



## Legislation Details

**File #:** 19-0278      **Version:** 1

**Type:** Agenda Item      **Status:** Approved

**File created:** 2/15/2019      **In control:** Board of Supervisors

**On agenda:** 4/23/2019      **Final action:** 4/23/2019

**Title:** HEARING - Department of Transportation recommending the Board conduct a Hearing to adopt and authorize the Chair to sign Resolution of Necessity 051-2019 related to the Country Club Drive Alignment - Bass Lake Road to Tierra de Dios Drive Project CIP 71360 / 36105010 Project (Project) authorizing the commencement of eminent domain proceedings to acquire interests in portions of the real property identified as Assessor's Parcel Numbers 119-080-12 and -23 owned by M.H. Mohanna, a married man as his sole and separate property, and finding that:

- 1) The public interest and necessity require the proposed Project;
- 2) The Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
- 3) The Property sought to be acquired is necessary for the Project;
- 4) The Offer required by Section 7267.2 of the Government Code has been made to the owner(s) of record, unless the owner(s) could not be located with reasonable diligence; and
- 5) Authorizing outside Counsel, Meyers-Nave, with cooperation as needed from County Counsel, to proceed with the necessary steps to acquire the required property.

Note: a 4/5 vote of the Board is required to adopt the Resolution of Necessity. This Resolution of Necessity and the following eminent domain action is required because negotiations with the property owner are at an impasse. Also, the compensation to be paid for the property is not the subject of this hearing. (Est. Time: 1 Hr.)

FUNDING: This Project is funded by Developer Advanced TIM fees with future reimbursement/credit to Developer.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Resolution Routing Sheet, 2. B - First Written Offer, 3. C - RON + Plats and Legals, 4. C - Revised RON + Plats and Legals, 5. D - Notice of Intent + Responses, 6. E - Country Club Alignment Memo 1-29-18, 7. F - Resolution Presentation, 8. F - Revised Resolution Presentation, 9. G - Vicinity Map, 10. Public Comment Rcvd. 4-22-19, 11. Email from K. Renfro Rcvd 4-23-19, 12. Executed Resolution 051-2019

Date	Ver.	Action By	Action	Result
4/23/2019	1	Board of Supervisors	Approved	Pass