

**CITY OF ANGELS
CITY COUNCIL
RESOLUTION NO. 26-84B**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANGELS
CALIFORNIA, DIRECTING STAFF TO PURSUE ACQUISITION OF 100% of
THE ALLEYWAY SOUTH OF BADGER COURT (ALL-OR-NOTHING) and
ALLOCATING \$10,844**

WHEREAS, the City of Angels Camp owns certain Property identified in Exhibit "A" attached hereto and incorporated herein by reference (the "Property"); and

WHEREAS, the City must comply with Government Code Sections 54220-54234 (the "Surplus Land Act") prior to taking any action to dispose of the Property; and

WHEREAS, the Surplus Land Act shall not apply to the disposition of the Property if the Property is exempt surplus land, as defined in Government Code Section 54221(f)(1)(E); and

WHEREAS, pursuant to the Surplus Land Act, the City Council must take formal action in a regular public meeting to declare that the Property is exempt surplus land, as supported by written findings; and

WHEREAS, Government Code Section 54221(f)(1)(E) defines exempt surplus land to include land that is a former street, right-of-way or easement, and is conveyed to an owner of an adjacent property; and

WHEREAS, the Property is a former alley way and is being conveyed to the owners of the adjacent properties, and on that basis the City Council desires to declare the Property exempt surplus land pursuant to Government Code Section 54221(f)(1)(E); and

WHEREAS, the property has also been determined to be outside of a coastal zone, not adjacent to a historical unit of the State Parks System, not listed on or determined eligible for the National Register of Historic Places, and outside of the Lake Tahoe Region and therefore none of the criteria identified in Government Code Section 54221(f)(2) apply;

WHEREAS, pursuant to the Surplus Land Act Guidelines issued by the California Department of Housing and Community Development ("HCD") to interpret and implement the Surplus Land Act, the City Council's determination that the Property is exempt surplus land must be provided to HCD for its review at least 30 days prior to disposition.

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. That the above recitals are true and correct and are a substantive part of this Resolution.

SECTION 2. That the City Council hereby finds that Property is not being used and is not planned to be used for City work or operations except to retain an existing public sewer easement and is not necessary for the City's use within the meaning of the Surplus Land Act.

SECTION 3. That the City Council hereby declares the Property is exempt surplus land as defined in Government Code Section 54221(f)(1)(E) of the Surplus Land Act provided the city conveys the exempt surplus land to the owners of the adjacent properties.

SECTION 4. That staff of the City are hereby authorized and directed to submit a copy of this Resolution to HCD in accordance with the Surplus Land Act Guidelines.

SECTION 5. That the staff and officers of the City are hereby authorized, jointly and severally, to take any other such actions as they deem necessary or proper to effectuate the purposes of this Resolution, including, but not limited to:

- Deny Resolution 26-78
- Directing staff to pursue abandonment of 100% of the alleyway south of Badger Court only (i.e., no partial abandonment, all-or-nothing); and allocating \$10,844 from the general fund to cover costs including a maximum of \$4,656 in potential litigation-related costs. Litigation-related costs shall not exceed \$4,656 without prior authorization from the City Council.
- Adopt a budget amendment for \$10,844.

SECTION 6. The proposed transfer of public land to the adjoining parcel owners is exempt from the State Guidelines for the implementation of the California Environmental Quality Act Section 15061(b)(3), the commonsense rule. Specifically, no identified biological or cultural resources are found on the site, the proposed action will not interfere with current or future circulation plans, and no foreseeable physical changes to the environment, other than improved maintenance of the site by the landowners (a potential positive impact), will occur.

SECTION 7. That the Mayor shall sign and the City Clerk shall attest to the adoption of this Resolution.

PASSED AND ADOPTED this 6th day of October, 2026, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Caroline Schirato, Mayor

Haley Bugarin, City Clerk



HOME OF THE JUMPING FROG

EXHIBIT “A”

Figure 1: Alley Segments to be vacated



Alley segment previously vacated



