

Resolution No.
County Administration Building
Santa Rosa, California

Date

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SONOMA COUNTY WATER AGENCY AUTHORIZING THE GENERAL MANAGER/CHIEF ENGINEER TO ACQUIRE NECESSARY PROPERTY RIGHTS FOR THE BRUSH CREEK 42A BYPASS CONDUIT PROJECT; AUTHORIZING THE GENERAL MANAGER/CHIEF ENGINEER TO OFFER PROPERTY OWNERS UP TO \$5,000 FOR AN INDEPENDENT APPRAISAL OF PROPERTY RIGHTS NEEDED IN ACCORDANCE WITH CODE OF CIVIL PROCEDURE SECTION 1263.025.

WHEREAS, the Sonoma County Water Agency (Agency) is proposing to construct the Brush Creek 42A Bypass Conduit Project (Project); and

WHEREAS, construction of the Project requires acquisition of property rights from 5 separate properties; and

WHEREAS, the Agency has appraised the value of the property rights needed; and

WHEREAS, public necessity will require that the property rights needed will be acquired under threat of eminent domain; and

WHEREAS, Code of Civil Procedure Section 1263.025 requires that Agency offer the reasonable cost, up to \$5,000, for an independent appraisal of property rights to be acquired under threat of eminent domain; and

WHEREAS, the Agency filed a Notice of Exemption in accordance with CEQA, on April 17, 2007 for the Brush Creek 42A Bypass Conduit Project.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Sonoma County Water Agency hereby finds, determines, and declares as follows:

1. All of the above recitals are true and correct.

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2. Authorize the Agency's General Manager/Chief Engineer to acquire necessary property rights for the Brush Creek 42A Bypass Conduit Project.
3. Authorize the Agency's General Manager/Chief Engineer to offer property owner up to \$5,000 for an independent appraisal of property rights needed in accordance with Code of Civil Procedure Section 1263.025.

DIRECTORS:

BROWN: KERNS: ZANE: CARRILLO: KELLEY:

Ayes Noes Absent Abstain

SO ORDERED.

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