

**City of Garden Grove****INTER-DEPARTMENT MEMORANDUM**

To: Matthew Fertal  
Dept: City Manager  
Subject: FAIRVIEW STREET/ TRASK AVENUE INTERSECTION IMPROVEMENT PROJECT NO. 7255, RECOMMENDATION TO ADOPT RESOLUTION REQUESTING RIGHT-OF-WAY FUNDING DISBURSEMENT BY OCTA AND ADOPT A NEGATIVE DECLARATION

From: Keith G. Jones  
Dept: Public Works  
Date: July 14, 2009

**OBJECTIVE**

To adopt the resolution requesting the Orange County Transportation Authority (OCTA) to disburse the right-of-way funds to the City of Garden Grove for the improvement of Fairview Street/ Trask Avenue intersection. Also to adopt the Negative Declaration for the construction of the Fairview Street/Trask Avenue Intersection Improvement Project

**BACKGROUND/DISCUSSION - FUNDING RESOLUTION REQUEST**

OCTA through the Combined Transportation Funding Programs (CTFP), allocated \$1,381,887 for right-of-way costs for the improvement of Fairview Street/ Trask Avenue intersection in fiscal year 2005-2006. The project will widen the west side of Fairview Street at its intersection with Trask Avenue, and therefore qualifies for the use of this right-of-way funding. The City will need to adopt the attached resolution for disbursement of 90% of eligible right-of-way costs to the City of Garden Grove. The remaining 10% will be transferred to the City when right-of-way acquisition is completed.

**BACKGROUND/DISCUSSION - NEGATIVE DECLARATION**

The project is located in the southeast portion of the City of Garden Grove. Fairview Street is a heavily traveled arterial that provides access to motorists traveling to freeways and places of employment.

Much of Fairview Street between Trask Avenue and Garden Grove Boulevard forms the border between the cities of Garden Grove and Santa Ana, with Garden Grove lying to the west. When the County of Orange was developing the area in the 1950s, only limited room was allowed for Fairview Street right-of-way. A decade later, the City of Garden Grove recognized the need for greater right-of-way for Fairview Street and required developers to allow for fifty feet of right-of-way west

FAIRVIEW STREET/TRASK AVENUE INTERSECTION IMPROVEMENT  
PROJECT NO. 7255, RECOMMENDATION TO ADOPT RESOLUTION  
REQUESTING RIGHT-OF-WAY FUNDING DISBURSEMENT BY OCTA  
AND ADOPT A NEGATIVE DECLARATION

July 14, 2009

Page 2

of the street's centerline. Today, when one drives southbound on the street, it appears that the older developments intrude into the street.

Fairview Street, in the vicinity of Trask Avenue, has a mix of street widths with the area immediately north of Trask limiting southbound traffic to a left turn lane and two southbound lanes. There are three properties south of Trask Avenue that also limits southbound traffic to two lanes.

FINANCIAL IMPACT

The proposed action has no impact on the General Fund. Funding for this project has been made available through Measure "M" funds.


COMMUNITY VISION IMPLEMENTATION


This project is consistent with the community vision for improving the transportation system to ensure the safe and efficient flow of traffic.

RECOMMENDATION

It is recommended that the City Council:

- Adopt the resolution requesting funding disbursement by OCTA and authorize the Mayor to execute the resolution on behalf of the City.
- Adopt a Negative Declaration for the construction of Fairview Street/Trask Avenue Intersection Improvement Project.

