

Book

RESOLUTION NO. 2747

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND  
NECESSITY REQUIRE THE ACQUISITION OF CERTAIN LAND  
AND DIRECTING THE FILING OF EMINENT DOMAIN  
PROCEEDINGS

CITY OF EL PASO DE ROBLES

(Orchard Bungalow Assessment District)

RESOLVED, by the City Council of the City of El Paso de  
Robles, California, that:

WHEREAS, it is necessary and desirable for the City of  
El Paso de Robles to acquire that certain real property, as more  
particularly described in Exhibit "A" attached hereto and by this  
reference made a part hereof, for the construction of road, drainage,  
sanitary sewer and water facilities and appurtenances in the Orchard  
Bungalow Assessment District;

WHEREAS, the City of El Paso de Robles is vested with the  
power of eminent domain to acquire private property for public use by  
virtue of Article I, Section 19, of the Constitution of the State of  
California, Code of Civil Procedure § 1240.020, § 1240.120, § 1240.150  
and § 1240.410;

WHEREAS, notice has been duly given pursuant to the provi-  
sions of Section 1245.235 of the Code of Civil Procedure of the State  
of California, and all persons whose property is to be acquired by  
eminent domain and whose name and address appear on the last equalized  
county assessment roll have been given a reasonable opportunity to  
appear and be heard before the City Council of the City of El Paso  
de Robles on the following matters, to wit:

- (a) Whether the public interest and necessity  
require the project;
- (b) Whether the project is planned or located  
in the manner that will be most compatible  
with the greatest public good and the least  
private injury; and

(c) Whether the property sought to be acquired is necessary for the project.

NOW, THEREFORE, IT IS FOUND, DETERMINED AND ORDERED, as follows:

1. The public interest and necessity require the project and the taking of the easements in and to the property described in Exhibit "A" for the construction of road, drainage, sanitary sewer and water facilities and appurtenances in the Orchard Bungalow Assessment District.

2. The project is planned and located in the manner which will be most compatible with the greatest public good and the least private injury;

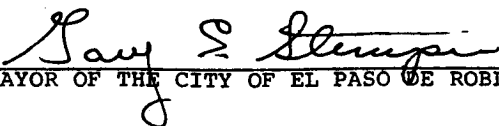
3. The property sought to be acquired is necessary for the project; and

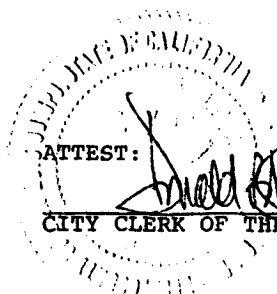
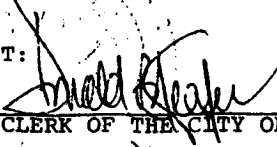
4. The law firms of Robert M. Haight and Lynch & Nave are hereby directed to institute and conduct to a conclusion an action in eminent domain for the acquisition of the estates and interests aforesaid and to take such action as is necessary therein.

\* \* \* \* \*

I hereby certify that the foregoing is a full, true and correct copy of a Resolution duly passed and adopted by the City Council of the City of El Paso de Robles, California, at a regular meeting thereof held on the        day of June, 1982, by the following roll call vote:

AYES, Councilmembers: Monroe, Ovitt, Parish, Thorndyke and Stemper  
NOES, Councilmembers: None  
ABSENT, Councilmembers: None

  
MAYOR OF THE CITY OF EL PASO DE ROBLES

  
ATTEST:   
CITY CLERK OF THE CITY OF EL PASO DE ROBLES

STATE OF CALIFORNIA  
COUNTY OF SAN LUIS OBISPO  
CITY OF EL PASO DE ROBLES

SS.

I, Donald B. Keefer

City Clerk of the City of

El Paso de Robles, California, do hereby certify that the foregoing Resolution

No. 2747 was duly and regularly adopted, passed, and approved by the

City Council of the City of El Paso de Robles, California, at a regular meeting

of said City Council held at the regular meeting place thereof, on the 15th

day, of June 19, by the following vote:

AYES: Councilmen Monroe, Ovitt, Parish, Thorndyke and Stemper

NOES: Councilmen None

ABSENT: Councilmen None

Dated this 15th day of June, 1982

City Clerk and Ex-Officio Clerk of the City Council,  
City of El Paso De Robles, State of California.

