

**RESOLUTION OF THE  
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY  
DECLARING CERTAIN REAL PROPERTY NECESSARY FOR PUBLIC PURPOSES  
AND AUTHORIZING THE ACQUISITION THEREOF FOR  
THE I-710 SOUNDWALL PACKAGE 2 PROJECT  
8233 SPECHT AVENUE, BELL GARDENS, CA 90201  
PARCEL E-08 (APN 6227-027-040)**

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 the I-710 Soundwall Package 2 Project (Project) and 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 interests consists of the acquisition of a permanent footing easement, temporary construction easement (TCE) and site improvements, as described more specifically in the legal description (Exhibit A and Exhibit A-1) and depicted on the Plat Map (Exhibit B and Exhibit B-1), attached hereto (hereinafter, the "Property", incorporated herein by this reference).

Section 4.

(a.) The acquisition of the above-described Property is necessary for the construction and maintenance of the Project;

(b.) Metro has received an exemption from having a draft EIR/EIS and a FEIS/FEIR. Metro was not required to have a CEQA Environmental Clearance because it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment (CCR 15061 [b] [3]). The Categorical Exemption was given November 20, 2013 from Caltrans.

## 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.

The 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 the 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, subject to approval by the Board when required, 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 5th day of December, 2019.

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MICHELE JACKSON  
LACMTA Secretary

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

**ATTACHMENTS**

- 1 - Legal Descriptions (Exhibit "A" and Exhibit "A-1")
- 2 - Plat Maps (Exhibit "B" and Exhibit "B-1")

**EXHIBIT A  
LEGAL DESCRIPTION**

THE WESTERLY 4.00 FEET OF LOT 17 IN THE CITY OF BELL GARDENS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS SHOWN ON TRACT NO. 28009, AS PER MAP RECORDED IN BOOK 723, PAGES 8 AND 9 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

THE EASTERLY SIDE LINE TO BE EXTENDED OR SHORTENED TO TERMINATE ON THE NORTHERLY AND SOUTHERLY LINES OF SAID LOT 17.

CONTAINING 326 SQUARE FEET MORE OR LESS.

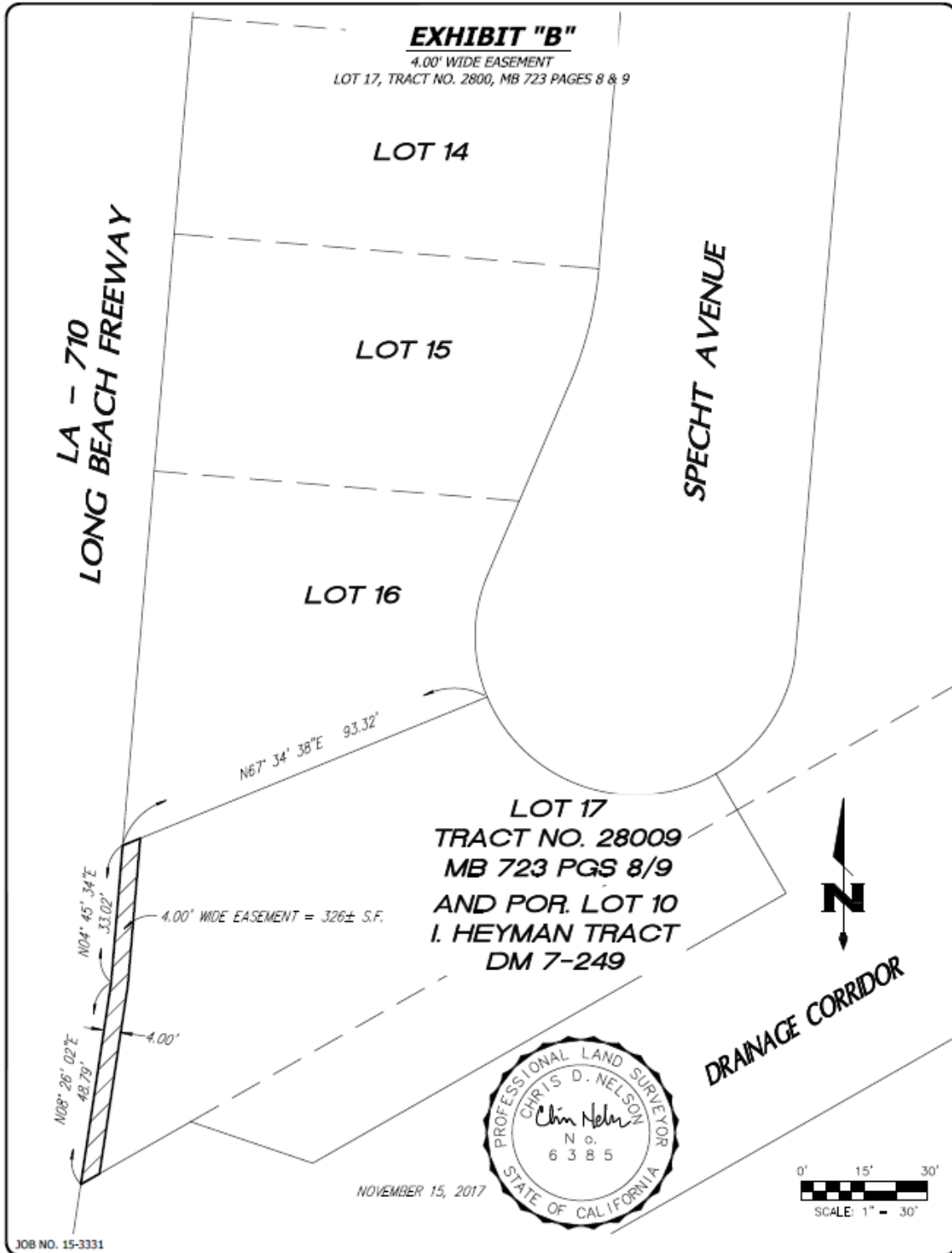
ALL AS SHOWN ON EXHIBIT "B", ATTACHED HERETO AND BY REFERENCE HEREIN, MADE A PART HEREOF.

