

**Heer Property Acquisition  
13<sup>th</sup> Street Bridge Widening**

**HEARING RECORD  
Exhibit 9**

June 17, 2003  
City Council Meeting

RESOLUTION NO. 03-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
DECLARING THE PUBLIC NECESSITY FOR THE TAKING OF CERTAIN PROPERTY  
FOR CONSTRUCTION OF IMPROVEMENTS TO THE 13<sup>TH</sup> STREET BRIDGE  
(CODE CIV. PROC. § 1245.230)

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WHEREAS, the City of Paso Robles proposes to construct improvements to the 13<sup>th</sup> Street Bridge, including the installation and maintenance of all necessary utilities (the "Project"), and affecting Assessor's Parcel No. 009-401-018, commonly known as 101 Creston Road (the "Property"); and

WHEREAS, the City has advised the owners of the Property of the need for the Project and offered said owners an opportunity for a hearing before the City Council on June 17, 2003, pursuant to section 1245.235 of the Code of Civil Procedure, State of California; and

WHEREAS, the City Council adopts this resolution in compliance with Section 1245.230 of the Code of Civil Procedure.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF PASO ROBLES HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The Property to be acquired is for the construction of certain improvements to the 13<sup>th</sup> Street Bridge and related purposes, including the installation and maintenance of utilities.

The City is authorized to acquire property for the Project pursuant to, among others, the following statutes: Government Code section 37350.5.

SECTION 2. The general location and extent of the Property to be acquired is as set forth in the legal description attached hereto as Exhibit A (road right-of-way), Exhibit B (slope easement), and Exhibit C (temporary construction easement) and incorporated herein by reference. All exhibits include accompanying maps.

SECTION 3. The City Council declares that it has found and determined as follows:

- a. The public interest and necessity require the proposed Project.
- b. The proposed Project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury.
- c. The Property described in Exhibit A is necessary for the proposed Project.
- d. The offer of just compensation required by Government Code Section 7267.2 has been made to the owners of record of the Property.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 17<sup>th</sup> day of June 2003 by a two-thirds (2/3) or greater vote as follows:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

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Frank R. Mecham, Mayor

ATTEST:

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Sharilyn M. Ryan, Deputy City Clerk