

RESOLUTION NO. 23-050

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, SETTING ASIDE AND VACATING RESOLUTION NO. 21-070, AND REVERSING THE DECISION OF THE CARSON PLANNING COMMISSION ADOPTING PLANNING COMMISSION RESOLUTION NO. 21-2708.

WHEREAS, on July 15, 2021, the City Council of the City of Carson (“City”), by Resolution No. 21-070, modified, pursuant to Carson Municipal Code §9173.4(C)(2)(b), the decision of the Carson Planning Commission adopting Planning Commission Resolution No. 21-2708 conditionally approving Relocation Impact Report No. 04-19 for mitigation of relocation impacts of closure of Rancho Dominguez Mobile Estates, by imposing additional relation impact mitigation measures, altering the proof of purchase price requirements, and making other specified minor modifications, and affirming the decision in all other respects; and

WHEREAS, two lawsuits were filed challenging City Council Resolution No. 21-070 and Planning Commission Resolution No. 21-2708 on the basis of, among other things, that the City, and not the property owner, was the entity proposing the mobile home park closure in *Carter-Spencer, LLC v. City of Carson, et al.*, Los Angeles Superior Court Case No. 21STCP02987, and that Relocation Impact Report No. 04-19, as modified, provided insufficient mitigation measures in *Magana, et al. v. City of Carson*, Los Angele Superior Court Case No. 21STCP03033; and

WHEREAS, on November 9, 2022, the superior court issued its ruling and on February 14, 2023, the court entered judgment; and

WHEREAS, on February 24, 2023, the City was served with the writ of mandate, issued by the clerk of the court pursuant to the above-referenced judgment, asking the City to set aside and vacate City Council Resolution No. 21-070 and Carson Planning Commission Resolution No. 21-2708; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The foregoing recitals are true and correct and are incorporated herein by reference.

SECTION 2. The City Council hereby sets aside and vacates City Council Resolution No. 21-070 so that it has no further force or effect.

SECTION 3. The City Council’s reversal in effect means that the Carson Planning Commission’s decision approving Relocation Impact Report No. 04-19 for mitigation of relocation impacts of closure of Rancho Dominguez Mobile Estate is thus vacated and that Carson Planning Commission Resolution No. 21-2708 has no further force or effect.

SECTION 4. This Resolution shall take effect immediately upon its adoption.

SECTION 5. The City Clerk shall certify to the adoption of this Resolution and enter it into the book of original Resolutions.

[signatures on the following page]

PASSED, APPROVED AND ADOPTED this 7th day of March, 2023.

Lula Davis-Holmes, Mayor

APPROVED AS TO FORM:

Sunny K. Soltani, City Attorney

ATTEST:

Dr. Khaleah K. Bradshaw, City Clerk

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS:
CITY OF CARSON)

I, Khaleah Bradshaw, City Clerk of the City of Carson, do hereby certify that the foregoing Resolution, being Resolution No. 23-050, was passed and approved by the City Council of the City of Carson at its meeting held on March 7, 2023, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Dr. Khaleah K. Bradshaw, City Clerk