

State of California
Business, Transportation and Housing Agency
Department of Transportation

HIGHWAY RIGHT OF WAY MATTERS
Resolutions of Necessity
Action Item

Prepared By:
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CTC Meeting: December 12-13, 2001

Agenda Item: 2.4b.

Original Signed By: _____
ROBERT L. GARCIA
Chief Financial Officer
December 1, 2001

RESOLUTIONS OF NECESSITY

For each of the proposed resolutions, the property owners are not contesting the following findings contained in Section 1245.230 of the Code of Civil Procedure:

1. The public interest and necessity require the project.
2. The project is planned to provide the greatest public good with the least private injury.
3. This property is required for the proposed project.
4. An offer to purchase the property in compliance with Government Code Section 7267.2 has been made to the owner of record.

The only remaining issues with the property owners are related to compensation.

The Department of Transportation recommends the California Transportation Commission adopt Resolutions of Necessity C-18386 through C-18421. Discussions have taken place with all the owners, each of whom has been offered the full amount of the Department's appraisal and, where applicable, advised of any relocation assistance benefits to which the owner may subsequently be entitled. Adoption of the resolutions will not interrupt our efforts to secure equitable settlement. In accordance with statutory requirements, each owner has been advised the Department is requesting the resolution at this time. Adoption will assist the Department in the continuation of the orderly sequence of events required to meet construction schedules.

C-18386 - City of Fort Bragg

01-Men-1-PM 60.21- Parcel 11032 – EA 378019 (Conventional Highway) Authorizes condemnation of a temporary easement for highway construction, located in the city of Fort Bragg near Noyo Harbor Bridge.

C-18387 - Applegate, et al

03-Yol-84-PM 18.3- Parcel 32448-1 – EA 368509 (Conventional Highway) Authorizes condemnation of a permanent easement for Overhead Utility to be conveyed to PG & E, located near the city of West Sacramento at 3500 Jefferson Blvd.

C-18388 - City of Oakland

04-Ala-260-PM 0.9/1.9- Parcels 58236-1,2; 55791-1,2; 55786-1,2 – EA 440142 (Conventional Highway) Authorizes condemnation of 6 temporary easements for highway construction, located in the city of Oakland near Harrison Street and Webster Street within Jack London Square.

C-18389 - Daniel H. Temkin

04-Sol-37-KP 15.6- Parcel 57203-1 – EA 0T1422 (Freeway) Authorizes condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, located in the city of Vallejo at 1660 Marine World Parkway.

C-18390 - Hui Li Dou, et al

08-SBd-210-KP R25.54 - Parcels 15440-1, 2 – EA 443729 (Freeway) Authorizes condemnation of land in fee extinguishment of abutter's rights of access, for a State highway and an easement for utility purposes to be conveyed to Southern California Edison, located in the city of Rialto at Highland Avenue and Locust Avenue.

C-18391 - Hui Li Dou, et al

08-SBd-210-KP R25.54 - Parcel 15441-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at Highland Avenue and Locust Avenue.

C-18392 - Hui Li Dou, et al

08-SBd-210-KP R26.20 - Parcel 15450-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at Highland Avenue and Locust Avenue.

C-18393 - Hui Li Dou, et al

08-SBd-210-KP R26.25 - Parcel 15456-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at Highland Avenue and Locust Avenue.

C-18394 - Robert Laren, et ux

08-SBd-210-KP R26.30 - Parcel 15451-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at Highland Avenue and Locust Avenue.

C-18395 - Roy G. Bredlau

08-SBd-210-KP R25.35/R26.35 - Parcel 15454-1, 2 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto, at Highland Avenue and Locust Avenue.

C-18396 - Susan Shu

08-SBd-210-KP R26.15 - Parcel 15449-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at Highland Avenue and Locust Avenue.

C-18397 - Clark McNaughton

08-SBd-210-KP R25.40 - Parcel 15435-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto near the southeast corner of Highland Avenue and Alder Avenue.

C-18398 - F.J.A. Winery, Inc.

08-SBd-210-KP R25.80/R25.90 - Parcel 15444-1 and 15445-1, 2 – EA 443719 (Freeway) Authorizes condemnation of land in fee for a State highway extinguishment of abutter's rights of access, located in the city of Rialto at the southeast corner of Highland Avenue and Alder Avenue.

C-18399 - Sabrina Hayward, et al

08-SBd-210-KP R25.71 - Parcels 15442-1, 2 – EA 443719 (Freeway) Authorizes condemnation of extinguishment of abutter's rights of access, land in fee for a State highway and a permanent easement for utility purposes, located in the city of Rialto at the southeast corner of Highland Avenue and Alder Avenue.

C-18400 - Sabrina Hayward, et al

08-SBd-210-R25.71 - Parcel 15443-1 – EA 443729 (Freeway) Authorizes condemnation of extinguishment of abutter's rights of access, land in fee for a State highway, located in the city of Rialto at the southeast corner of Highland Avenue and Alder Avenue.

