

AMENDED IN ASSEMBLY APRIL 5, 2010
AMENDED IN ASSEMBLY MARCH 24, 2010
AMENDED IN ASSEMBLY MARCH 11, 2010
CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 1670

Introduced by Assembly Member Beall

(Principal coauthor: Senator Alquist)

**(Coauthors: Assembly Members Adams, Coto, and De Leon
De Leon, and Jeffries)**

January 20, 2010

An act to amend Sections 382 and 430 of the Streets and Highways Code, relating to highways.

LEGISLATIVE COUNSEL'S DIGEST

AB 1670, as amended, Beall. State Highway Routes 82 and 130: relinquishment.

Existing law gives the Department of Transportation full possession and control of all state highways. Existing law describes the authorized routes in the state highway system and establishes a process for adoption of a highway on an authorized route by the California Transportation Commission. Existing law also authorizes the commission to relinquish certain state highway segments to local agencies.

This bill would authorize the commission to relinquish to the City of San Jose specified portions of State Highway Routes 82 and 130, under certain conditions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 382 of the Streets and Highways Code
2 is amended to read:

3 382. (a) Route 82 is from Route 101 near Blossom Hill Road
4 in San Jose to Route 280 in San Francisco.

5 (b) Upon a determination by the commission that it is in the
6 best interests of the state to do so, the commission may, upon terms
7 and conditions approved by it, relinquish to the City of San Jose
8 the portion of Route 82 from Route 101 to Route 880 in that city,
9 if the department and the city enter into an agreement providing
10 for that relinquishment. The following conditions shall apply upon
11 relinquishment:

12 (1) The relinquishment shall become effective on the date
13 following the county recorder’s recordation of the relinquishment
14 resolution containing the commission’s approval of the terms and
15 conditions of the relinquishment.

16 (2) On and after the effective date of the relinquishment, the
17 relinquished portion of Route 82 shall cease to be a state highway.

18 (3) The portion of Route 82 relinquished under this subdivision
19 shall be ineligible for future adoption under Section 81.

20 (4) For the portion of Route 82 that is relinquished under this
21 subdivision, the City of San Jose shall install and maintain within
22 the jurisdiction of the city signs directing motorists to the
23 continuation of Route 82 to the extent deemed necessary by the
24 department.

25 SEC. 2. Section 430 of the Streets and Highways Code is
26 amended to read:

27 430. (a) Route 130 is from Route 101 in San Jose to Route 33
28 near Patterson via the vicinity of Mount Hamilton.

29 (b) Upon a determination by the commission that it is in the
30 best interests of the state to do so, the commission may, upon terms
31 and conditions approved by it, relinquish to the City of San Jose
32 the portion of Route 130 within the city limits of the City of San
33 Jose, if the department and the city enter into an agreement
34 providing for that relinquishment. The following conditions shall
35 apply upon relinquishment:

36 (1) The relinquishment shall become effective on the date
37 following the county recorder’s recordation of the relinquishment

1 resolution containing the commission's approval of the terms and
2 conditions of the relinquishment.

3 (2) On and after the effective date of the relinquishment, the
4 relinquished portion of Route 130 shall cease to be a state highway.

5 (3) The portion of Route 130 relinquished under this subdivision
6 shall be ineligible for future adoption under Section 81.

7 (4) For the portion of Route 130 that is relinquished under this
8 subdivision, the City of San Jose shall install and maintain within
9 the jurisdiction of the city signs directing motorists to the
10 continuation of Route 130.

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