

RESOLUTION NO. 26-__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA DECLARING CERTAIN REAL PROPERTY OWNED BY THE CITY AS “SURPLUS LAND” PURSUANT TO THE SURPLUS LAND ACT AND DIRECTING STAFF TO TAKE NECESSARY RELATED ACTIONS

WHEREAS, the Surplus Land Act (“SLA”) codified under Government Code Sections 54220 *et seq.* applies when a local agency disposes of “surplus land,” as that term is defined in Government Code Section 54221;

WHEREAS, Government Code Section 54221 requires the City of Commerce, prior to the disposal of land, to declare the land either “exempt surplus land” or “surplus land” by resolution at a regular public meeting; and

WHEREAS, the City of Commerce owns Properties located at: 5733 Sheila Street (Assessor’s Parcel Number (“APN”) 6334-006-901), and 5736 E. Washington Boulevard (APN 6334-006-900) (“Properties”). The Properties are zoned Commercial Manufacturing (“C/M-1”), with a Mixed Use Overlay (“MU”); and

WHEREAS, the Properties are no longer necessary for the City’s use, and the City Council has determined that the Properties should be declared “surplus land” as defined in Government Code Section 54221(b);

WHEREAS, pursuant to the SLA, the City shall send a written notice of availability of the above-referenced properties to all of the entities identified in Government Code Section 54222 by electronic mail or by certified mail;

WHEREAS, pursuant to Government Code Section 54227, if one of the entities/agencies desires to purchase or lease the one or both of the Properties after having received notice, it must indicate its interest to do so in writing to the City within 60 days of receiving the City’s notice and the City and the entity/agency responding may negotiate price and terms for disposition of the applicable properties; and

WHEREAS, in the event that no agreement is reached between the City and any interested entity/agency after a good faith negotiation period of 90 days, the Properties may be disposed of without further regard to the SLA; and

WHEREAS, the City Council finds that declaring the Properties as surplus and proceeding under the Act is in the best interest of the City and its residents.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMMERCE DOES HEREBY RESOLVE, DECLARE AND DETERMINE AS FOLLOWS:

Section 1. The City Council of the City of Commerce hereby finds and declares that the foregoing recitals are true and correct, and incorporates them herein as findings and as a substantive part of this Resolution.

Section 2. The City Council finds and determines that the above referenced Properties are not necessary for the City's use and are hereby declared to be "Surplus Land" pursuant to Government Code Section 54221(b). The City Manager, or his designee, is directed to proceed with the notification and negotiation requirements set forth under the SLA to facilitate the possible disposition of the Properties.

Section 3. The City Council authorizes the City staff to prepare and transmit a written Notice of Availability for the Properties in compliance with Government Code Section 54222.

Section 4. The City Council finds and determines that approval of this Resolution declaring the Properties as Surplus Land, is exempt from the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Section 15061(b)(3) (the "Common Sense Exemption"), in that it can be seen with certainty that there is no possibility the approval will have a significant effect on the environment. The action also does not constitute a project under CEQA Guidelines Section 15378(a), and none of the exceptions to categorical exemptions set forth in CEQA Guidelines Section 15300.2 apply. Additionally, the declaration of surplus land is a purely administrative and legislative action that does not authorize any development, demolition, or construction. Accordingly, the action is further exempt under CEQA Guidelines Section 15378(b)(5), which provides that organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment are not considered projects.

Section 5. The City Clerk shall attest and certify to the passage and adoption of this Resolution and enter it into the book of original resolutions. This Resolution shall be effective immediately upon adoption.

PASSED, APPROVED and ADOPTED this 24th day of March 2026.

Kevin Lainez, Mayor

ATTEST:

Pat Jacquez-Nares, Interim City Clerk