

**ATTACHMENT C**

**RESOLUTION OF THE  
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY  
DECLARING CERTAIN REAL PROPERTY NECESSARY FOR PUBLIC PURPOSES  
AND AUTHORIZING THE ACQUISITION THEREOF  
PURPLE LINE WESTSIDE EXTENSION PROJECT, SECTION 2 - PARCEL NO. W-3001**

THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

Section 1.

THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY ("LACMTA") is a public entity organized and existing pursuant to Chapter 2 of Division 12 of the California Public Utilities Code (commencing with Section 130050).

Section 2.

The property interest described hereinafter is to be taken for public use, namely, for public transportation purposes and all uses necessary, incidental or convenient thereto, and for all public purposes pursuant to the authority conferred upon the Board to acquire property by eminent domain by California Public Utilities Code Sections 30000-33027, inclusive, and particularly Section 30503 and 30600, Sections 130000-132650, inclusive, and particularly Sections 130051.13 and 130220.5, Code of Civil Procedure Sections 1230.010-1273.050, inclusive, and particularly Sections 1240.510 and 1240.610, and Article I, Section 19 of the California Constitution.

Section 3.

The property interest consists of the acquisition of a fee interest, along with all improvements located thereon, as described more specifically in the legal description (Exhibit A-1 and A-2), depicted on the Plat Map (Exhibit B-1 and B-2), and described in Improvements Pertaining to the Realty (Exhibit C) attached hereto (hereinafter, the "Property"), all of which are incorporated herein by this reference.

Section 4.

(a.) The acquisition of the above-described Property is necessary for the development, construction, operation, and maintenance of the Purple Line (Westside) Subway Extension Project Section 2 ("Project");

(b.) The environmental impacts of the Project were evaluated in the Final Environmental Impact Statement/Final Environmental Impact Report (FEIS/FEIR), which was certified by the Board on April 26, 2012 and May 24, 2012. The Board found that in

accordance with the California Environmental Quality Act (CEQA) Guidelines, Section 15162, no subsequent or supplemental Environmental Impact Report is required for the Project, and the FEIS/FEIR documents are consistent with CEQA; and;

(c.) The Board has reviewed and considered the FEIS/FEIR, before and as part of the process of determining whether to acquire the above-referenced Property.

#### Section 5.

The Board hereby declares that it has found and determined each of the following:

(a.) The public interest and necessity require the proposed Project;

(b.) The proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;

(c.) The Property sought to be acquired, which has been described herein, is necessary for the proposed Project;

(d.) The offer required by Section 7267.2 of the Government Code has been made to the Owner; and

(e.) Environmental review consistent with the California Environmental Quality Act (CEQA) for the Project has been previously certified by this Board.

#### Section 6.

Pursuant to Sections 1240.510 and 1240.610 of the Code of Civil Procedure, to the extent that the Property is already devoted to a public use, the use to which the Property is to be put is a more necessary public use than the use to which the Property is already devoted, or, in the alternative, is a compatible public use which will not unreasonably interfere with or impair the continuance of the public use to which the Property is already devoted.

#### Section 7.

That notice of intention to adopt this resolution was given by first class mail to each person whose Property is to be acquired by eminent domain in accordance with Section 1245.235 of the Code of Civil Procedure and a hearing was conducted by the Board on the matters contained herein.

#### Section 8.

Legal Counsel is hereby authorized and directed to take all steps necessary to commence legal proceedings, in a court of competent jurisdiction, to acquire the Property described above by eminent domain. Counsel is also authorized and directed to seek and

obtain an Order for Prejudgment Possession of said Property in accordance with the provisions of the eminent domain law and is directed that the total sum of probable just compensation be deposited with the State Treasurer or the Clerk of the Superior Court. Counsel may enter into stipulated Orders for Prejudgment Possession and/or Possession and Use Agreements, where such agreements constitute the functional equivalent of an Order for Prejudgment Possession. Counsel is further authorized to correct any errors or to make or agree to any non-material changes to the legal description of the real property that are deemed necessary for the conduct of the condemnation action or other proceedings or transactions required to acquire the Property.

Counsel is further authorized to compromise and settle such eminent domain proceedings, if such settlement can be reached, and in that event, to take all necessary action to complete the acquisition, including stipulations as to judgment and other matters, and causing all payments to be made. Counsel is further authorized to associate with, at its election, a private law firm for the preparation and prosecution of said proceedings.

