

**RESOLUTION OF THE  
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY  
DECLARING CERTAIN REAL PROPERTY NECESSARY FOR PUBLIC PURPOSES  
AND AUTHORIZING THE ACQUISITION THEREOF  
(CRENSHAW / LAX TRANSIT CORRIDOR PROJECT  
PORTION OF N. EUCALYPTUS AVENUE)**

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

Section 1.

THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY ("METRO") 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, 130220.5, and 132610, 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 to be acquired consists of the fee simple interest as designated below, and as described more specifically in the exhibits attached hereto (hereinafter, the "Property"), all of which are incorporated herein by this reference:

<b>METRO Parcel Number</b>	<b>Assessor's Parcel Number</b>	<b>Parcel Address</b>	<b>Property Owner</b>	<b>Purpose of Acquisition</b>	<b>Property Interest(s) Sought</b>
None	None	Portion of N. Eucalyptus Ave., adjacent to 320 N. Eucalyptus Ave., Inglewood, CA	Daniel Freeman, Heirs & Devisees	Driveway relocation, street realignment and parking mitigation	<b>See Exhibits 1A and 1B</b>

METRO's acquisition of the above property interests is subject to the following limitation:

Construction of temporary or permanent improvements will not adversely impact the normal operations of surface traffic, or performance of utilities in the Project area. During construction, reasonable access to businesses and residences will be maintained at all times.

Section 4.

(a) The acquisition of the above-described Property is necessary for the development, construction, operation, and maintenance of the Crenshaw / LAX Transit Corridor Project ("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 September 22, 2011. 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; and

(d) The offer required by Section 7267.2 of the Government Code has been made to the owner(s) of record.

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 also authorized to reduce or modify the extent of the interests or property to be acquired so as to reduce the compensation payable in the action where such change would not substantially impair the construction and operation for the project for which the real property is being acquired.

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 13<sup>th</sup> day of November 2014.

\_\_\_\_\_  
MICHELLE JACKSON  
METRO Secretary

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

**ATTACHMENTS**

1 - Exhibit "1" – Parcel Legal & Plat

## **EXHIBIT 1 – A&B**

# PSOMAS

## EXHIBIT 'A'

### LEGAL DESCRIPTION

#### Portion of Eucalyptus Avenue

In the City of Inglewood, County of Los Angeles, State of California, being a portion of Eucalyptus Avenue, 60 feet wide, as shown on Parcel Map No. 12542, filed in book 121 of Parcel Maps, pages 73 and 74, in the office of the County Recorder of said County, described as follows:

**Beginning** at the southwesterly corner of Parcel A of Parcel Map No. 12174, filed in book 113 of Parcel Maps, pages 15 and 16, in the office of said Recorder; thence along the westerly line of said Parcel A, North 00°15'04" East 103.83 feet; thence North 89°44'56" West 2.30 feet to a non-tangent curve concave westerly having a radius of 675.00 feet, a radial line to said curve bears South 87°01'00" East; thence southerly along said curve an arc distance of 103.38 feet through a central angle of 8°46'32" to the westerly prolongation of the southerly line of said Parcel A; thence along said prolongation South 84°39'19" East 15.16 feet to the **Point of Beginning**.

Containing 765 square feet.

All as shown on Exhibit "B" attached hereto and made a part thereof.

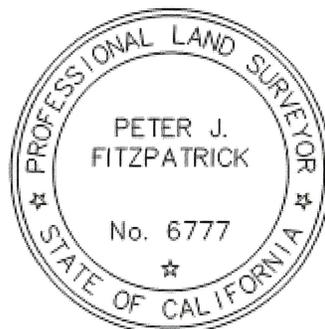
This legal description was prepared by me or under my direction.

