

ATTACHMENT B

**RESOLUTION OF THE
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY
DECLARING CERTAIN REAL PROPERTY NECESSARY FOR PUBLIC PURPOSES
AND AUTHORIZING THE ACQUISITION THEREOF THROUGH THE EXERCISE OF
EMINENT DOMAIN
LINK UNION STATION PROJECT, (“PROJECT”)**

THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY BOARD OF DIRECTORS 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 described hereinafter are 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 the 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 consists of the acquisition of fee simple, as described more specifically in the legal descriptions Exhibit “A-1” and Exhibit “A-2” and depicted in the Plat Maps Exhibit “B-1” and “B-2”. (hereinafter, the “Property”).

Section 4.

(a.) The acquisition of the above-described Property is necessary for the development, construction, operation, and maintenance of the Link Union Station Project ("Project");

(b.) The environmental impacts of the Project were evaluated in the Final Environmental Impact Report (FEIR), which was certified by the Board on

June 27, 2019. and

- (c.) The Board has reviewed and considered the 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, and, with the concurrence and approval of LACMTA Staff, to make minor adjustments to the scope and descriptions of easements or other Property to be acquired in order to ameliorate any claims for severance damages.

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 actions to complete the acquisition, including stipulations as to judgment and other matters, and causing all payments to be made. If settlement cannot be reached, Counsel is authorized to proceed to resolve the proceedings by means of jury trial. Counsel is further authorized to associate with, at its election, a private law firm for the preparation and prosecution of said proceedings.

I, CHRISTINA GOINS, 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 24th day of June, 2021.

Date: _____

CHRISTINA GOINS
LACMTA Interim
Board Secretary

ATTACHMENTS

Exhibit A-1 and A-2 – Legal Description

Exhibit B-1 and B-2 – Plat Map

LEGAL DESCRIPTION

703 East Commercial Street, Los Angeles

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

LOTS 5 TO 18 INCLUSIVE, IN BLOCK "G" OF THE ALISO TRACT, IN THE CITY OF LOS ANGELES, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN [BOOK 4, PAGES 12](#) AND 13 OF MISCELLANEOUS RECORDS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

EXCEPT THEREFROM THE NORTH 18 FEET OF LOTS 6, 8, 10, 12, 14, 16 AND 18, AS CONDEMNED FOR THE WIDENING OF ALISO STREET BY FINAL DECREES ENTERED IN CASE NO. 452144, SUPERIOR COURT, LOS ANGELES COUNTY, CERTIFIED COPIES THEREOF BEING RECORDED IN [BOOK 19670, PAGE 113](#), OFFICIAL RECORDS AND IN [BOOK 19235, PAGE 268](#), OFFICIAL RECORDS.

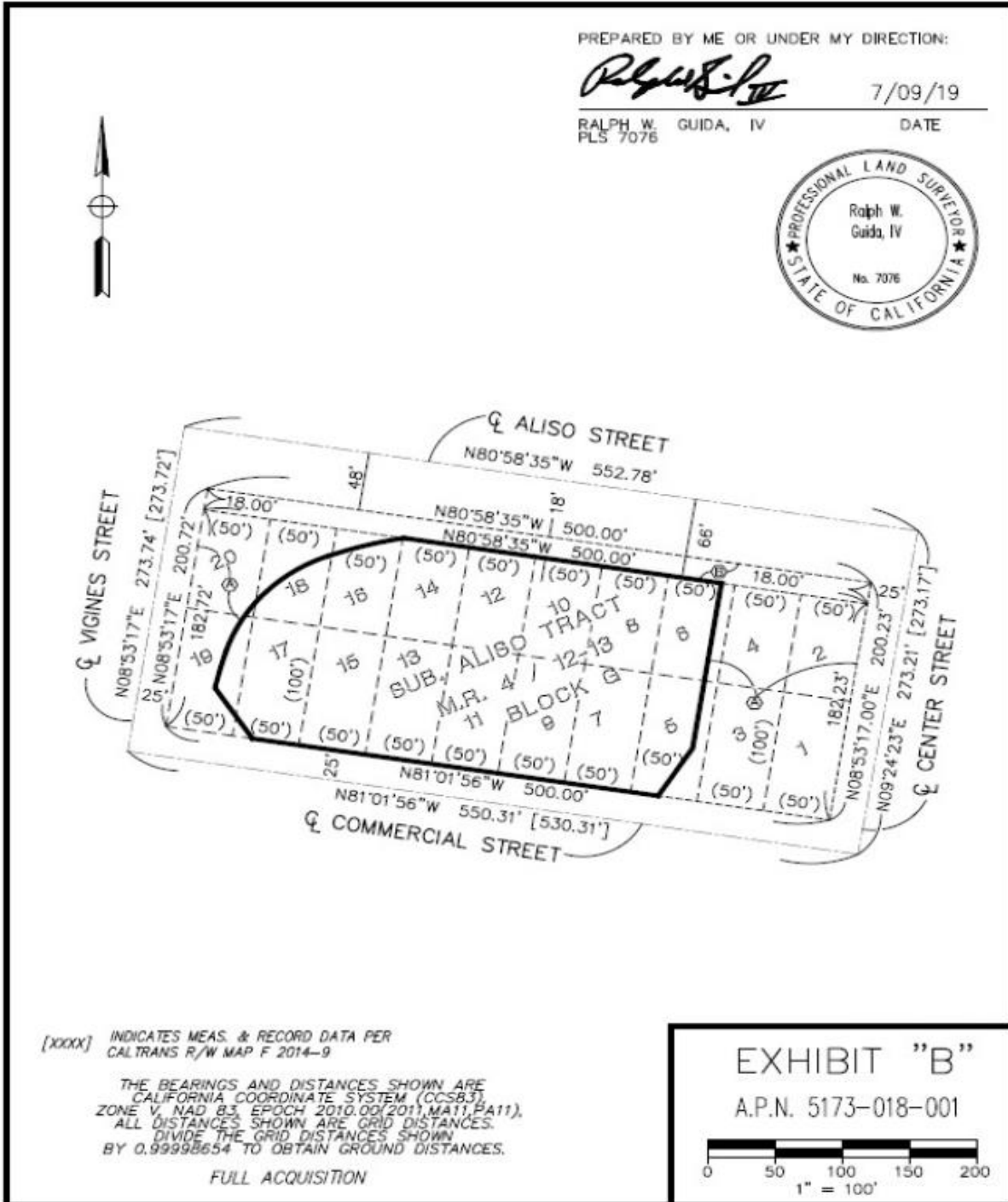
ALSO EXCEPT THEREFROM THOSE PORTIONS OF LOTS 5, 6, 14, 16, 17 AND 18, AS CONDEMNED FOR FREEWAY PURPOSES BY FINAL ORDER OF CONDEMNATION ENTERED IN CASE NO. 611479, SUPERIOR COURT, LOS ANGELES COUNTY, A CERTIFIED COPY THEREOF BEING RECORDED JULY 12, 1956 AS [INSTRUMENT NO. 4157, OFFICIAL RECORDS](#).

