

Memorandum

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: January 19-20, 2011

Reference No.: 2.4e.(2)
Action Item

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Brent L.Green
Chief
Division of Right of Way and
Land Surveys

Subject: **RESCINDING RESOLUTION OF NECESSITY**
RESOLUTION CR-147, RESCINDING RESOLUTION C-20020

RECOMMENDATION:

The California Department of Transportation (Department) recommends the California Transportation Commission (Commission) adopt Resolution of Necessity (Resolution) CR-147, rescinding Resolution C-20020. Due to a change in ownership, the previous owner has not been advised that the Department is requesting rescission of Resolution C-20020.

ISSUE:

On December 11, 2008, the Commission adopted Resolution C-20020. The Resolution was not used to file an eminent domain case because the ownership changed due to a foreclosure of the property.

BACKGROUND:

Resolution C-20020 was adopted on December 11, 2008, authorizing condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, a permanent easement for drainage purposes and a permanent easement for utility purposes to be conveyed to the City of Los Angeles Department of Water and Power. The property changed ownership at the time of adoption of said Resolution and the new owner was not properly noticed.

CR-147 - Branford 5, A California Limited Liability Company
07-LA-5-PM 36.7 - Parcel 77993-1, 2, 3 - EA 121909.

RWC Date: 12/07/09; RTL Date: 10/06/09. Freeway – construct one high occupancy vehicle lane in each direction. Rescinds Resolution C-20020, adopted December 11, 2008, which Resolution authorized condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, a permanent easement for drainage purposes and a permanent easement for utility purposes to be conveyed to the City of Los Angeles Department of Water and Power. Resolution C-20020 is rescinded because all the owners of record were not properly noticed, due to changes in ownership, regarding the Commission Meeting and their right to appear before the Commission to contest the adoption of the Resolution. Located in the city of Los Angeles at 12970 and 12990 Branford Street. APN 2629-027-036 through -067.