

408

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

136



**FROM:** Department of Facilities Management

**SUBMITTAL DATE:** May 14, 2003

**SUBJECT:** AUTHORIZING CONDEMNATION OF REAL PROPERTY FOR  
FREEWAY IMPROVEMENT PURPOSES - STATE OF CALIFORNIA,  
DEPARTMENT OF TRANSPORTATION - INTERSTATE 215/91/60  
SEQUENCING PROJECT

**RECOMMENDED MOTION:** That the Board of Supervisors approve Resolution 2003-157, Authorizing Condemnation of Real Property for Freeway Improvement Purposes, on behalf of the State of California, Department of Transportation (Caltrans), for the Interstate 215/91/60 Sequencing Project.

**BACKGROUND:** On May 13, 2003, the Board adopted the Resolution for the Notice of Intent to Condemn Real Property for parcels affected by this freeway improvement project. By authorizing condemnation of the above-referenced property, Caltrans will be able to begin the process to obtain possession, which will expedite the construction of the new interchange configuration. Negotiations are continuing with the property owners involved in this project.

MJS:JMP:JS:sh  
8.335

  
MICHAEL J. SYLVESTER, Director  
Department of Facilities Management

**FINANCIAL DATA:**  
CURRENT YEAR COST \$ -0-  
NET COUNTY COST \$ -0-

ANNUAL COST \$ -0-  
IN CURRENT YEAR BUDGET: Yes  
BUDGET ADJUSTMENT: N/A FOR FY: N/A

**SOURCE OF FUNDS:** State of California, Department of Transportation

**C.E.O. RECOMMENDATION:** **APPROVE.**

County Executive Officer Signature 

Policy  
 Policy

Consent  
 Consent

Department Recommendation:  
Per Executive Office:

Prev. Agn. ref.

Dist. 1, 2 & 5

AGENDA NO.

9.4

2 RESOLUTION NO. 2003-157

3 AUTHORIZING CONDEMNATION OF REAL PROPERTY  
4 FOR I-215/60/91 FREEWAY IMPROVEMENT PURPOSES

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6 BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED by the Board of  
7 Supervisors of Riverside County, State of California, in regular session assembled on  
8 June 10, 2003, as follows:

9 1. That notice of intention to adopt this resolution was given to each  
10 person, whose hereinafter described real property is to be acquired by eminent domain,  
11 in accordance with Section 1245.235 of the Code of Civil Procedure and a hearing was  
12 conducted by the Board of the matters contained herein.

13  
14 2. That the authority for the County to acquire the real property by  
15 eminent domain is contained in Article 1, Section 19 of the California Constitution;  
16 Sections 760 and 102 of the Streets and Highways Code; Section 25350.5 of the  
17 Government Code; Sections 1240.010, 1240.020, 1240.110, and 1240.420 of the Code  
18 of Civil Procedure.

19 3. That the public interest and necessity require the proposed project.

20 4. That the use for which the real property is to be taken is for the  
21 Interstate 215/91/60 Sequencing Project, for road improvement purposes, including  
22 construction and maintenance, and for other uses incidental thereto and required.

23  
24 5. That the real property sought to be condemned is necessary for the  
25 construction of the public improvement and is located adjacent to Interstate 215, State  
26 Route 91 and State Route 60 in the County of Riverside, State of California, generally  
27 described as Assessor's Parcel Number 253-161-006, also known as Caltrans Parcel  
28

1 #18107, and a specific description of the real property and the interests sought to be  
2 condemned are set forth in Exhibit "A", attached hereto and by this reference made a  
3 part hereof.

4 6. That the public improvement is planned and located in the manner  
5 that will be most compatible with the greatest public good and the least private injury.

6 7. That the offer required by Section 7267.2 of the Government Code  
7 has been made to the owner or owners of record.  
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10 BE IT FURTHER RESOLVED that the State of California, Department of  
11 Transportation, after approval of the Authorization of Condemnation by the County of  
12 Riverside Board of Supervisors, will continue with the processes necessary to acquire,  
13 in the name of the State of California, fee simple title and temporary construction  
14 easements in accordance with the Constitution and laws relating to eminent domain.  
15

16  
17 FORM APPROVED  
18 COUNTY COUNSEL

19 MAY 20 2003

20 BY   
21 ASSISTANT COUNTY COUNSEL  
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