*Chris Nelson*

CHRIS NELSON, P.L.S. 6385  
DATED: NOVEMBER 15, 2017



**EXHIBIT B**  
Plat Map of the Required Parcel – Permanent Footing Easement



## EXHIBIT A-1 LEGAL DESCRIPTION

THAT PORTION OF LOT 17 IN THE CITY OF BELL GARDENS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS SHOWN ON TRACT NO. 28009, AS PER MAP RECORDED IN BOOK 723, PAGES 8 AND 9 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE NORTHWEST CORNER OF SAID LOT 17; THENCE, ALONG THE NORTHERLY LINE OF SAID LOT 17,

1. NORTH 67°34'38" EAST, 11.24 FEET TO THE INTERSECTION WITH A LINE BEING 10.00 FEET EASTERLY OF AND PARALLEL WITH THE WESTERLY LINE OF SAID LOT 17; THENCE ALONG SAID PARALLEL LINE,
2. SOUTH 04°45'34" WEST, 6.35 FEET; THENCE,
3. NORTH 88°56'54" WEST 2.61 FEET; THENCE, SOUTHERLY ALONG A LINE, NOT PARALLEL WITH THE WESTERLY LINE OF SAID LOT 17,
4. SOUTH 04°10'28" WEST, 29.84 FEET; THENCE,
5. SOUTH 85°32'53" EAST, 2.30 FEET, TO THE INTERSECTION WITH THE SOUTHERLY EXTENSION OF SAID AFOREMENTIONED PARALLEL LINE; THENCE, SOUTHERLY ALONG SAID PARALLEL LINE,
6. SOUTH 04°45'34" WEST, 2.14 FEET, TO THE INTERSECTION WITH A LINE PARALLEL WITH AND 10.00 FEET EASTERLY OF THE WESTERLY LINE OF SAID LOT 17 HAVING A BEARING OF NORTH 08°26'02" EAST; THENCE, SOUTHERLY ALONG SAID PARALLEL LINE,
7. SOUTH 08°26'02" WEST, 38.52 FEET; THENCE,
8. NORTH 81°33'58" WEST, 10.00 FEET, TO THE WESTERLY LINE OF SAID LOT 17; THENCE, NORTHERLY ALONG THE WESTERLY LINE OF SAID LOT 17,
9. NORTH 08°26'02" EAST, 38.20 FEET, TO AN ANGLE POINT IN THE WESTERLY LINE OF SAID LOT 17; THENCE,
10. NORTH 04°45'34" EAST, 33.02 FEET, TO THE POINT OF BEGINNING.

CONTAINING 668 SQUARE FEET MORE OR LESS.

ALL AS SHOWN ON EXHIBIT "B", ATTACHED HERETO AND BY REFERENCE HEREIN, MADE A PART HEREOF.

*Chris Nelson*

CHRIS NELSON, P.L.S. 6385  
DATED: JANUARY 27, 2017



**EXHIBIT B-1**  
 Plat Map of the Required Parcel – Temporary Construction Easement