I, MICHELLE JACKSON, Secretary of the Los Angeles County Metropolitan Transportation Authority, do hereby certify that the foregoing Resolution was duly and regularly adopted by a vote of two-thirds of all the members of the Board of the Metropolitan Transportation Authority at a meeting held on the 23rd day of February, 2017.

\_\_\_\_\_  
MICHELLE JACKSON  
LACMTA Secretary

Date: \_\_\_\_\_

**ATTACHMENTS**

- 1 - Legal Description (Exhibit "A-1 and A-2")
- 2 - Plat Map (Exhibit "B-1 and B-2")
- 3 - Improvements Pertaining to the Realty (Exhibit "C")

**LEGAL DESCRIPTION  
EXHIBITS A-1 AND A-2**

LEGAL DESCRIPTION

EXHIBIT A-1

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF BEVERLY HILLS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, SAID LAND BEING ALL OF PARCEL 1, CONVEYED TO THE PACIFIC PARTNERSHIP BY CORPORATION GRANT DEED RECORDED OCTOBER 2, 1986 AS INSTRUMENT NO. 86-1326330, OFFICIAL RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**PARCEL #1:**

THAT PORTION OF LOT 7 IN BLOCK 13 OF BEVERLY, IN THE CITY OF BEVERLY HILLS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 11 PAGE 94 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE SOUTHEAST CORNER OF SAID LOT 7; THENCE NORTH 39 DEGREES 31 MINUTES 30 SECONDS WEST ALONG THE NORTHEASTERLY LINE OF SAID LOT, 109.80 FEET TO A POINT DISTANT SOUTHEASTERLY THEREON 11.17 FEET FROM THE MOST NORTHERLY CORNER OF SAID LOT; THENCE SOUTH 0 DEGREES 5 MINUTES WEST 84.59 FEET TO A POINT IN THE SOUTHERLY LINE OF SAID LOT 7; THENCE SOUTH 89 DEGREES 55 MINUTES EAST ALONG SAID SOUTHERLY LINE, 70 FEET TO THE **POINT OF BEGINNING**.

AFFECTS APN(S): 4343-005-006

NOTE:

THIS LEGAL DESCRIPTION WAS NOT PREPARED FOR ANY PURPOSE THAT WOULD BE IN VIOLATION OF THE STATE OF CALIFORNIA SUBDIVISION MAP ACT OR LOCAL ORDINANCES OF THE GOVERNING BODY HAVING JURISDICTION.

PREPARED BY:

  
\_\_\_\_\_  
JANEEN NEDLIK, P.L.S. 7563



April 7, 2016  
DATE

LEGAL DESCRIPTION

EXHIBIT A-2

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF BEVERLY HILLS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, SAID LAND BEING ALL OF PARCEL 2 CONVEYED TO THE PACIFIC PARTNERSHIP BY CORPORATION GRANT DEED RECORDED OCTOBER 2, 1986 AS INSTRUMENT NO. 86-1326330, OFFICIAL RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**PARCEL #2:**

THAT PORTION OF LOT 7 IN BLOCK 13 OF BEVERLY, IN THE CITY OF BEVERLY HILLS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 11 PAGE 94 OF THE MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE MOST NORTHERLY CORNER OF SAID LOT 7 AND RUNNING THENCE SOUTH 50 DEGREES 28 MINUTES 30 SECONDS WEST 55.66 FEET ALONG THE NORTH LINE OF SAID LOT 7; THENCE SOUTH 0 DEGREES AND 05 MINUTES WEST AND 57.71 FEET TO A POINT IN THE SOUTH LINE OF SAID LOT 7; THENCE SOUTH 89 DEGREES 55 MINUTES EAST ALONG THE SOUTH LINE OF SAID LOT 7, 50 FEET TO A POINT THEREIN, WHICH BEARS SOUTH 0 DEGREES 05 MINUTES WEST FROM A POINT IN THE NORTHEASTERLY LINE OF SAID LOT, 11.17 FEET SOUTHEASTERLY THEREON FROM THE MOST NORTHERLY CORNER OF SAID LOT; THENCE NORTHEASTERLY IN A DIRECT LINE, A DISTANCE OF 84.59 FEET TO SAID POINT IN THE NORTHEASTERLY LINE OF SAID LOT 7; THENCE NORTHWESTERLY ALONG SAID NORTHEASTERLY LINE OF SAID LOT 7, 11.17 FEET TO THE **POINT OF BEGINNING**.

