

OAKLAND CITY COUNCIL

RESOLUTION NO. 79208 C.M.S.

F. Faiz
FILED
OFFICE OF THE CITY CLERK
OAKLAND
2005 APR 21 PM 6:50

RESOLUTION APPROVING ANNEXATION OF FOUR LOTS ON CAMPUS DRIVE INTO THE LEONA QUARRY GEOLOGIC HAZARD ABATEMENT DISTRICT

WHEREAS, on December 3, 2002, the Oakland City Council adopted Resolution No. 77545, approving and ordering the formation of the Leona Quarry Geologic Hazard Abatement District (GHAD) and appointing itself to act as the Board of Directors of the GHAD (GHAD Board).

WHEREAS, this resolution is made pursuant to Division 17 (Sections 26500 *et seq.*) of the Public Resources Code.

WHEREAS, on March 15, 2005, the GHAD Board was presented with the Petition for Annexation of Territory to the Leona Quarry Geological Hazard Abatement District (GHAD Petition), including Amendment 1 to the Leona Quarry Plan of Control (Plan of Control).

WHEREAS, on March 15, 2005, the GHAD Board adopted Resolution No. 79104, Accepting Petition and Setting a Public Hearing for Annexation of Four Lots into the Existing Leona Quarry GHAD. The hearing is set for May 3, 2005 at 7:00 p.m. at Council Chambers, 1 Frank Ogawa Plaza, Oakland, California. Notice of the hearing was given in accordance with Public Resources Code sections 26562 through 26563.

WHEREAS, a public hearing before the GHAD Board on the proposed annexation was held on May 3, 2005. At the time set for the hearing, no owner of real property to be annexed to the GHAD had made a written objection to its annexation in accordance with the provisions of Public Resources Code sections 26564. At the hearing, the owners of more than 50 percent of the assessed valuation of the property to be annexed to the GHAD did not object to the annexation.

WHEREAS, the GHAD Board closed the hearing and, by Resolution No. _____, adopted on May 3, 2005, ordered the annexation of the four lots to the GHAD, as described in the GHAD Petition.

WHEREAS, Public Resources Code section 26581 states that a proposed annexation is subject to approval of the legislative body that ordered formation of the GHAD. The Oakland City Council ordered formation of the Leona Quarry GHAD on December 3, 2000.

NOW, THEREFORE, the Oakland City Council hereby resolves and orders that:

1. The City Council hereby approves the annexation of the four lots into the Leona Quarry GHAD as ordered by the GHAD Board.

2. This Resolution shall become effectively immediately upon its passage and adoption.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 03 2005,
20____

PASSED BY THE FOLLOWING VOTE:

AYES – BROOKS, BRUNNER, CHANG, ~~DE LA FUNK~~, NADEL, QUAN, REID - 6

NOES- 0

ABSENT- 0

ABSTENTION- 0

EXCUSED - President
DeLaFunk - 1

ATTEST: *Latonda Simmons*
LATONDA SIMMONS
City Clerk and Clerk of the Council
Of the City of Oakland, California