

CITY OF RIDGECREST

RESOLUTION NO. 83-99

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

BE IT RESOLVED, by the City Council of the City of
Ridgecrest, California, that:

WHEREAS, it is necessary and desirable for the City
of Ridgecrest 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
street improvements to Church Avenue between Downs Street and
Sunset Street; and

WHEREAS, the City of Ridgecrest is vested with the
power of eminent domain to acquire private property for
public use by virtue of Article 1, Section 19 of the
Constitution of the State of California, Code of Civil
Procedure Sections 1240.030, 1240.120, 1240.150, 1240.320,
1240.350, 1240.410, 1240.610, and 1240.650; and

WHEREAS, notice has been duly given pursuant to the
provisions 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 Ridgecrest on the following
matters, to wit:

- (a) Whether the public interest and
necessity require the project;
- (b) Whether the property is planned or
located in the manner that will be
most compatible with the greatest
public good and the least private
injury;
- (c) Whether the property sought to be
acquired is necessary for the
project.

WHEREAS, the City of Ridgecrest has, in accordance with Government Code Section 7267.2, offered, to each owner of record, to acquire said real property for just compensation;

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

1. The public interest and necessity require the project and the taking of the fee simple title in and to the property described in Exhibit "A" for the construction of street improvements to Church Avenue between Downs Street and Sunset Street;

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

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

4. The offer required by Government Code Section 7267.2 has been made to the owner(s) of record of said real property; and

5. The law firm of ROBERT M. HAIGHT is hereby directed to institute and conduct to a conclusion and action in eminent domain for the acquisition of the estates and interests aforesaid and to take such action as is necessary therein.

* * * * *

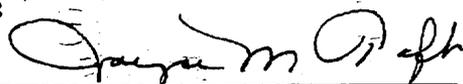
PASSED AND ADOPTED by the City Council of the City of Ridgecrest, State of California, this 19th day of December, 1983, by the following vote:

AYES: Mayor Cheshire, Vice-Mayor Webb, Councilmembers Bergens, Padgett, and Rieger
NOES: None
ABSENT: None



Mayor

ATTEST:



City Clerk