AFFECTS APN(S): 4343-005-005

NOTE:

THIS LEGAL DESCRIPTION WAS NOT PREPARED FOR ANY PURPOSE THAT WOULD BE IN VIOLATION OF THE STATE OF CALIFORNIA SUBDIVISION MAP ACT OR LOCAL ORDINANCES OF THE GOVERNING BODY HAVING JURISDICTION.

PREPARED BY:

Janeen Nedlik  
JANEEN NEDLIK, P.L.S. 7563

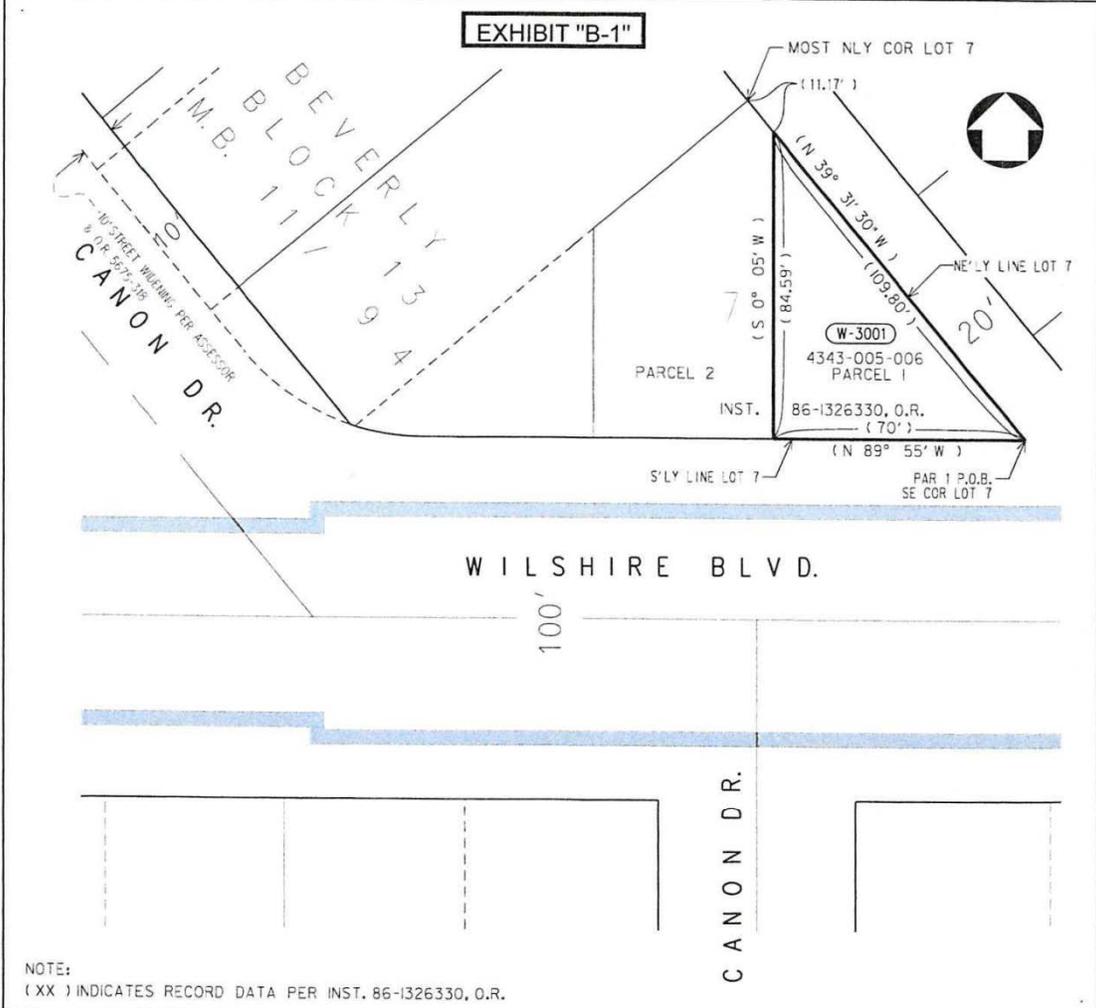
April 01, 2016  
DATE



**PLAT MAP  
EXHIBITS B-1 AND B-2**

**EXHIBIT B-1**

GRANTOR : THE PACIFIC PARTNERSHIP, CALIFORNIA GENERAL PARTNERSHIP		No data shown on this map and/or plan are compiled from public sources and are subject to field verification.	
DESCRIPTION : PORTION OF LOT 7 IN BLOCK 13 OF BEVERLY, M.B. 11/94			
BENCH MARK : N/A			
TITLE REPORT : ORANGE COAST TITLE NO. 140-1264433-32		ADDRESS : 9385 WILSHIRE BLVD. BEVERLY HILLS, CA 90210	
ASSESSOR'S REF. : 4343-005-006		R.O.W. REFERENCE : R-3030; W-3001	
NO.	DATE	REVISION DESCRIPTION	



