

RESOLUTION NO. 10560

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE FINDING THAT CERTAIN CITY-OWNED REAL PROPERTY LOCATED AT 206 S. CENTER STREET IN THE CITY OF ORANGE IS SURPLUS TO THE CITY'S NEEDS AND AUTHORIZING THE SALE OF SAID PROPERTY.

WHEREAS, the City of Orange (the "City") is a municipal corporation exercising governmental functions and powers, organized and existing under the laws of the State of California; and

WHEREAS, the City owns a single-story, three bedroom, 1½ bathroom house, which consists of approximately 1,642 square feet and is located on a parcel of land approximately 5,740 square feet in area and commonly known as 206 S. Center Street (Assessor's Parcel No. 390-393-10) (the "Property"); and

WHEREAS, as authorized by California Government Code Section 37350, the City Council finds and determines that the Property is not needed for the purpose for which it was acquired or for any other public purpose and is, therefore, surplus real property; and

WHEREAS, in accordance with California Government Code Sections 54220 *et seq.*, the City has extended written offers to sell the Property to certain public and private entities described therein; and prior to disposing of the Property will consider and negotiate any offers from received from such entities for at least the time period required in said Sections 54220 *et seq.*; and

WHEREAS, pursuant Section 65402 of the California Government Code, the City Council finds and determines that the location, purpose and extent of the proposed disposition of the Property, have been considered and reported on by the Director of the Community Development Department of the City and that said proposed disposition to the Buyer in accordance with the terms and provisions of the Purchase Agreement conforms to the City's adopted general plan; and

WHEREAS, this City Council, as the "lead agency" under the California Environmental Quality Act ("CEQA"), finds and determines that the sale of the Property is categorically exempt from the provisions of CEQA under Section 15312 of the State CEQA Guidelines relating to the sale of surplus government property; and

WHEREAS, the City Council believes that the sale of the Property is to the common benefit of the City and its residents, and in accord with the public purposes and provisions of applicable State and local law requirements.

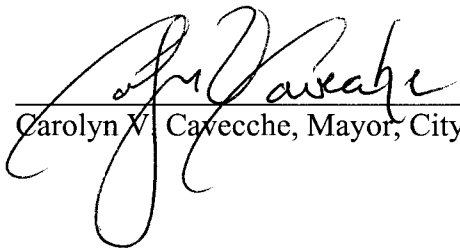
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Orange resolves, on the basis of the facts set forth in the agenda report presented to it and any testimony received at the meeting at which this matter was considered, as follows:

1. The foregoing recitals are true and correct.

2. The City Council finds and determines that the sale of the Property is categorically exempt from the provisions of CEQA under Section 15312 of the State CEQA Guidelines and, accordingly, hereby authorizes and directs the City Clerk to file a Notice of Exemption with the Orange County Clerk.

3. The City Council hereby finds and determines that the Property is not needed for the purpose for which it was acquired or for any other public purpose and is, therefore, surplus real property, and directs staff to solicit bids for the sale of the Property, which bids shall be considered at the time of bid closing by the City Council.

ADOPTED this 14th day of June, 2011.


Carolyn V. Cavecche, Mayor, City of Orange

ATTEST:


Mary E. Murphy, City Clerk, City of Orange

I, MARY E. MURPHY, City Clerk hereby certify that the foregoing Resolution was duly and regularly adopted by the City Council of the City of Orange at a regular meeting thereof held on the 14th day of June, 2011, by the following vote:

AYES:	COUNCILMEMBERS: Whitaker, Smith, Bilodeau
NOES:	COUNCILMEMBERS: Cavecche, Dumitru
ABSENT:	COUNCILMEMBERS: None
ABSTAIN:	COUNCILMEMBERS: None


Mary E. Murphy, City Clerk, City of Orange

June 28, 2011

NOTE TO FILE – RESOLUTION NO. 10560

Given the option of filing, or not to file, the Notice of Exemption as mentioned in No. 2 on Page 2 of Resolution No. 10560, the decision was made to **not file** The Notice of Exemption with the County Clerk's Office.

According to the Community Development Asst. Director, it is optional and only affects the protest deadlines. The City has not been opting to file CEQA Notices of Exemption in the recent past.