

**RESOLUTION NO. 21-010**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA DECLARING PURSUANT TO GOVERNMENT CODE SECTION 54221 THAT REAL PROPERTY OWNED BY THE CITY LOCATED AT 2403 E. 223<sup>RD</sup> STREET (APN: 7315-012-900, 7315-012-804) IS NON-EXEMPT SURPLUS LAND AND NOT NECESSARY FOR THE CITY'S USE, TAKING RELATED ACTIONS, AND AUTHORIZING STAFF TO PROCEED TO DISPOSE OF THE PROPERTY PURSUANT TO SURPLUS LAND ACT.**

**WHEREAS**, the City of Carson ("City") is the owner in fee simple of that certain real property located south of Interstate 405 (I-405), west of the Alameda Corridor (rail corridor), and north of East 223<sup>rd</sup> Street, at 2403 E. 223<sup>rd</sup> Street in the City of Carson (APN: 7315-012-900, 7315-012-804) and described in Exhibit A, attached hereto, and made a part of hereof ("Property"); and

**WHEREAS**, the Surplus Property Land Act, Government Code Sections 54220-54233 ("Act"), surplus land is land owned in fee simple by the City for which the City Council takes formal action in a regular public meeting declaring the land is surplus and not necessary for the City's use. The land must be declared either exempt surplus land or non-exempt surplus land; and

**WHEREAS**, under the Act, land is necessary for the City's use if the land is being used, or is planned to be used pursuant to a written plan adopted by the City Council for City work or operations; and

**WHEREAS**, the Property is undeveloped, encumbered by restrictive easements (rail, slope, and billboard), is currently licensed to a local Carson business for vehicular storage and is not otherwise being used by the City; and

**WHEREAS**, City staff has evaluated the Property for its potential to be used for City work or operations, has determined that the Property is not suitable for the City's use, and is non-exempt property; and

**WHEREAS**, the City Council desires to declare that the Property is surplus land and not necessary for the City's use and is non-exempt under the Act; and

**WHEREAS**, the Act requires that before the City Council disposes of the Property or engages in negotiations to dispose of the Property, the City shall proceed to dispose of the Property pursuant to the Act; and

**WHEREAS**, the accompanying staff report provides supporting information upon which the declaration and findings set forth in this Resolution are based;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY FIND, DETERMINE AND RESOLVE AS FOLLOWS:**

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

**SECTION 2.** As the Property is encumbered by restrictive easements and other title impediments, it is not suitable for development or use of the City, the City Council hereby declares that

the Property is not necessary for the City's use and is, therefore, non-exempt surplus land under the Act and intends to dispose of the Property.

**SECTION 3.** The City Manager, officers and staff of the City are hereby authorized jointly and severally, to do all things which they may deem necessary or proper to effectuate the purposes of this Resolution and to dispose of the Property in compliance with the Act.

**SECTION 4.** This Resolution shall be effective immediately upon its adoption.

PASSED, APPROVED AND ADOPTED this 2<sup>nd</sup> day of February 2021.

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Lula Davis-Holmes, Mayor

ATTEST:

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Donesia L. Gause-Aldana, City Clerk

APPROVED AS TO FORM:  
ALESHIRE & WYNDER, LLP

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By: Sunny K. Soltani, City Attorney

**Exhibit A** – Legal Description of Property Located at 2403 E. 223<sup>rd</sup> Street

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

I, Donesia Gause-Aldana, City Clerk of the City of Carson, do hereby certify that the foregoing Resolution, being Resolution No. 21-010 was passed and approved by the City Council of the City of Carson, at a regular meeting of said Council held on February 2, 2021 and that said Resolution was adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Donesia Gause-Aldana, City Clerk

**EXHIBIT A**

**LEGAL DESCRIPTION OF PROPERTY LOCATED AT 2403 E. 223<sup>RD</sup> STREET**

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF CARSON IN THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

THAT PORTION OF LOT 6 IN BLOCK "C" OF THE SUBDIVISION OF A PART OF THE RANCHO SAN PEDRO, (ALSO KNOWN AS DOMINGUEZ COLONY), IN THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS SHOWN ON MAPS RECORDED IN BOOK 1, PAGES 601 AND 602, AND [BOOK 32, PAGES 97 AND 98 OF MISCELLANEOUS RECORDS](#), IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, BOUNDED AS FOLLOWS:

ON THE NORTH BY THE SOUTHERLY LINE OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN DEED TO THE STATE OF CALIFORNIA, AS RECORDED [IN BOOK D748, PAGE 676, OFFICIAL RECORDS](#), IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, (NOW KNOWN AS THE SAN DIEGO FREEWAY); ON THE SOUTH BOUNDED SOUTHERLY BY NORTHERLY LINE OF 100' STRIP OF LAND DESCRIBED PER (PARCEL 12-13:) IN DECREE OF CONDEMNATION, RECORDED [OCTOBER 5, 1973, INSTRUMENT NO. 4331, OFFICIAL RECORDS](#); ON THE WEST BY A LINE WHICH IS AT RIGHT ANGLES TO SAID LAST MENTIONED CENTERLINE AND WHICH PASSES THROUGH A POINT IN SAID CENTERLINE, DISTANT EASTERLY HEREON, 1607.85 FEET FROM THE SOUTHERLY PROLONGATION OF THE WESTERLY LINE OF LOT 5 OF SAID BLOCK "C", AND ON THE EAST BY THE WESTERLY LINE OF THAT CERTAIN 250 FOOT STRIP OF LAND DESCRIBED FIRST IN DEED TO THE PACIFIC ELECTRIC LAND COMPANY RECORDED AS INSTRUMENT NO. 1314 ON [JANUARY 24, 1924, IN BOOK 2683, PAGE 358, OFFICIAL RECORDS](#).

APN: [7315-012-900](#), [7315-012-804](#)