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2007 APR 25 AM 10:34

APPROVED AS TO FORM AND LEGALITY


DEPUTY CITY ATTORNEY

OAKLAND CITY COUNCIL
ORDINANCE NO. 12801 C.M.S.

AN ORDINANCE DESCRIBING THE EMINENT DOMAIN PROGRAM FOR THE STANFORD/ADELINE REDEVELOPMENT PROJECT

WHEREAS, the City Council adopted the Stanford/Adeline Redevelopment Plan (the "Redevelopment Plan") on April 10, 1973; and

WHEREAS, the Redevelopment Plan as amended contains provisions on the acquisition of real property by eminent domain; and

WHEREAS, Health and Safety Code Section 33342.7(a) requires the legislative body to adopt an ordinance that contains a description of the redevelopment agency's program to acquire real property by eminent domain; now, therefore

The Council of the City of Oakland does ordain as follows:

SECTION 1. The Redevelopment Agency of the City of Oakland's program for acquiring real property by eminent domain for the Stanford/Adeline Redevelopment Project, as set forth in the current Redevelopment Plan, is as follows:

The Stanford/Adeline Redevelopment Plan authorizes the Agency to acquire real property in the Stanford/Adeline Redevelopment Project Area by eminent domain. However, under the time limits adopted under Ordinance No. 10820 C.M.S. as required by the Community Redevelopment Law, no eminent domain proceedings to acquire property within the Stanford/Adeline Redevelopment Project Area may be commenced beyond December 16, 1998. Therefore, the Agency currently has no authority to acquire property through eminent domain in the Stanford/Adeline Redevelopment Project Area.

SECTION 2. This Ordinance shall be in full force and effect immediately upon its passage as provided by Section 216 of the City Charter, if adopted by at least six members of Council, or upon the seventh day after final adoption if adopted by fewer votes.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 5 2007, 2007

PASSED BY THE FOLLOWING VOTE:

AYES-	BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND PRESIDENT DE LA FUENTE - 8
NOES-	<u>0</u>
ABSENT-	<u>0</u>
ABSTENTION-	<u>0</u>

Introduction Date: **MAY 15 2007**

ATTEST: 

LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California

**AN ORDINANCE DESCRIBING THE EMINENT DOMAIN
PROGRAM FOR THE STANFORD/ADELINE REDEVELOPMENT
PROJECT**

NOTICE AND DIGEST

This ordinance describes the eminent domain program for the Stanford/Adeline Redevelopment Project as required by California Health and Safety Code Section 33342.7(a). This description conforms to the eminent domain provisions contained in the current Redevelopment Plan for the Stanford/Adeline Project Area.