



Board Agenda Item 36

DATE: September 5, 2023

TO: Board of Supervisors

SUBMITTED BY: Steven E. White, Director
Department of Public Works and Planning

SUBJECT: Request by the City of Fresno to Obtain Right-of-Way in the Unincorporated Area of Fresno County

RECOMMENDED ACTION(S):

Approve request by the City of Fresno to acquire right-of-way, excluding eminent domain condemnation actions or threat of eminent domain action, from parcels adjacent to existing County right-of-way in an identified unincorporated area of the County as needed in conjunction with the City's development of street and traffic signal improvements at N. Willow Avenue and Alicante Drive.

Approval of the recommended action will authorize the City of Fresno (City) (Attachment A) to acquire additional right-of-way (ROW) in the unincorporated area, at N. Willow Avenue and Alicante Drive (Attachment B), to provide street and traffic signal improvements. Once acquired, the ROW will be dedicated to the County. The City has been advised that your Board's approval of the recommended action does not include approval to undertake eminent domain proceedings or threaten eminent domain proceedings. This item pertains to a location in District 5.

ALTERNATIVE ACTION(S):

If your Board does not approve the action, the City will be unable to acquire right-of way and construct street and traffic signal improvements at N. Willow and Alicante Drive.

FISCAL IMPACT:

There is no Net County Cost associated with the recommended action. The City will acquire the road ROW from property owners and will construct the street and traffic signal improvements with no fiscal impact to the County. Construction management of the work will be performed by the City and the Department of Public Works and Planning staff will provide oversight inspection of the improvements through application of an encroachment permit for the work in County areas. The City of Fresno will be responsible for continued maintenance of the improvements, per Attachment A.

DISCUSSION:

The City plans to make street and intersection improvements at N. Willow Avenue and Alicante Drive to accommodate increased traffic from urbanization. North Willow Avenue is designated as an Arterial in the County General Plan. Arterials provide for mobility within the county and its cities, carrying through traffic on continuous routes and joining major traffic generators, freeways, expressways, super arterials, and other arterials. Access to abutting private property and intersecting local streets is generally restricted. Alicante

Drive is located entirely within the city limits.

The proposed street and traffic signal improvements will improve traffic safety at the N. Willow Avenue and Alicante Drive intersection and accommodate increasing traffic demands caused by urbanization within the city limits.

Section 1810 of the Streets and Highways Code allows the Board of Supervisors to consent to the acquisition of a road easement by a city outside of its city limits when necessary to connect or widen the existing streets of the acquiring city. If your Board consents to the acquisition of ROW by the City, the acquired ROW becomes a city street for all purposes. The proposed ROW acquisition is consistent with the need for street improvements per the plans provided by the City. Department staff has reviewed the street improvement plans, and any work within the County road ROW will be processed through an encroachment permit. The City will dedicate title of the acquired ROW to the County and ,per the City's letter (Attachment A), the City will maintain the improvements installed within the area.

OTHER REVIEWING AGENCIES:

The recommended action was initiated at the request of the City of Fresno.

ATTACHMENTS INCLUDED AND/OR ON FILE:

Attachment A - City of Fresno Request
Attachment B - Map

CAO ANALYST:

Salvador Espino