

604B



**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
January 6, 2004

SUBJECT: Perris Valley, Lateral B
Project No. 4-0-0009
Notice of Intention to Condemn Real Property

RECOMMENDED MOTION:

Approve Resolution No. F2004-04, Notice of Intention to Condemn Real Property for Flood Control Purposes and set a public hearing for Resolution No. F2004-07, Authorizing Condemnation of Real Property for Flood Control Purposes on January 27, 2004.

BACKGROUND:

The District is planning to construct and widen the existing earthen channel with appurtenances for the Perris Valley, Lateral B, thereby reducing flooding in this area of the Cities of Moreno Valley and Perris. Negotiations have been conducted with all affected owners, but have not been successful with ten (10) of the eighteen (18). These negotiations will continue but in order to facilitate the construction of the flood control improvements in a timely manner, staff is requesting the approval of Resolution No. F2004-07.

Departmental Concurrence

GSW:ac

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	N/A	In Current Year Budget:	N/A
	Current F.Y. County Cost:	N/A	Budget Adjustment:	N/A
	Annual Net District Cost:	N/A	For Fiscal Year:	N/A

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

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

BOARD OF SUPERVISORS**RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT****RESOLUTION NO. F2004-04****NOTICE OF INTENTION TO CONDEMN REAL PROPERTY
FOR FLOOD CONTROL PURPOSES**

BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, County of Riverside, State of California, in regular session assembled on January 6, 2004 and NOTICE IS HEREBY GIVEN as follows:

1. That this Board intends to adopt a resolution of necessity authorizing the condemnation of certain parcels of real property for the construction of the Perris Valley, Lateral B Storm Drain Project, described as Parcels 4010B-14 and 4010B-14T, also known as APN 302-020-022; Parcels 4010B-16 and 4010B-16T, also known as APN 302-020-024; Parcels 4010B-17 and 4010-17T, also known as APN 302-020-025; Parcel 4010B-3AT2, also known as APN 302-100-006; Parcel 4010B-3AT1, also known as APN 301-100-016; Parcel 4010B-21T, also known as APN 302-170-002; Parcels 4009-2 and 4010B-1T, also known as APN 312-250-022; Parcels 4009-1 and 4010B-5AT, also known as APN 316-100-008, Parcels 4009-10 and 4010B-12T, also known as APN 316-210-024; Parcel 4010B-11T, also known as APN 316-210-025 and as shown on Record of Survey on file in the Office of the Clerk to the Board and to hold a public hearing on January 27, 2004, at 1:30 p.m. in the meeting room of the Board of Supervisors located on the 1st floor, County Administrative Center, 4080 Lemon Street, Riverside, California at which time each person whose real property is sought to be condemned and whose name and address appears on the last equalized County Assessment Roll and who has

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filed a timely written request to appear and be heard, will be given an opportunity to be heard on the following matters:

- a. Whether the public interest and necessity require the construction of the public improvement.
- b. Whether the public improvement is planned and located in the manner that will be most compatible with the greatest public good and the least private injury.
- c. Whether the real property sought to be acquired is necessary for the construction of the public improvement.
- d. Whether the offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record.

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

BE IT FURTHER RESOLVED that the Clerk to the Board shall cause a copy of this resolution and a copy of the Record of Survey and Right of Way Maps to be mailed to or personally served upon each person whose real property is sought to be condemned and whose name and address appears on the last equalized County Assessment Roll.

GSW:ac

FORM APPROVED
COUNTY COUNSEL

DEC 22 2003

BY 
ASSISTANT COUNTY COUNSEL