

RESOLUTION NO. 2021-14

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COACHELLA DECLARING THAT CERTAIN PROPERTY OWNED BY THE CITY OF COACHELLA AND LOCATED AT ASSESSOR PARCEL NUMBERS: 767-720-001 THROUGH -019, 767-721-001 THROUGH -036, 767-721-039 THROUGH -045, 767-722-001 THROUGH -016, 767-730-001 THROUGH -014, 767-730-016 THROUGH -050, 767-731-001 THROUGH -007, 767-731-008 THROUGH -022, 778-420-004; 763-131-018; 763-400-016 AND 763-400-017; 763-131-018; 778-042-009 AND 778-042-010; 778-093-005 AND 778-110-001; 763-412-030; AND 769-222-004, IS SURPLUS LAND.

WHEREAS, the City Council is a legislative body in the City of Coachella (the “City”) that is subject to compliance with the Surplus Land Act codified at Government Code § 54220, *et seq.* (as amended, the “Act”); and

WHEREAS, Assembly Bill 1486 went into effect on January 1, 2020 (“AB 1486”), and expanded the Act’s requirements for local agencies prior to the disposition and disposal of any “surplus land.”

WHEREAS, pursuant to section 54230(a)(1) of the Act, on or before December 31 of each year, the City must make a central inventory of all surplus land (as defined in the Act) that the City owns or controls (the “Inventory List”); and

WHEREAS, the Act defines surplus land as “land owned in fee simple by any local agency for which the local agency’s governing body takes formal action in a regular public meeting declaring that the land is surplus and is not necessary for the agency’s use”; and

WHEREAS, the City has identified eight (8) parcels or groupings of parcels (“Properties”) (APNs listed above) that it owns in fee simple and that are not necessary for the City’s use, site maps of which are attached hereto and incorporated herein by reference (together, the “Surplus Properties”); and

WHEREAS, none of the Surplus Properties are necessary for the City’s use, are currently not being put to any use by the City, and the City has no planned use for these Surplus Properties; and

WHEREAS, none of the Surplus Properties meets any of the applicable exemptions under the Act (Government Code § 54221(f)); and

WHEREAS, in order to list the Surplus Properties on the Inventory List, as required by the Act, the City Council must “take formal action in a regular public meeting declaring that” the Surplus Properties are in fact surplus and make findings as to whether they are exempt or not exempt from the Act.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Coachella hereby finds, determines, and orders as follows:

SECTION 1. The recitals set forth above are true and correct and are incorporated into this Resolution by reference.

SECTION 2. The City Council hereby finds and declares that the Surplus Properties are not necessary for the City's use and are surplus land, as defined in Government Code § 54221, based on the true and correct written findings found in this Resolution and incorporated herein by reference, and hereby authorizes the listing of such Surplus Properties on the Inventory List created by City staff pursuant to and in compliance with Government Code § 54230(a)(1).

SECTION 3. The declaration of the Surplus Properties as surplus and listing of such Surplus Properties on the Inventory List are exempt from environmental review under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines § 15378, because they have no potential for resulting in physical change in the environment, directly or indirectly. The actions do not authorize any specific development or installation on any specific piece of property within the City's boundaries. Moreover, when and if an application for development is submitted, the City will at that time conduct preliminary review of the application in accordance with CEQA. Alternatively, even if the above-described actions are a "project" within the meaning of State CEQA Guidelines section 15378, such actions would be exempt from CEQA review under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. (State CEQA Guidelines, Section 15061(b)(3)).

SECTION 4. This Resolution shall take effect immediately upon its adoption by the City Council, and the Clerk of the Council shall attest to and certify the vote adopting this Resolution.

PASSED, APPROVED and ADOPTED this 24th day of February 2021.

Steven A. Hernandez
Mayor

ATTEST:

Angela M. Zepeda, City Clerk

APPROVED AS TO FORM:

Carlos Campos
City Attorney

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF COACHELLA)

I HEREBY CERTIFY that the foregoing Resolution No. 2021-14 was duly adopted by the City Council of the City of Coachella at a regular meeting thereof, held on the 24th day of February 2021, by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

Andrea J. Carranza, MMC
Deputy City Clerk