PARCEL	W-3001
AREA - SQUARE FEET	2,967

	LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY APPROVED BY: <i>Michael Nedlik</i> 4/8/16 MTA PROJECT MANAGER DATE	CONTRACT NO./DESIGN UNIT SCALE 1" = 40' DATE 04/04/2016 DRAWN BY T. RAINEY CHECKED BY J. NEDLIK REV. DATE REV. NO.
	PARCEL PLAT W-3001 SHEET 1 OF 1	



**EXHIBIT C  
IMPROVEMENTS PERTAINING  
TO THE REALTY**

**EXHIBIT C**

**EXHIBIT C**

Furniture, Fixtures & Equipment Certification  
 Westside Subway Extension, Section 2  
 W-3001, 9385 and 9393 Wilshire Boulevard, Beverly Hills, CA 90210  
 Page 1

LAMETRO  
 PURPLE LINE EXTENSION  
 PARCEL NO. W-3001

SHANGHAI GRILL  
 FAIR MARKET VALUE IN-PLACE  
 DATE OF VALUE: APRIL 27, 2016

L I M I T E D	Q T Y	DESCRIPTION: IMPROVEMENTS PERTAINING TO THE REALTY	C O U N T Y	PIC #	RCN	FMV IN PLACE	FLV
1							
2		KITCHEN					
3							
4	1	SS WALL COVER, (375)SF					
5							
6	1	LOT C/O SCULLERY SINKS, SS					
7		(1) 1.5'X1.5'X1.0'DP, SGF					
8		(1) 7LF, 3 BASIN, 2 SIDE DRAIN BOARD, SGF					
9		(1) 3.5LF, SINGLE BASIN, SIDE DRAIN BOARD, SGF					
10		(1) 8LF SINGLE BASIN, 2 SHELF OPEN BASE, WATER FILTRATION SYSTEM					
11		(1) HAND SINK, 12"X10"					
12							
13	4	FLOOR DRAINS, 10"X10", CAST IRON/CERAMIC					
14							
15	1	LOT C/O FLOOR COVER:					
16		(519)SF, CERAMIC TILE 6" SQ. COMMERCIAL GRADE					
17		(70)SF, CERAMIC TILE, 4" SQ. WALL COVER					
18							
19	1	DISHWASHING SYSTEM, CUSTOM FIT SIDE DRAINAGE BOARDS, OAL 8'X31" DP, CABINET 25"X23"X23", PLUMBING/INSTALLED					
20							
21	1	RANGE HOOD, SS, 17'X4", W/6 FIRE SUPPRESSION NOZZLE HEADS, ANSUL R-102 WET CHEMICAL FIRE SUPPRESSION SYSTEM, 3 GAL TANK					
22							
23	1	LOT C/O SHELVING:					
24		(11) SS SHELVES, 55LF					
25		(19) LF OF WOOD PAINTED SHELVES					
26							
27	1	COOLER, WALK-IN, EMBOSSED MTL SKIN, 4" INSULATED PANELS, DBL BOHN COOLING COIL FANS, 7.5'X9'X6'H, TILE FLOOR (NOT INCLUDED), INCLUDES ALL ROOF MOUNTED REFRIGERATION EQUIPMENT AND PLUMBING					
28							
29	10	LIGHT FIXTURES, FLUOR, DBL BULB, 4', CEILING MOUNTED					
30							
31	1	8 BURNER GAS RANGE, 16LF, WOK ADAPTER BURNER RINGS, 1 1/2" GAS PIPE W/5 VALVES, EST 25LF, (4) FAUCET ROUGH-INS, (4) SGF, 3" BACKSPASH, SS, W/POT RACK					
32							
33		MEZZANINE					

Furniture, Fixtures & Equipment Certification  
*Westside Subway Extension, Section 2*  
 W-3001, 9385 and 9393 Wilshire Boulevard, Beverly Hills, CA 90210  
 Page 2

