

**CALENDAR ITEM
C54**

A 15

S 7

10/01/02
W 25832
J. Frey

**CONSIDERATION OF RETROCESSION OF JURISDICTION
AT DOUGHERTY ROAD, PARKS RESERVE TRAINING AREA, CONTRA COSTA
CO. AND ESTABLISHMENT OF PROPRIETORIAL JURISDICTION OVER SAME.**

Under Government Code Section 113, the Legislature has granted the Commission the authority to accept a retrocession of legislative jurisdiction from the United States upon receipt of a written request and an agreement to pay the costs associated with the retrocession.

By letter dated August 15, 2002 the United States requested that the Commission accept a retrocession of partial legislative jurisdiction over 10.38 acres of land at Dougherty Road, Parks Reserve Training Area, Contra Costa County. The United States has further requested that the Commission establish proprietary legislative jurisdiction over the same area. The United States has agreed to pay the costs associated with the retrocession.

Pursuant to Government Code Section 113, a notice of hearing on the proposed retrocession and establishment of concurrent jurisdiction was published in two local newspapers. Notice was also served on the Clerk for the Board of Supervisors. The hearing was held as scheduled on September 30, 2002 in the offices of the Commission. There was no opposition to the proposed retrocession.

The United States believes this action is necessary because it has ceased operations on these lands and will be selling them in the near future. The retrocession and establishment of proprietary jurisdiction will be effective upon the recordation of the Commission's action with the Contra Costa County Recorder.

AB 884: N/A

Exhibit A: Land Description

CALENDAR ITEM NO. C54 (CONT'D)

RECOMMENDATIONS:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF CEQA PURSUANT TO 14 CAL. CODE REGS. BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND 14 CAL. CODE REGS. 15378.
2. FIND THAT THE REQUIREMENTS OF GOVERNMENT CODE SECTION 113 HAVE BEEN COMPLIED WITH IN THAT THE UNITED STATES HAS REQUESTED IN WRITING THAT THE STATE OF CALIFORNIA ACCEPT A RETROCESSION OF PARTIAL JURISDICTION AND ESTABLISH PROPRIETORIAL JURISDICTION OVER THE LANDS KNOWN AS DAUGHERTY ROAD RIGHT OF ENTRY, PARKS RESERVE TRAINING AREA, CONTRA COSTA COUNTY AS DESCRIBED IN EXHIBIT A; THAT THE UNITED STATES HAS AGREED TO PAY THE COSTS ASSOCIATED WITH THE RETROCESSION; THAT A NOTICE OF HEARING WAS SERVED ON THE CLERK FOR THE BOARD OF SUPERVISORS FOR THE COUNTY OF CONTRA COSTA AND THE CITY MANAGER FOR THE CITY OF DUBLIN; AND THAT THE PUBLIC HEARING WAS HELD AS NOTICED.
3. FIND THAT A RETROCESSION OF PARTIAL JURISDICTION AND THE ESTABLISHMENT OF PROPRIETORIAL JURISDICTION IS IN THE BEST INTERESTS OF THE STATE.
4. ACCEPT A RETROCESSION OF PARTIAL JURISDICTION OVER THOSE LANDS KNOWN AS DOUGHTERTY ROAD RIGHT OF ENTRY, PARKS RESERVE TRAINING AREA, CONTRA COSTA COUNTY AS DESCRIBED IN EXHIBIT A AND ESTABLISH PROPRIETORIAL JURISDICTION OVER THEM.
5. AUTHORIZE THE FILING OF A COPY OF THE COMMISSION'S ACTION WITH THE CONTRA COSTA COUNTY RECORDER.

EXHIBIT "A"

RETROCESSION OF LEGISLATIVE JURISDICTION
AT
DOUGHERTY ROAD, PARKS RESERVE TRAINING AREA,
CONTRA COSTA COUNTY, CALIFORNIA

Real Property situate in the unincorporated territory of the County of Contra Costa, State of California, described as follows:

Being a portion of that certain parcel of land described in that certain deed recorded July 21, 1947, in Book 1104 of Official Records, at Page 377, in the Office of the County Recorder of Contra Costa County, more particularly described as follows:

Beginning at the intersection of the northern line of said parcel of land and the center line of that certain fifty (50.00) foot strip of land as described in that certain deed recorded February 6, 1936, in Book 408 of Official Records, at Page 128, in said Office of the County Recorder of Contra Costa County;

Thence, from said point of beginning, along said northern line, south 89° 17' 29" east (the bearing of said northern line being taken as south 89° 17' 29" east for the purpose of making this description) 488.39 feet;

Thence, leaving said northern line, south 00° 21' 11" west 421.75 feet;

Thence, south 17° 38' 33" west 759.02 feet;

Thence, North 82° 40' 40" west 261.92 feet to a point on the said center line (408 OR 128);

Thence, along said center line, the following four (4) courses:

- 1) North 07° 19' 20" east 271.97 feet,
- 2) Northerly along the arc of a tangent 1000.00 foot radius curve to the left, through a central angle of 11° 55' 00", an arc distance of 207.99 feet,
- 3) North 04° 35' 40" west 423.44 feet, and
- 4) Northerly along the arc of a tangent 1500.00 foot radius curve to the right, through a central angel of 08° 20' 51", an arc distance of 218.54 feet to said point of beginning.

Containing 10.38 acres of land, more or less.

The bearings in the above description are based on California Coordinate System, Zone III (CCS 27).

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