Resolution, was duly passed and adopted by the Board of Supervisors of the County of Plumas, State of California, at a regular meeting of said Board held on the 16<sup>th</sup> day of April, 2013 by the following vote:

AYES: Supervisors: THRALL, GOSS, SIMPSON, KENNEDY, SWOFFORD  
NOES: Supervisors: NONE  
ABSENT: Supervisors: NONE

  
\_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:

  
\_\_\_\_\_  
Clerk of the Board of Supervisors

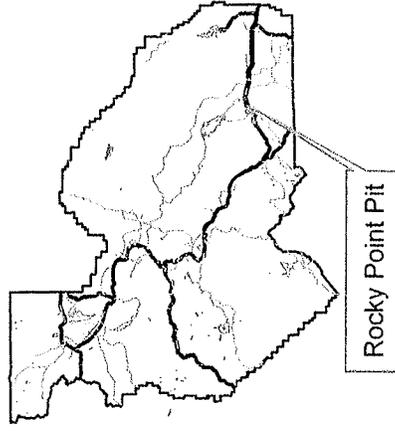
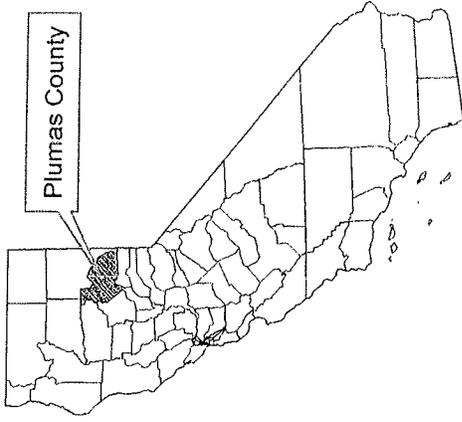
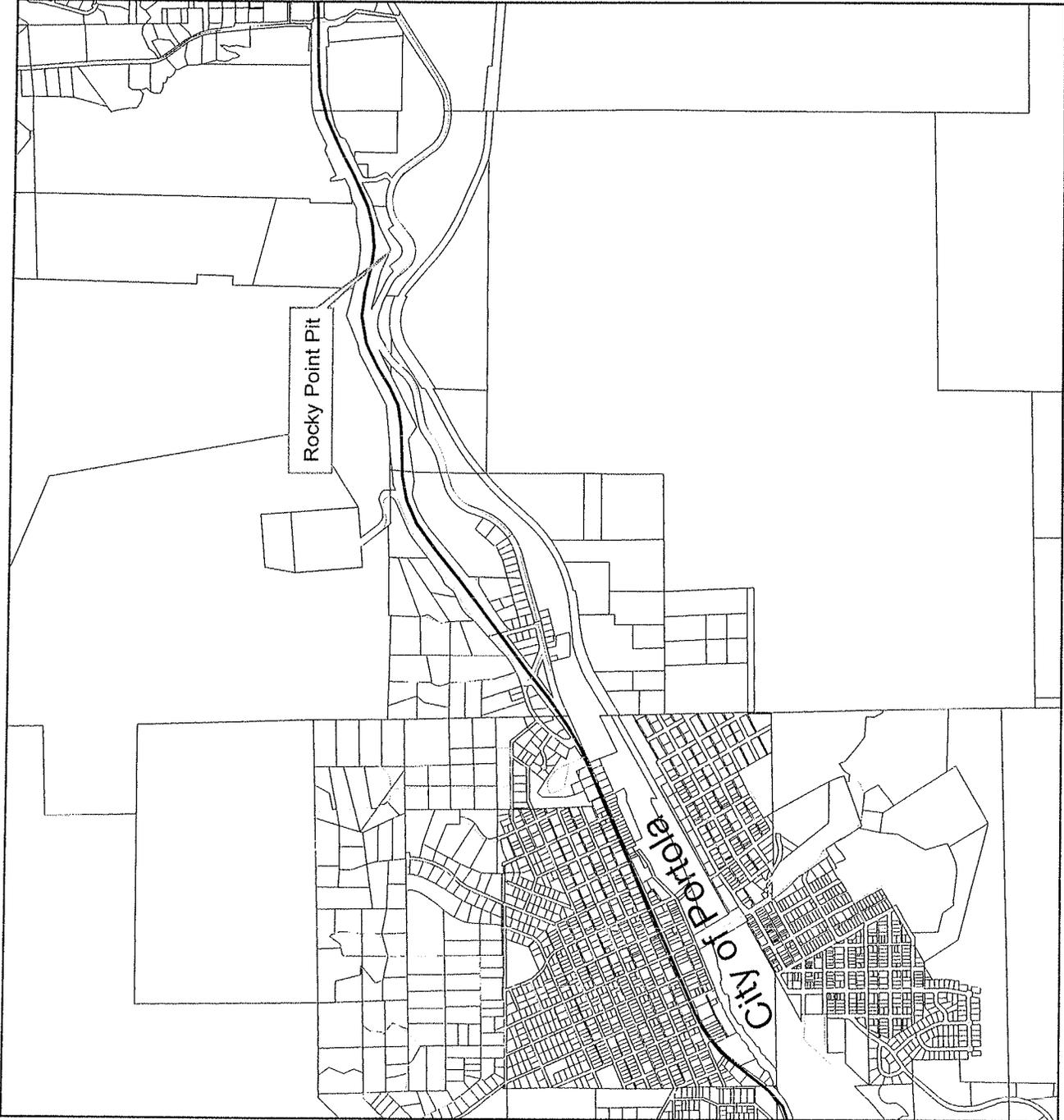