  
KEITH G. JONES  
Public Works Director

**Recommended for Approval**  
  
Matthew Fertal  
City Manager

By: Kamyar Dibaj  
Assistant Engineer

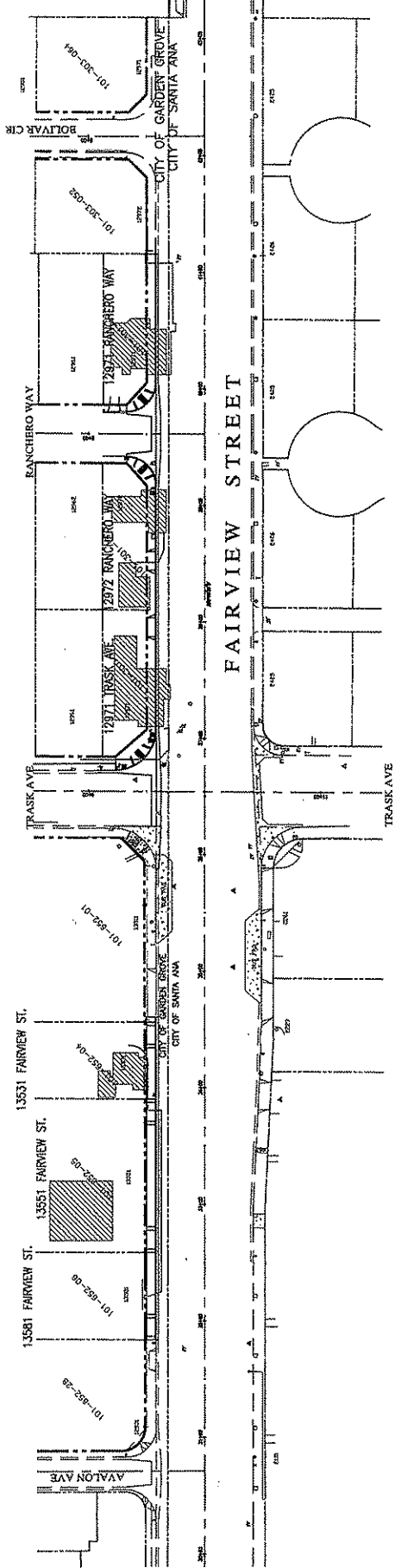
Attachments:      1. Proposed Improvement Map  
                         2. Negative Declaration of Environmental Impact  
                         3. Notice of Determination  
                         4. Certificate of fee exemption  
                         5. Resolution



City Of Garden Grove  
Department Of Public Works



# SIX PROPERTIES AFFECTED BY RIGHT-OF-WAY ACQUISITION



City Of Garden Grove  
Department Of Public Works

## INTERSECTION IMPROVEMENT AT FAIRVIEW & TRASK

**NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACT**  
(To Be Completed by Lead Agency)

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**Project Title:** Project No. 7255, Fairview Street/Trask Avenue Intersection Improvements (Orange County)

**Project Location:** Fairview Street at Trask Avenue, Garden Grove (Orange County)

**Project Description:**

The proposed improvements consist of the addition of a southbound through lane to Fairview Street from 500' north of Trask Avenue to approximately 500 feet south of Trask. In addition to the southbound through lane, the project proposes to add a 200' southbound right turn lane to Fairview at Trask.

**Name and Address of Developer or Project Sponsor:**

City of Garden Grove  
11222 Acacia Parkway  
Garden Grove, CA 92842

**Phone:** (714) 741-5191

**Findings:**

The Planning Coordinating Committee of the City of Garden Grove has reviewed the Initial Study of Environmental Effects (attached) for the above-described project and hereby finds:

- A. The project is in conformance with the environmental goals and policies adopted by the community.
- B. The project will not have a significant effect on the environment.

**Mitigation Measures (if any, to avoid potentially significant effects):**

If mitigation measures are provided, such items are included and implemented through the proposed project and included in the Initial Study.

**Reason for Finding of No Significant Effect:** The project is consistent with the City's General Plan, zoning designation and the City's development standards and any environmental concerns noted in the Environmental Checklist form have been appropriately addressed for this project.

**Contact Person and Phone Number:** Mark Uphus, (714) 741-5191

  
\_\_\_\_\_  
Chairman, Planning Coordinating Committee

6-16-08  
\_\_\_\_\_  
Date

Attachment: Initial Study of Environmental Effects

**NOTICE OF DETERMINATION**

To: Office of Planning and Research  
1400 Tenth Street, Room 121  
Sacramento, CA 95814

**Applicant:**  
City of Garden Grove  
P. O. Box 3070  
11222 Acacia Parkway  
Garden Grove, CA 92842

X  
County Clerk  
County of Orange  
P. O. Box 22013  
Santa Ana, CA 92702

**"Fee Exempt per Government  
Code Section 6103."**



Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

Project No. 7255, Fairview Street/Trask Avenue Intersection Improvements (Orange County)

<u>Project Title</u>	<u>Contact Person, Applicant</u>	<u>Area Code/telephone/ Extension</u>
<u>Fairview Street at Trask Avenue (Orange County)</u>	<u>Mark Uphus, City of Garden Grove</u>	<u>(714) 741-5191</u>
<u>State Clearinghouse Number</u> (If submitted to Clearinghouse)		

Fairview Street at Trask Avenue (Orange County)  
**Project Location** (include county)

**Project Description:**

The proposed improvements consist of the addition of a southbound through lane to Fairview Street from 500' north of Trask Avenue to approximately 500 feet south of Trask. In addition to the southbound through lane, the project proposes to add a 200' southbound right turn lane to Fairview at Trask.

