

RESOLUTION NO. 2023 -06

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF INYO, STATE OF CALIFORNIA,
DECLARING CERTAIN COUNTY OWNED PROPERTY SURPLUS LAND
PURSUANT TO THE CALIFORNIA SURPLUS LAND ACT**

WHEREAS, the COUNTY OF INYO (“County”) owns certain real property consisting of approximately .42 acres, located northeast of the intersection at E. Inyo St and Highway 395 in the unincorporated town of Lone Pine (the “Property”);

WHEREAS, the County acquired the Property in 2023 for the purpose of facilitating the development of housing for the citizens and workers of Inyo County;

WHEREAS, the Surplus Land Act, 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, on October 9, 2019, Governor Newsom signed Assembly Bill (“AB”) 1486. AB 1486 significantly amended the Surplus Land Act effective January 1, 2020 (hereinafter the “Surplus Land Act”). These amendments included, among others, changing the previous, long-standing definitions of “surplus land” and “exempt surplus land”; providing that property shall be declared either “surplus land” or “exempt surplus land” before a local agency may take any action to dispose of it; and adding a new limitation providing that an “agency’s use” “shall not include commercial or industrial uses or activities, including nongovernmental retail, entertainment, or office development” or “property disposed of for the sole purpose of investment or generation or revenue”;

WHEREAS, in order to pursue new uses for the Property, including the possible disposition through a sale or lease of the property, the County must comply with the Surplus Land Act;

WHEREAS, pursuant to the Surplus Land Act, County staff will send a written notice of availability of the property by electronic mail or by certified mail to all of the entities identified in Government Code section 54222;

WHEREAS, subject to Government Code section 54227, if one of the entities/agencies desires to purchase or lease the property after having received notice, it must indicate its interest to do so in writing within 60 days of receiving the County’s notice, and the County and the entity/agency so responding to the notice may negotiate price and terms for the disposition of the Property; and

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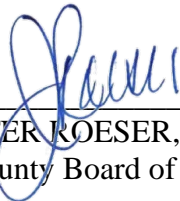
WHEREAS, pursuant to Government Code 54223, in the event no agreement is reached between the County and any interested entity/agency after a good faith negotiation period of 90 days, the Property may be disposed of without further regard to the Surplus Land Act.

NOW THEREFORE, BE IT RESOLVED BY THE INYO COUNTY BOARD OF SUPERVISORS AS FOLLOWS:

1. The foregoing recitals are hereby incorporated and adopted as the findings of the County Board of Supervisors; and
2. For purposes of compliance with the Surplus Land Act, parcel number 005-146-07 in the COUNTY OF INYO, is hereby declared non-exempt surplus land and not currently necessary for the County' use.
3. The County Administrator, or his designee, is directed to proceed with the notification and negotiation requirements of the Surplus Land Act to facilitate the possible disposition and reuse of the property.


PASSED AND ADOPTED this 28th day of February, 2023, by the following vote:

AYES: -5- Supervisors Griffiths, Kingsley, Marcellin, Orrill, Roeser
NOES: -0-
ABSTAIN: -0-
ABSENT: -0-



JENNIFER ROESER, Chairperson
Inyo County Board of Supervisors

ATTEST: Nate Greenberg
Clerk of the Board

By: 

Darcy Ellis
Assistant Clerk of the Board