EXHIBIT A

**DEPARTMENT OF TRANSPORTATION**

DISTRICT 2

1675 Riverside Dr.

REDDING, CA 96001

PHONE (530) 225-3420

FAX (530) 225-3021

*Flex your power!  
Be energy efficient!*

CERTIFIED MAIL NO. 7007 0710 0003 1111 9714  
RETURN RECEIPT REQUESTED

02-Plu.- State Highway 70  
Relinquishment #10467

February 21, 2013

Plumas County Board of Supervisors  
520 W. Main Street  
Quincy, CA. 95971

Dear Board Members:

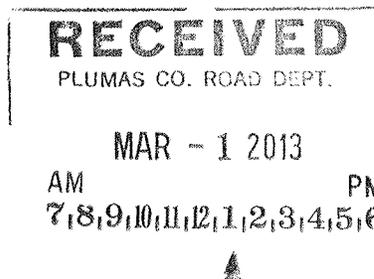
Enclosed are three copies of a proposed Plumas County Board of Supervisors Resolution and an Exhibit "A" map. These were prepared for Board execution to show the County of Plumas' willingness to accept, upon relinquishment, certain right of way on State Highway Route 70 at Post Mile 78.2.

If you concur with our proposal, please present the Resolution to the Plumas County Board of Supervisors for their consideration. The original and one copy of the executed Resolution should be returned to me.

Please contact this office if you have any questions regarding this Resolution.

Sincerely,

  
John Garland  
Transportation Surveyor  
Right of Way Engineering



# PLUMAS COUNTY PLANNING & BUILDING SERVICES

555 Main Street  
Quincy, CA 95971-9366  
(530) 283-7011

www.plumascounty.us



April 3, 2013

By Randy Wilson, Plumas County Zoning Administrator *PLW*

Request by the Plumas County Department of Public Works for General Plan consistency for the acquisition of a portion of right-of-way from the California Department of Transportation (CALTRANS). The right-of-way property has a General Plan Designation of Mining Resources and is Zoned Mining, SP-Scenic Road. Plumas County has a mine on the adjoining property, APN 025-110-027. This mine is permitted with an active Reclamation Plan. The purpose of this acquisition is to create and maintain slopes in conformance with the Surface Mining and Reclamation Act (SMARA). APN 025-110-027 has a General Plan Designation of Mining Resource is Zoned Mining, Sp-Scenic area.

Public Resources Code Section 65402 states:

65402. (a) If a general plan or part thereof has been adopted, no real property shall be acquired by dedication or otherwise for street, square, park or other public purposes, and no real property shall be disposed of, no street shall be vacated or abandoned, and no public building or structure shall be constructed or authorized, if the adopted general plan or part thereof applies thereto, until the location, purpose and extent of such acquisition or disposition, such street vacation or abandonment, or such public building or structure have been submitted to and reported upon by the planning agency as to conformity with said adopted general plan or part thereof. The planning agency shall render its report as to conformity with said adopted general plan or part thereof within forty (40) days after the matter was submitted to it, or such longer period of time as may be designated by the legislative body.

The Plumas County Zoning Administrator finds that this acquisition is consistent with the Plumas County General plan because:

- A. The General Plan Designation of the right-of-way to be acquired is Mining Resource and the Zoning is Mining, SP-Scenic Road, which accommodates using the acquired property to maintain stable slopes in conformance with the Surface Mining and Reclamation Act.

EXHIBIT C