

CITY COUNCIL

CITY OF ORLAND



RESOLUTION NO. 2026-_____

A RESOLUTION DECLARING 824 FOURTH STREET (APN 040-212-009) IS EXEMPT SURPLUS LAND PURSUANT TO GOVERNMENT CODE SECTION 54221, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO TAKE ALL ACTIONS AND EXECUTE ANY DOCUMENTS NECESSARY TO ENSURE COMPLIANCE WITH THE SURPLUS LAND ACT AND STATE REGULATIONS RELATED THERETO, AND FINDING THE DECLARATION TO BE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO SECTIONS 15060(C)(3), 15061(B)(3) AND 15312.

WHEREAS, the City owns 0.36 acres of real property at 824 Fourth Street (Property) (APN 040-212-009) which is designated Commercial on the General Plan Diagram and located in the C-2 Community Commercial zoning district; and

WHEREAS, on September 1, 2026, the City Council discussed various options for the Property, and directed staff to pursue the option of selling the Property; and

WHEREAS, California Government Code section 54221(b)(1) requires the Council to take formal action at a regular public meeting to declare the Property “exempt surplus land” and not necessary for City municipal use before the City may take any action to dispose of the Property; and

WHEREAS, the Property is “exempt surplus land” under Government Code section 54221(f)(1)(B) in that the Property is:

1. Less than half-acre (0.50) in size; and
2. Not contiguous to land owned by a state or local agency that is used for open-space or low- and moderate-income housing purposes; and
3. Not located in a coastal zone, not adjacent to a historical unit of the State Parks System, not listed on or determined by the State Office of Historic Preservation to be eligible for the National Register of Historic Places, and not within the Lake Tahoe region; and

4. No longer necessary for city use; and

WHEREAS, disposition would eliminate maintenance costs and return the Property to the tax roll.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ORLAND DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. Incorporation of Recitals: The recitals in this Resolution are true and correct and incorporated herein.

SECTION 2. Declaration. Based on the findings set forth in the recitals, the City Council hereby declares that the Property is not necessary for the City's use and is "exempt surplus land" pursuant to Government Code section 54221(f)(1)(B).

SECTION 3. Authorization. The City Manager, or designee, is authorized to take all actions and execute any documents necessary to ensure compliance with the Surplus Land Act and State regulations.

SECTION 4. Environmental Review. The actions contemplated herein are exempt from the California Environmental Quality Act ("CEQA") because it can be seen with certainty that there is no possibility that these activities may have a significant effect on the environment pursuant to CEQA Guidelines sections 15060(c)(3), 15061(b)(3) and 15312.

APPROVED AND ADOPTED by the members of the City Council of the City of Orland this 15th day of September 2026 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Terrie Barr, Mayor

ATTEST:

Jennifer Schmitke, City Clerk

Exhibit – Assessor's Parcel Map