

RESOLUTION NO. LOB 03-2014

**Of The
Oversight Board for the Successor Agency to the Lafayette Redevelopment Agency**

APPROVING the Long Range Property Management Plan

WHEREAS, pursuant to Health and Safety Code Section 34177(j), the City of Lafayette serves as the successor agency to the dissolved Lafayette Redevelopment Agency ("Agency"); and

WHEREAS, in accordance with Health & Safety Code Section 34179.7, the Department of Finance ("Department") is required to issue a finding of completion to a successor agency when the following conditions have been met: 1) the successor agency has paid the full amount as determined during the due diligence reviews and the county auditor-controller has reported those payments to the Department; or 2) the successor agency has paid the full amount as determined during the July True-Up process; or 3) the successor agency has paid the full amount upon a final judicial determination of the amounts due and confirmation that those amounts have been paid by the county auditor-controller; and

WHEREAS, under the provisions of Health & Safety Code Section 34191.4, once the Department issues the finding of completion, successor agencies are provided with additional authority to carry out the wind down process, and all Agency property is transferred to the Agency's Community Redevelopment Property Trust Fund, upon approval by the Department of the Agency's Long Range Property Management Plan; and

WHEREAS, Health and Safety Code Section 34191.5 requires the Successor Agency to prepare the LRPMP within six months of receiving a finding of completion from the Department; and

WHEREAS, the Agency received its Finding of Completion from the Department on May 15, 2013; and

WHEREAS, in accordance with Health & Safety Code Section 34191.5, the LRPMP is required to identify all Agency-owned real property, and to address the disposition and use of the real properties; and

WHEREAS, the LRPMP has been prepared in conformance with Health and Safety Code Section 34191.5 for the Agency's consideration and is set forth as "Exhibit A" attached hereto and incorporated herein by this reference; and

WHEREAS, Health and Safety Code Section 34191.5(c)(1) requires that the Oversight Board consider and approve the LRPMP before it is submitted to the Department; and

WHEREAS, the LRPMP is exempt from California Environmental Quality Act ("CEQA") review under the CEQA Guidelines because a LRPMP does not commit the Agency to any action that will not with reasonable certainty have any possible effect on the environment; and

WHEREAS, by this Resolution, the Oversight Board is approving the LRPMP and is requesting approval of same by the Department.

NOW, THEREFORE, THE OVERSIGHT BOARD TO THE SUCCESSOR AGENCY OF THE DISSOLVED LAFAYETTE REDEVELOPMENT AGENCY DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The foregoing Recitals are true and correct and are incorporated into this Resolution by this reference.

SECTION 2. Oversight Board Approval. The Oversight Board hereby approves the Long Range Property Management Plan ("LRPMP") attached hereto as "Exhibit A" and incorporated herein by this reference.

SECTION 3. Implementation. The Oversight Board hereby directs staff to submit a copy of the LRPMP to the Department of Finance for its review, consideration and approval.

SECTION 4. CEQA Compliance. The approval of the Long Range Property Management Plan through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.

SECTION 5. Severability. The provisions of this Resolution are severable and if any provision, clause, sentence, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstances, such illegality, invalidity, unconstitutionality or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, sections, words or pieces thereof of the Resolution or their applicability to other persons or circumstances.

SECTION 6. Certification. The Oversight Board Secretary shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

SECTION 7. Effective Date. This Resolution shall take effect immediately upon adoption.

Attachments:

Successor Agency Long Range Property Management Plan

CARRIED AND APPROVED: Tatzin, Robinson, Learned, Carney, Whitmore (5-0)



Don Tatzin, Chair

CERTIFIED AS A TRUE COPY

CLERK OF CITY OF LAFAYETTE, CALIFORNIA

Joanne Robbins, City Clerk

	HSC 34191.5 (c)(1)(F)	HSC 34191.5 (c)(1)(G)		HSC 34191.5 (c)(1)(H)
No.	History of environmental contamination, studies, and/or remediation, and designation as a brownfield site	Description of property's potential for transit oriented development	Advancement of planning objectives of the successor agency	History of previous development proposals and activity
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