



Legislation Details (With Text)

**File #:** 18172  
**Type:** Public Hearing  
**Status:** Agenda Ready  
**In control:** City Council

**On agenda:** 5/23/2019

**Title:** Adopt Resolutions of Necessity and Authorize the Initiation of Eminent Domain Proceedings

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Council Report, 2. ATT 1 - Resolution of Necessity, 790 Shoreline Blvd., 3. ATT 2 - Resolution of Necessity, 807 Shoreline Blvd., 4. ATT 3 - Resolution of Necessity, 808 Shoreline Blvd., 5. ATT 4 - Resolution of Necessity, 883 Shoreline Blvd. common area, 6. ATT 5 - Resolution of Necessity, 917/943 Shoreline Blvd.

Date	Ver.	Action By	Action	Result
5/23/2019	1	City Council	approved	Pass

**Adopt Resolutions of Necessity and Authorize the Initiation of Eminent Domain Proceedings**

Open the hearing on the Resolutions of Necessity, take testimony, close the hearing, and consider adopting the following Resolutions authorizing the acquisition of the identified properties by eminent domain for the Shoreline Boulevard Reversible Transit Lane Project:

1. Adopt a Resolution to Determine the Necessity to Acquire a Portion of Property Located at 790 Shoreline Boulevard (APN 150-31-002) by Eminent Domain for the Construction of the Shoreline Boulevard Reversible Bus Lane Project; to Authorize Commencement of Litigation to Acquire Property by Eminent Domain; and to Seek an Order of Possession (Code of Civil Procedure Section 1245.220), to be read in title only, further reading waived (Attachment 1 to the Council report). (Five votes required)
2. Adopt a Resolution to Determine the Necessity to Acquire a Portion of Property Located at 807 Shoreline Boulevard (APN 153-16-001) by Eminent Domain for the Construction of the Shoreline Boulevard Reversible Bus Lane Project; to Authorize Commencement of Litigation to Acquire Property by Eminent Domain; and to Seek an Order of Possession (Code of Civil Procedure Section 1245.220), to be read in title only, further reading waived (Attachment 2 to the Council report). (Five votes required)
3. Adopt a Resolution to Determine the Necessity to Acquire a Portion of Property Located at 808 Shoreline Boulevard (APN 153-14-002) by Eminent Domain for the Construction of the Shoreline Boulevard Reversible Bus Lane Project; to Authorize Commencement of Litigation to Acquire Property by Eminent Domain; and to Seek an Order of Possession (Code of Civil Procedure Section 1245.220), to be read in title only, further reading waived (Attachment 3 to the Council report). (Five votes required)
4. Adopt a Resolution to Determine the Necessity to Acquire a Portion of Property Located at 883 Shoreline Boulevard Common Area (APN 153-16-021 through 153-16-044) by Eminent Domain

for the Construction of the Shoreline Boulevard Reversible Bus Lane Project; to Authorize Commencement of Litigation to Acquire Property by Eminent Domain; and to Seek an Order of Possession (Code of Civil Procedure Section 1245.220), to be read in title only, further reading waived (Attachment 4 to the Council report). (Five votes required)

5. Adopt a Resolution to Determine the Necessity to Acquire a Portion of Property Located at 917/943 Shoreline Boulevard (APN 153-16-045) by Eminent Domain for the Construction of the Shoreline Boulevard Reversible Bus Lane Project; to Authorize Commencement of Litigation to Acquire Property by Eminent Domain; and to Seek an Order of Possession (Code of Civil Procedure Section 1245.220), to be read in title only, further reading waived (Attachment 5 to the Council report). (Five votes required)
6. Authorize the City Attorney to take all steps necessary to commence legal proceedings in a court of competent jurisdiction to acquire the portions of the properties described herein by eminent domain, if necessary, and petition the court for immediate Order of Possession.