*Peter Fitzpatrick*

*March 25, 2016*

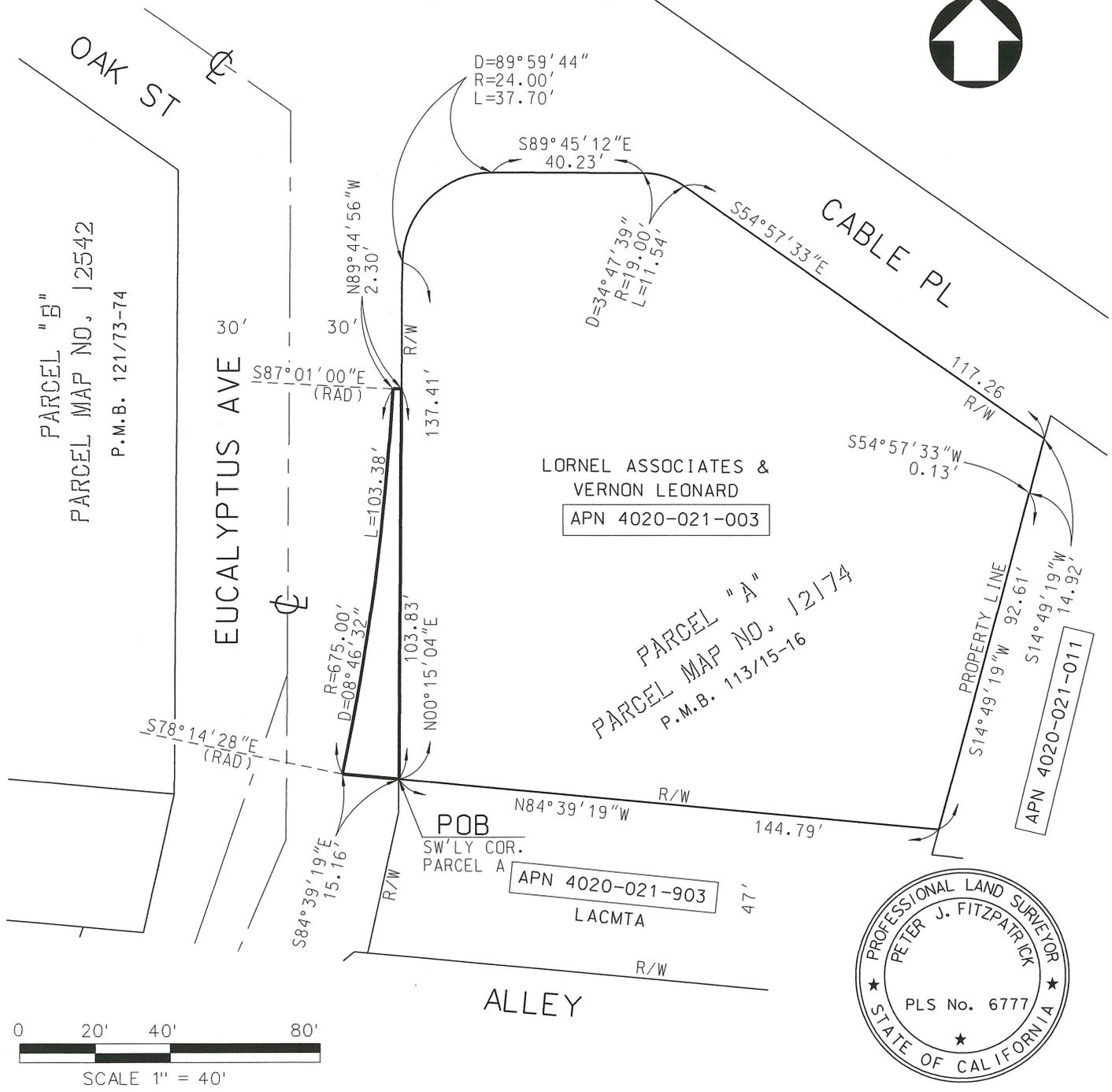
Peter J. Fitzpatrick, PLS 6777

Date



GRANTOR : DANIEL FREEMAN		The data shown on this plat are based on record information. Any topographic features shown are based on a field survey dated February 2016. Bearings and distances are based on California Coordinate System 83 Zone 5.		
DESCRIPTION : A PORTION OF EUCALYPTUS AVENUE AS SHOWN ON PARCEL MAP NO. 12174, P.M.B. 113/15-16				
IN THE CITY OF INGLEWOOD, STATE OF CALIFORNIA.				
TITLE REPORT : 08026633 (COMMONWEALTH)		0	3-22-2016	Original Submittal
ASSESSORS REF. N/A (ADJ. TO 4020-021-003)	ROW REF : N/A	NO.	DATE	REVISION DESCRIPTION

# EXHIBIT "B"



AREA OF PROPERTY				
765 SQ. FT				

<p><b>LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY</b> <b>CRENSHAW CORRIDOR PROJECT</b></p>	<p>PARCEL PLAT EUCALYPTUS AVE.</p>	<p>CONTRACT NO. N/A</p> <p>SCALE 1"=40'</p> <p>DATE 3-23-2016</p> <p>DRAWN BY AAP</p> <p>CHECKED BY PJF</p> <p>REV. DATE 3-23-2016 REV. NO. 0</p>
	<p>PREPARED BY: <i>Peter Fitzpatrick</i> 3-25-16</p> <p>SUBMITTED BY: PROJECT MANAGER DATE</p>	<p>APPROVED BY:</p> <p>PROJECT MANAGER DATE</p>

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