Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: City Attorney – Approve resolution to hear resolutions of necessity.
Expenditure: None.

RECOMMENDATION
Recommendation of the City Attorney that the City Council approve a Resolution electing to hear resolutions of necessity for the Pacific Coast Highway at Hawthorne Boulevard Intersection Improvements Project.

Funding
Not Applicable

BACKGROUND AND ANALYSIS

The City of Torrance has been investigating potential acquisition of rights of way in connection with a proposed public works improvement to the intersection of Pacific Coast Highway (SR-1) and Hawthorne Boulevard (SR-107). The Project generally will install additional left turn lanes and right turn pockets, widen existing lanes from ten to eleven feet, and widen intersection approaches. The project will also include new striping/signage, traffic signal modification, catch basin reconfiguration, utility relocations, and rehabilitation of existing pavement.

The City understands that local public agency projects on State of California highway systems within existing or proposed State of California rights of way are subject to the requirements of the State of California Department of Transportation ("Caltrans") Right of Way Manual. Caltrans has recently advised the City provisions in this Caltrans right of way manual require a public agency to pass a resolution, by a four-fifths (4/5) vote, making an election to hear resolutions of necessity for the project. A resolution to meet the Caltrans requirement is attached as Attachment A.

Respectfully submitted,

[Signature]
John L. Fellows III
City Attorney

CONCUR:

[Signature]
LeRoy J. Jackson
City Manager

Attachment: A. Resolution

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RESOLUTION NO. ______

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF TORRANCE ELECTING TO HEAR
RESOLUTIONS OF NECESSITY FOR THE
PACIFIC COAST HIGHWAY AT HAWTHORNE
BOULEVARD INTERSECTION IMPROVEMENTS
PROJECT.

WHEREAS, the City of Torrance has been investigating potential acquisition of
rights of way in connection with a proposed public works improvement to the
intersection of Pacific Coast Highway and Hawthorne Boulevard; and

WHEREAS, the City of Torrance is empowered to acquire by eminent domain
property to carry out street and intersection improvements pursuant to the
provisions of its own charter, Government Code sections 37350.5 and 40404, and
other provisions of law; and

WHEREAS, the project for which the City has been undertaking investigations
regarding potential acquisitions of rights of way is entitled the “Pacific Coast
Highway ("SR-1") at Hawthorne Boulevard ("SR-107") intersection improvement
project, which consists generally of intersection improvements as the intersection
of SR-1 ("Pacific Coast Highway") and SR-107 ("Hawthorne Boulevard")." ("Project") The Project generally will install additional left turn lanes and right turn
pockets, widen existing lanes from ten to eleven feet, and widen intersection
approaches. The project will also include new striping/signage, traffic signal
modification, catch basin reconfiguration, utility relocations, and rehabilitation of
existing pavement; and

WHEREAS, the City understands that local public agency projects on State of
California highway systems within existing or proposed State of California rights of
way are subject to the requirements of the State of California Department of
Transportation ("Caltrans") Right of Way Manual. Caltrans has recently advised
the City provisions in this Caltrans right of way manual require a public agency to
pass a resolution, by a four-fifths (4/5) vote, making an election to hear resolutions
of necessity for the project; and

WHEREAS, the City intends to follow state statutory requirements and the
requirements of the Caltrans right of way manual in the issuance of resolutions of
necessity that may be required for implementation of the project. City Special
Counsel David B. Cosgrove, Partner, Rutan & Tucker, LLP, is designated to
process and approve the resolution package(s).

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of
Torrance, by a four-fifths (4/5) vote, hereby determines to hear resolutions of
necessity for property located within the City of Torrance associated with the
“Pacific Coast Highway ("SR-1") at Hawthorne Boulevard ("SR-107") Intersection Improvement Project.”

INTRODUCED, APPROVED and ADOPTED this 26TH day of JANUARY 2016.

________________________________________
Mayor Patrick J. Furey

APPROVED AS TO FORM:  
JOHN L. FELLOWS III, City Attorney

ATTEST:

by ______________________________________
Patrick Q. Sullivan,  
Assistant City Attorney

Rebecca Poirier, MMC  
City Clerk

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