[APN: 5173-018-001](#)

EXHIBIT "B-1"

PLAT MAP

703 East Commercial Street, Los Angeles



LEGAL DESCRIPTION

621 East Commercial Street, Los Angeles

All that certain real property situated in the County of Los Angeles, State of California, described as follows:

THAT PORTION OF LOTS 1 TO 8 INCLUSIVE OF BLOCK "H" OF THE SUBDIVISION OF THE ALISO TRACT, IN THE CITY OF LOS ANGELES, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN [BOOK 4 PAGES 12](#) AND 13 OF MISCELLANEOUS RECORDS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE EAST LINE OF SAID BLOCK "H", SAID POINT BEING 25.50 FEET NORTHERLY MEASURED AT RIGHT ANGLES FORM THE SOUTH LINE OF SAID BLOCK "H"; THENCE WESTERLY PARALLEL WITH SAID SOUTH LINE NORTH 81° 01' 56" WEST, 182.04; THENCE NORTH 4° 02' 03" EAST, 80.95 FEET; THENCE NORTH 84° 07' 49" EAST, 105.33 FEET; THENCE NORTH 89° 12' 48" EAST, 88.29 FEET TO THE EAST LINE OF SAID BLOCK "H"; THENCE SOUTHERLY ALONG SAID EAST LINE SOUTH 8° 53' 17" WEST, 122.58 FEET TO THE POINT OF BEGINNING.

EXCEPT THEREFROM THAT PORTION LYING WITHIN THE FOLLOWING DESCRIPTION:

COMMENCING AT A POINT IN THE EAST LINE OF BLOCK "H" OF THE SUBDIVISION OF THE ALISO TRACT, IN THE CITY OF LOS ANGELES, AS PER MAP RECORDED IN [BOOK 4 PAGES 12](#) AND 13 OF MISCELLANEOUS RECORDS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, SAID POINT BEING 25.50 FEET NORTHERLY MEASURED AT RIGHT ANGLES FORM THE SOUTHERLY LINE OF SAID BLOCK "H"; THENCE WESTERLY PARALLEL WITH SAID SOUTHERLY LINE NORTH 81° 01' 56" WEST, 182.04 FEET; THENCE NORTH 4° 02' 03" EAST, 80.95 FEET; THENCE NORTH 84° 07' 49" EAST, 105.33 FEET; THENCE NORTH 89° 12' 48" EAST, 26.64 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 0° 47' 12" EAST, 6.00 FEET; THENCE NORTH 89° 12' 48" EAST, 15.45 FEET; THENCE NORTH 0° 47' 12" WEST, 6.00 FEET; THENCE SOUTH 89° 12' 48" WEST, 15.45 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT THEREFROM THAT PORTION LYING WITHIN THE FOLLOWING DESCRIPTION:

BEGINNING AT A POINT IN THE EAST LINE OF BLOCK "H" OF THE SUBDIVISION OF THE ALISO TRACT, IN THE CITY OF LOS ANGELES, AS PER MAP RECORDED IN [BOOK 4 PAGES 12](#) AND 13 OF MISCELLANEOUS RECORDS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, SAID POINT BEING 25.50 FEET NORTHERLY MEASURED AT RIGHT ANGLES FORM THE SOUTHERLY LINE OF SAID BLOCK "H"; THENCE WESTERLY PARALLEL WITH SAID SOUTHERLY LINE NORTH 81° 01' 56" WEST, 182.04 FEET; THENCE NORTH 4° 02' 03" EAST, 1.00 FEET; THENCE EASTERLY PARALLEL WITH SAID SOUTHERLY LINE SOUTH 81° 01' 56" EAST, 50.00 FEET; THENCE SOUTH 8° 58' 04" WEST, 0.50 FEET; THENCE PARALLEL WITH SAID SOUTHERLY LINE SOUTH 81° 01' 56" EAST, 132.13 FEET TO THE EAST LINE OF SAID BLOCK "H"; THENCE SOUTHERLY ALONG SAID EAST LINE SOUTH 8° 53' 17" WEST, 0.50 FEET TO THE POINT OF BEGINNING.

Assessor's Parcel Number: 5173-003-012

PLAT MAP

621 East Commercial Street, Los Angeles