LAMETRO  
 PURPLE LINE EXTENSION  
 PARCEL NO. W-3001

SHANGHAI GRILL  
 FAIR MARKET VALUE IN-PLACE  
 DATE OF VALUE: APRIL 27, 2016

L I N E	Q T Y	DESCRIPTION:	C O N D L	P I C #	R C N	F M V I N P L A C E	F L V
		IMPROVEMENTS PERTAINING TO THE REALTY					
34							
35	1	MUSIC SYSTEM: (1) ALL IN ONE STEREO SYSTEM AIWA, CD, FF, DBL TAPE DECK, (1) AMPLIFIER, (1) COMBO VHS/DVD PLAYER, EST (400)LF OF WIRING, (7) FLUSH MOUNT SPEAKERS, 6"X9" (1) TV, LG. FLAT SCREEN, 50", (1) TV, PANASONIC, CEILING MOUNTED, (BAR) (1) SURROUND SOUND SYSTEM, BOSE.					
36							
37	3	LIGHT FIXTURES, FLUOR, DBL BULB, 4', CEILING MOUNTED					
38							
39		DINING ROOM					
40							
41	1	LOT C/O LIGHTING:					
42		(49) CAN LIGHTS, RECESSED, 5"					
43		(4) LIGHT FIXTURES, DROPPED, GLASS SHADES					
44		(3) WALL SCONCES					
45							
46	1	ALARM SYSTEM 4 MOTION SENSORS, CONTROL PAD					
47							
48	1	LOT C/O DINING FIXTURES:					
49		(1) BAR COUNTER, 100"X26"D, GRANITE TOP, OPEN BASE, WOOD, NATURAL FINISH					
50		(1) RECEPTION COUNTER, L-SHAPE, WOOD FORMICA, 7LF, OPEN BASE					
51		(1) BAR, COCKTAIL, L-SHAPE, 15LF, WOOD FORMICA, W/RAISED FOOT REST, CARPETED, W/MATCHING BACK BAR COUNTER, OPEN BASE, 7LF					
52		(8)LF OF SS SINKS, 3 BASIN, SGF					
53		(1) SODA DISPENSER, 10 PRODUCT, (ASSUME VENDOR OWNED DID NOT OBSERVE SYRUP RACK AND PUMP STATION)					
54		(120)SF WALL MIRROR.					
55							
56	1	SPLIT DUCTLESS A/C HEATING SYSTEM, LG, MDL LSN240HE					
57							
58	1	SHELVING, WOOD, PAINTED WHITE, 2'X1'X6'H (IN ENTRY TO KITCHEN ADJACENT TO BAR)					
59							
60		EXTERIOR					
61							
62	1	LOT C/O STOREFRONT IMPROVEMENTS:					
63		(1) SIGN, 2'X3', SHT MTL, PAINTED, DECAL LETTERING					
64		(1) CANPOPY, 4'LFX3'X3'H, CANVAS, STL FRAME W/ ADDRESS GRAPHICS					

Furniture, Fixtures & Equipment Certification  
*Westside Subway Extension, Section 2*  
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 Page 3

LAMETRO  
 PURPLE LINE EXTENSION  
 PARCEL NO. W-3001

SHANGHAI GRILL  
 FAIR MARKET VALUE IN-PLACE  
 DATE OF VALUE: APRIL 27, 2016

L I N E	Q T Y	DESCRIPTION:	C O N D L	P I C #	R C N	F M V I N P L A C E	F L V
65		(1) ENTRANCE DOOR, 36"W, 3 LIGHT, PAINTED					
66		(300)SF OF 12"SQ MARBLE TILE,					
67		(1) BUSINESS SIGNAGE, 16"X13", STEEL FRAME, ENGRAVED PLASTIC SIGN					
68		(4) FRENCH WINDOWS, BEVELED GLASS, 104"X47", WOOD, PAINTED					
69		(1) CANOPY, 17 LX4"X4"H, STL FRAME, W/ "SHANGHAI GRILL GRAPHICS					
70		(13) ILLUMINATED SCRIPT LETTERS, 20"H, "SHANGHAI GRILL", SHT METAL CASING PLASTIC FRONT SURFACE					
71		(36) INDIVIDUAL LETTERS, 8"H, NEON TUBE ILLUMINATION, METAL CASING, PLASTIC FRONT SURFACE					
72		(4) INDIVIDUAL LIGHT FIXTURE/SIGN, ASIAN CHARACTERS, ILLUMINATED, 24"H					
73		(1) SECURITY BAR DOOR, (REAR ENTRY), MTL W/MESH 36"X84"H					
74		(4) BUILDING CANOPY WASH LIGHT FIXTURES, INCANDESCENT					
75							
76							
77		TOTAL IMPROVEMENTS PERTAINING TO THE REALTY					
78							