**This is to advise that the City of Garden Grove has approved the above described project on June 16, 2009 and has made the following determinations regarding the above described project:**

1. The project will XX will not have a significant effect on the environment.
2. XX An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
3. XX A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
4. Mitigation measures XX were XX were not made a condition of the approval of the project.
5. A statement of Overriding Considerations XX was XX was not adopted for this project.
6. Findings XX were XX were not made pursuant to the provisions of CEQA.

**This is to certify that the Negative Declaration and record of project approval are available to the General Public at:**

City of Garden Grove, Public Works Department, 11222 Acacia Parkway, Garden Grove, CA 92842

<u>Signature (Public Agency)</u> William E. Murray, P.E.	<u>Date</u> 6/16/09	<u>Title</u> City Engineer
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Date received for filing at OPR:

CALIFORNIA DEPARTMENT OF FISH AND GAME  
**CERTIFICATE OF FEE EXEMPTION**

De Minimis Impact Finding

**Project Title/Location** (include county)

Project No. 7255, Fairview Street/Trask Avenue Intersection Improvements (Orange County)

**Project Description:**

The proposed improvements consist of the addition of a southbound through lane to Fairview Street from 500' north of Trask Avenue to approximately 500 feet south of Trask. In addition to the southbound through lane, the project proposes to add a 200' southbound right turn lane to Fairview at Trask.

**Findings of Exemption**

The proposed project will not have a significant adverse effect on the environment, therefore, the City of Garden Grove has prepared a Negative Declaration of Environmental Impact pursuant to the California Environmental Quality Act (CEQA). The City finds a De Minimis impact in relation to fish and game.

**Certification:**

I hereby certify that the public agency has made the above finding and that the project will not individually or cumulatively have an adverse effect on wildlife resources, as defined in Section 711.2 of the Fish and Game Code.



\_\_\_\_\_  
Title: Planning Services Manager

Applicant: City of Garden Grove  
Public Works Department  
11222 Acacia Parkway  
Garden Grove, CA 92842  
(714) 741-5191

Date: \_\_\_\_\_

6-16-09

## RESOLUTION NO.

## A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE REQUESTING THE ORANGE COUNTY TRANSPORTATION AUTHORITY TO ALLOCATE COMBINED TRANSPORTATION PROGRAM FUNDS FOR FAIRVIEW STREET/ TRASK AVENUE INTERSECTION IMPROVEMENTS

WHEREAS, the Orange County Transportation authority approved a Combined Transportation Funding Program (CTFP) for fiscal year 2008-09; and

WHEREAS, the program includes \$1,381,887 in fiscal year 2008-09 for right-of-way for the Fairview Street/ Trask Avenue intersection improvement project; and

WHEREAS, the City of Garden Grove has adopted a General Plan Circulation Element which does not preclude implementation of the MPAH within its jurisdiction;

NOW, THEREFORE, BE IT RESOLVED that the City of Garden Grove hereby requests the Orange County Transportation Authority to allocate \$1,381,887 of CTFP funds from the Intersection Improvement Program for right-of-way acquisition for said project to the City. This request is in conformance with the CTFP allocation process and does not exceed ninety (90) percent of the programmed amount or ninety (90) percent of the right-of-way costs.

BE IT FURTHER RESOLVED, that the City of Garden Grove agrees to fund its share of the improvement costs of the above-indicated fiscal year and any additional costs over the identified programmed amount.

BE IT FURTHER RESOLVED, that the City of Garden Grove has made written offer to the property owners for the project on September 04, 2008.

BE IT FURTHER RESOLVED, that the City of Garden Grove will: 1) design the project improvements, and 2) complete required preparatory work in accordance with the standards required by the City and other affected jurisdictions involved with said project.

BE IT FURTHER RESOLVED, that the remaining ten (10) percent in CTFP funds will be transferred to the City of Garden Grove when right-of-way acquisition is completed and the Orange County Transportation Authority accepts a Final Report on the acquisition. The City of Garden Grove agrees to submit the final report to the Orange County Transportation Authority within one hundred twenty (120) days after the City's certification of the right-of-way.