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

228 A



FROM: Department of Facilities Management

SUBMITTAL DATE:
August 20, 2003

SUBJECT: NOTICE OF INTENTION TO CONDEMN REAL PROPERTY FOR FREEWAY IMPROVEMENT PURPOSES/CALIFORNIA DEPARTMENT OF TRANSPORTATION – INTERSTATE 215/91/60 SEQUENCING PROJECT

RECOMMENDED MOTION: That the Board of Supervisors consider approving Resolution 2003-425, Notice of Intention to Condemn Real Property for Caltrans Parcel 19011 for freeway improvement purposes on behalf of the State of California Department of Transportation for the Interstate 215/91/60 sequencing project, and to set a public hearing for Resolution 2003-426, Authorizing Condemnation of Real Property for Freeway Improvement Purposes, on October 7, 2003.

BACKGROUND: Pursuant to Minute Order 3.33 approved by the Board of Supervisors on November 26, 2002, a resolution was passed agreeing to hear Resolutions Authorizing Condemnation on behalf of the State of California Department of Transportation. As a prelude thereto, it is necessary for the Board to consider adopting Resolutions of Notice of Intent to Condemn Real Property for parcels affected by the project.

Departmental Concurrence

MJS:JS:sh
8.604

Michael J. Sylvester
MICHAEL J. SYLVESTER, Director
Department of Facilities Management

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0	For Fiscal Year:	N/A
SOURCE OF FUNDS: State of California, Department of Transportation			Positions To Be Deleted Per A-30	<input type="checkbox"/>
			Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:
APPROVE

County Executive Office Signature

[Signature]

- Policy
- Policy
- Consent
- Consent
- Dep't Recomm.:
- Per Exec. Ofc.:

Prev. Agn. Ref.:
**ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD**

District: 1,2 and 5

Agenda Number:

3.41

2
3 RESOLUTION NO. 2003-425

4 NOTICE OF INTENTION TO CONDEMN REAL PROPERTY
5 FOR FREEWAY IMPROVEMENT PURPOSES

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 September 9, 2003, and NOTICE IS HEREBY GIVEN as follows:

9 1. That this Board will consider passing a resolution of necessity
10 authorizing the condemnation of certain parcels of real property for freeway
11 improvement purposes described as portions of Assessor's Parcel Number 256-050-
12 007 and 256-050-008, also known as Caltrans Parcel #19011, shown as legal
13 descriptions and plat maps on file in the Office of the Clerk of the Board, and located in
14 Riverside, and to hold a public hearing on October 7, 2003, at 9:30 a.m. in the meeting
15 room of the Board of Supervisors located on the 1st Floor, County Administrative Center
16 Annex, 4080 Lemon Street, Riverside, California, at which time the person or entity
17 whose real property is sought to be condemned and whose name and address appears
18 on the last equalized County Assessment Roll and who has filed a timely written request
19 to appear and be heard, will be given an opportunity to be heard on the following
20 matters:
21

22 a. Whether the public interest and necessity require the
23 construction of the public improvement.
24

25 b. Whether the public improvement is planned and located in
26 the manner that will be most compatible with the greatest public good and the least
27 private injury.
28

1 c. Whether the real property sought to be acquired is
2 necessary for the construction of the public improvement.

3 2. That the failure of any person, whose real property is sought to be
4 condemned, to file a written request to appear and be heard with the Clerk of the Board
5 within 15 days after a copy of the resolution is mailed to, or personally served upon
6 such person, will result in his or her waiver of the right to appear and be heard.
7

8 BE IT FURTHER RESOLVED that the State of California, Department of
9 Transportation, has caused a letter of intent, see attached, and a copy of the right of
10 way map to be mailed to or personally served upon each person or entity whose real
11 property is sought to be condemned and whose name and address appears on the last
12 equalized County Assessment Roll.
13

14 FORM APPROVED
15 COUNTY COUNSEL

16 AUG 21 2003

17 BY 
18 ASSISTANT COUNTY COUNSEL
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JS:sh
8/20/03
8.605