

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: January 19-20, 2005

Reference No.: 2.4b.
Action Item

From: CINDY McKIM
Chief Financial Officer

Prepared by: Brice D. Paris
Division Chief
Right of Way and Land Surveys

Ref: **RESOLUTIONS OF NECESSITY**

ISSUE:

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.

RECOMMENDATION:

The Department of Transportation (Department) recommends the California Transportation Commission (Commission) adopt Resolutions of Necessity C-18988 through C-18995. Discussions have taken place with 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 owners 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-18988 - Houw Lim, et al.

06-Ker-14-KP 32.46 - Parcel 85168-1A, 1B - EA: 408409 - Certification Date: 07/01/05 - RTL Date: 07/01/05 - (Expressway - convert to four-lane expressway). Authorizes condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, and underlying fee. Located near the town of Mojave and California City near the intersection of Highway 14 and California City Boulevard. APN 225-351-06.

C-18989 - Joo S. Lee, et ux.

06-Ker-14-KP 35.30 - Parcel 85077 - EA: 408409 - Certification Date: 07/01/2005 - RTL Date: 07/01/05 - (Expressway - convert to four-lane expressway). Authorizes condemnation of land in fee for a State highway and extinguishment of abutter's rights of access. Located near the city of California City near California City Boulevard and Highway 14. APN 225-051-01.

C-18990 - Future Estate Land Holding, LLC

06-Ker-14-PM 35.30 - Parcel 85078 - EA: 408409 - Certification Date: 07/01/2005 - RTL Date: 07/01/05 - (Conventional highway - convert to four-lane expressway). Authorizes condemnation of land in fee for a State highway and extinguishment of abutter's rights of access. Located near the city of California City near California City Boulevard. APN 225-286-25.

C-18991 - Nigel Barrow

06-Kern-14-KP 35.86 - Parcel 85085 - EA: 408409 - Certification Date: 07/01/05 - RTL Date: 07/01/05 - (Expressway - convert to four-lane expressway). Authorizes condemnation of land in fee for a State highway and extinguishment of abutter's rights of access. Located near the town of Mojave and California City near the intersection of Highway 14 and California City Boulevard. APN 225-286-11.

C-18992 - Big West Mortgage

06-Ker-14-KP 40.92 - Parcel 85104-1A; 85104-01-01 - EA: 408409 - Certification Date: 07/01/2005 - RTL Date: 07/01/05 - (Expressway - convert to four lane expressway). Authorizes condemnation of land in fee for a State highway and excess land in fee to which the owner has consented. Located near the city of California City near three miles north of California City Boulevard. APN 225-272-32.

C-18993 - Theodore F. Bradach

06-Ker-14-KP 40.92 - Parcel 85105-1A, 1B - EA: 408409 - Certification Date: 07/01/20005 - RTL Date: 07/01/05 - (Expressway - convert to four-lane expressway). Authorizes condemnation of land in fee for a State highway and extinguishment of abutter's rights of access. Located near the town of Mojave and California City near the intersection of Highway 14 and California City Boulevard. APN 225-272-29.

C-18994 - Henry Bellini, et ux.

11-SD-78-KP 34.1 - Parcel 32906; 32925 - EA: 241929 - Certification Date: 02/02/04 - RTL Date: 06/14/05 - (Safety Project - widen shoulder). Authorizes condemnation of land in fee for a State highway, together with all of those certain improvements which straddle the right of way line with an easement to enter the remaining ownership to remove such improvements. Located in the city of Escondido at 2025 and 2125 San Pasqual Valley Road.

C-18995 - Joneal Group, LLC

11-SD-125-KP 2.7 - Parcel 32014 - EA: 232309 - Certification Date: 6/20/2003 - (Freeway - construct a freeway). Authorizes condemnation of land in fee for a State highway and extinguishment of abutter's rights of access. Located in the city of San Diego at La Media Road and Lonestar Road. APN 646-070-02.