C-18401 - Thomas J. Buchanan, et ux

08-SBd-210-KP R25.44 - Parcel 15438-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto near the southwest corner of Highland Avenue and Alder Avenue.

C-18402 - Thomas J. Buchanan, et ux

08-SBd-210-KP R25.44 - Parcel 15439-1, 2 – EA 443719 (Freeway) Authorizes condemnation of land in fee extinguishment of abutter's rights of access, for a State highway and an easement for utility purposes to be conveyed to Southern California Edison, located in the city of Rialto near the southwest corner of Highland Avenue and Alder Avenue.

C-18403 - Nadine LaFleur

08-SBd-210-KP R25.42 - Parcel 15436-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto near the southwest corner of Highland Avenue and Alder Avenue.

C-18404 - Nadine LaFleur

08-SBd-210-KP R25.41/R25.44 - Parcel 15437-1, 2 – EA 443719 (Freeway) Authorizes condemnation of land in fee for a State highway extinguishment of abutter's rights of access, and an easement for utility purposes to be conveyed to Southern California Edison, located in the city of Rialto near the southwest corner of Highland Avenue and Alder Avenue.

C-18405 - San Gabriel Valley Water Company

08-SBd-210-KP R25.64 - Parcel 18499-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at the southwest corner of Easton Street and Alder Avenue.

C-18406 - John Tsai, et al

08-SBd-210-KP R26.35 - Parcel 15452-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at Highland Avenue and Locust Avenue.

C-18407 - Darryl R. Richards, et al

08-SBd-210-KP R27.49/R27.77 - Parcel 18245-1, 3 – EA 443829 (Freeway) Authorizes condemnation of land in fee for a State highway extinguishment of abutter's rights of access, located in the city of Rialto at southeast corner of Cedar Avenue and Casmalia Street.

C-18408 - Denise Nelson Nash, et al

08-SBd-210-KP R25.38 - Parcel 15433-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at south side of Highland Avenue near Palmetto Avenue.

C-18409 - Denise Nelson Nash, et al

08-SBd-210-KP R25.38 - Parcel 15434-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway extinguishment of abutter's rights of access, located in the city of Rialto at the south side of Highland Avenue, east of Palmetto Avenue.

C-18410 - Dos Evergreen

08-SBd-210-KP R25.34 - Parcel 15432-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at South of Highland Avenue, east of Palmetto Avenue.

C-18411 - Fred W. Gutekunst, et al

08-SBd-210-KP R27.87 - Parcel 18267-1, 2 – EA 443829 (Freeway) Authorizes condemnation of land in fee for a State highway extinguishment of abutter's rights of access, located in the city of Rialto at the southwest corner of Highland Avenue and Ayala Drive.

C-18412 - Gilbert Shue, et ux

08-SBd-210-KP R27.49 - Parcel 18244-1, 3 – EA 443829 (Freeway) Authorizes condemnation of land in fee for a State highway extinguishment of abutter's rights of access, located in the city of Rialto at the southeast corner of Linden Avenue and Casmalia Street.

C-18413 - GPN 2.9 Rialto Partnership

08-SBd-210-KP R26.15 - Parcel 15448-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at the south side of Highland Avenue, east of Palmetto Avenue.

C-18414 - Highland 30, LLC

08-SBd-210-KP R24.96 - Parcel 15426 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at south of Highland Avenue, east of Palmetto Avenue.

C-18415 - Massih Adhoot, et al

08-SBd-210-KP R25.07 - Parcel 15427-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at the south side of Highland Avenue, east of Palmetto Avenue.

C-18416 - Highland 6.66 AC

08-SBd-210-KP R25.15 - Parcel 15428-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, excess land in fee to which the owner has consented, located in the city of Rialto at the south side of Highland Avenue, east of Palmetto Avenue.

C-18417 - Highland 6.66AC

08-SBd-210-KP R25.22 - Parcel 15429-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at the south side of Highland Avenue, east of Palmetto Avenue.

C-18418 - Oostendorp Family Trust

08-SBd-210-KP R25.30 - Parcel 15431-1 – EA 443729 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Rialto at the south side of Highland Avenue, east of Palmetto Avenue.

C-18419 - Mary Himenez

10-SJ-120-KP 21.0- Parcel 14336 – EA 0A7409 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located near the city of Manteca at 19801-19843 E. State Highway 120.

C-18420 - Castillo-Erickson et al.

11-Imp-111-KP 25.2/26.3- Parcel 31255 – EA 199349 (Expressway) Amends Resolution No. C-18222, adopted February 21, 2001, which authorized condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, located near the city of El Centro at east of El Centro, south of Brawley. This Amendment adds 1.73 acres to accommodate requirement for 84' wide frontage road on land zoned for industrial use per the Imperial County General Plan.

C-18421 - Louise M. Green, et al

12-Ora-405-PM 20.5- Parcel 102134-1 – EA 079309 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Seal Beach at Old Bolsa Chica Road.