| | 24-1182 |
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| 1 | BOARD OF SUPERVISORS |
| 2 | OF THE COUNTY OF FRESNO STATE OF CALIFORNIA |
| 3 | In the Matter of:) RESOLUTION DECLARING) COUNTY-OWNED PROPERTY |
| 4 | DECLARATION OF COUNTY) EXEMPT SURPLUS LAND PROPERTY AT FOWLER AVE. BRIDGE) AND GRANTING RIGHT-OF-WAY |
| 5 | AS SURPLUS LAND AND GRANTING) TO CITY OF FRESNO RIGHT-OF-WAY TO CITY OF FRESNO) (GOV. CODE § 25526.5; STS. & |
| 6 7 | HY. CODE § 1810) |
| , 8 | WHEREAS, the County of Fresno (County) is the owner of real property located at the |
| 9 | Fowler Avenue Bridge over Mill Ditch, between Clinton Avenue and Olive Avenue (Fowler |
| 10 | Avenue Bridge Right-of-Way), and the County no longer has need of the property; and |
| 11 | WHEREAS, the estimated value of the Fowler Avenue Bridge Right-of-Way does not |
| 12 | exceed \$25,000 (Sts. and Hy. Code § 1810; Gov. Code § 25526.5); and |
| 13 | WHEREAS, the County intends to transfer the Fowler Avenue Bridge Right-of-Way to |
| 14 | another local agency, the City of Fresno (City) (Gov. Code § 542219(f)(1)(D); and |
| 15 | WHEREAS, Government Code § 25526.5 provides in relevant part: "Whenever the |
| 16 | board of supervisors determines that any real property or interest therein belonging to the |
| 17 | county is no longer necessary for county or other public purposes, and its estimated value |
| 18 | does not exceed twenty-five thousand dollars (\$25,000), the county may sell, exchange, |
| 19 20 | quitclaim, or convey that real property or interest therein in the manner and upon the terms |
| 20 21 | and conditions approved by the board of supervisors without complying with any other |
| 21 | sections in this article." |
| 23 | WHEREAS , in accordance with Gov. Code § 54221(b)(1), the Fowler Avenue Bridge |
| 24 | Right-of-Way must be declared exempt surplus land, as supported by written findings, before |
| 25 | the County may dispose of it as such. |
| 26 | NOW, THEREFORE BE IT RESOLVED: |
| 27 | Section 1. The Board hereby finds that all the foregoing recitals are true and |
| 28 | correct. |
| RESNO rnia | 1 |
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Section 2. The Fowler Avenue Bridge Right-of-Way is not required for County use.
 Section 3. The Fowler Avenue Bridge Right-of-Way is declared exempt surplus
 land under Gov. Code § 542219(f)(1)(D).

Section 4. The Director of Public Works and Planning, or his designee, is authorized and directed to provide a copy of this Resolution and the Board-approved unsigned form of the quitclaim deed referenced in Section 5 hereof to the California Department of Housing and Community Development (HCD), and any such other information that the Director or his designee, deems necessary or appropriate and in the best interest of the County, or that HCD may request from the County. If, after thirty (30) days of the HCD receiving this Resolution and the unsigned form of the quitclaim deed, the HCD does not notify the County that the proposed transfer would violate the Surplus Land Act or the HCD's guidelines, the County thereafter shall proceed with the transfer of the Fowler Avenue Bridge Right-of-Way to the City pursuant to Section 5 hereof.

Section 5. Subject to Section 4 hereof, the County shall by quitclaim deed, convey the
Fowler Avenue Bridge Right-of-Way to City of Fresno, a copy of which is attached hereto and
incorporated herein by this reference. All of the County's, including the Board's, actions and
proceedings referenced in this Resolution have been undertaken consistent with the County's
practices for disposing of "surplus land" (as defined in Gov. Code § 54221(a)(1)).

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THE FOREGOING, was PASSED and ADOPTED by the following vote of the Board of Supervisors of the County of Fresno this <u>17th</u> day of <u>Dec.</u>, 2024, to-wit: AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero NOES: None **ABSENT: None ABSTAINED: None** Nathan Magsig, Chairman of the Board of Supervisors of the County of Fresno ATTEST: Bernice E. Seidel Clerk of the Board of Supervisors County of Fresno, State of California Hanrak BY COUNTY OF FRESNO Fresno, California