

**THE BOARD OF SUPERVISORS
CONTRA COSTA COUNTY, CALIFORNIA**

Re: Condemnation of Property) **RESOLUTION OF NECESSITY**
for Public Road Purposes,) **NO. 2026-**
I-80 San Pablo Dam Road Interchange Improvement - Phase 2) (C.C.P. Sec. 1245.230)
San Pablo Area)
Assessment District No. I)

The Board of Supervisors of Contra Costa County, California, by vote of four-fifths or more of its members, **RESOLVES** that:

Pursuant to Government Code Section 25350.5 and Streets & Highways Code 760 (State Highway), Contra Costa County (County) intends to acquire property and property interests for the construction of the I-80 San Pablo Dam Road Interchange Improvement – Phase Project, San Pablo area. This work includes Realignment of San Pablo Dam Road (SPDR) and replacement of the overcrossing bridge. The new single span bridge will consist of a 4-foot striped median, three (3) lanes and a Class IV bikeway in each direction of travel, and 7-foot-wide sidewalks on each side of the structure. Reconstruction of the I-80 westbound on- and off-ramps at SPDR. Construction of a new connector road on the west side of I-80 to connect SPDR to McBryde Avenue. The Contra Costa Transportation Authority is responsible for delivering the project, and the County is responsible for right-of-way acquisition for the project.

The property to be acquired consists of four parcels and is generally located in the San Pablo area. The property is more particularly described in Appendix "A", attached hereto, and incorporated herein by this reference.

On May 7, 2026, notice of the County's intention to adopt a resolution of necessity for acquisition by eminent domain of the real property described in Appendix "A" was sent to persons whose names appear on the last equalized County Assessment Roll as owners of said property. The notice specified June 23, 2026, at 9:30 a.m., in the Board of Supervisors Chambers in the Administration Building, 1025 Escobar Street, Martinez, California, as the date, time, and place for the hearing thereon.

The hearing was held on that date and at that time and place, and all interested parties were given an opportunity to be heard. Based upon the evidence presented to it, this Board finds, determines, and hereby declares the following:

1. The public interest and necessity require the proposed Project; and
2. The proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; and
3. The property described herein is necessary for the proposed Project; and
4. The offer required by Section 7267.2 of the Government Code was made to the owner or owners of record.

RESOLUTION NO. 2026-

5. Insofar as any of the property described in this resolution has heretofore been dedicated to a public use, the acquisition and use of such property by Contra Costa County for the purposes identified herein is for a more necessary public use than the use to which the property has already been appropriated or is for a compatible public use. This determination and finding is made and this resolution is adopted pursuant to Code of Civil Procedure Sections 1240.510 and 1240.610.

On June 25, 2013, this Board ADOPTED the Mitigation Negative Declaration pertaining to the entire project, including Phase 2, as the responsible agency for the project. [DCD-CP#13-25] (SCH NO.: 2009082009)

NOW, THEREFORE, BE IT RESOLVED:

The County Counsel of this County is hereby **AUTHORIZED** and **EMPOWERED**:

To acquire in the County's name, by condemnation, the titles, easements, and rights of way hereinafter described in and to said real property or interest(s) therein, in accordance with the provisions for eminent domain in the Code of Civil Procedure and the Constitution of the State of California:

Parcel(s) 70034-1 and 70034-2 are to be acquired in fee title; and

Parcel(s) 70026-1 and 70034-3 are to be acquired as temporary easement(s);

To prepare and prosecute in the County's name such proceedings in the proper court as are necessary for such acquisition; and

To deposit the probable amount of compensation, based on an appraisal, and to apply to said court for an order permitting the County to take immediate possession and use said real property for said public uses and purposes.

PASSED and ADOPTED on _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed, and adopted by the vote of four-fifths or more of the Board of Supervisors of Contra Costa County, California, at a meeting of said Board of Directors on the date indicated above.

Date: _____

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CO.02 Resolution of Necessity.doc
Updated 07/18/22

RESOLUTION NO. 2026-

Number
70026-1, 70034-1, 70034-2, 70034-3

**APPENDIX “A”
LEGAL DESCRIPTION**

The land referred to herein is situated in the State of California, County of Country Costa, City of San Pablo and described as follows:

Parcel 70026-1

An EASEMENT for Temporary Construction purposes over, under, upon and across the following described real property, described as follows:

Being a portion of that certain parcel of land described in the Grant Deed to Hiren B. Modi, recorded July 6, 2017 as Document Number 2017-0121058-00, Official Records of said County, more particularly described as follows;

Beginning at the northeastern corner of said lands of Modid;

1. Thence South 19°26’03” East 63.83 feet;
2. Thence South 13°24’01” East 0.33 feet;
3. Thence South 74°36’27” West 10.01 feet;
4. Thence North 13°24’01” West 0.16 feet;
5. Thence North 19°26’03” West 54.10 feet to the northern line of said lands of Modi;
6. Thence North 27°58’15” East 13.58 feet along last said line to the **Point of Beginning**.

Containing 592 square feet

Parcel 70034-1

Being a portion of that certain parcel of land as described in Grant Deed to Filia Enterprises, L.P. a California Limited Partnership, recorded January 26, 2005 as Document No. 2005-0028399-00, Official Records of said County, said lands also being designated as Parcel E on certain Parcel Map MS-776-89 filed July 13, 1989 in Book 141 of Parcel Maps at Page 8, Records of said County, more particularly described as follows;

Beginning at a the most easterly corner of that certain parcel of land designated as Parcel E, at the northerly terminus of that certain course shown as North 10° 52’45” East 25.64 feet on Parcel Map MS 776-89, filed July 13, 1989, in Book 141 of Parcel Maps, at Page 8, Records of Contra Costa County, said point also lying on the western line of State Route 80 as shown on the Right-of-Way Record Map R-14.15 on file at the State of California Department of Transportation District 4 Office. The bearing of North 11°59’36” East along last said course being taken for the purpose of this description;

1. Thence South 11°59’36” West 25.99 feet along said western line;
2. Thence South 51°21’33” East 0.41 feet along said western line to the intersection of the northern line of San Pablo Dam Road (Camino Pablo), said line also being coincident with the southern line of said Parcel E;
3. Thence South 38°11’09” West 52.31 feet along said common line;
4. Thence North 51°48’51” West 5.74 feet to the beginning of a non-tangent curve concave northerly and having a radius of 513.00 feet (a radial line of said curve through said point bearing South 61°42’25” East);

Number
70026-1, 70034-1, 70034-2, 70034-3

5. Thence northeasterly 76.97 feet along said curve through a central angle of 08°35'49" to said western line of State Route 80;
6. Thence South 18°18'03" East 1.62 feet along last said line to the **Point of Beginning**.

Containing 498 square feet

This conveyance is made for the purpose of a freeway, and the GRANTOR hereby releases and relinquishes to the STATE any and all abutter's rights of access, appurtenant to GRANTOR'S remaining property, in and to the freeway

Parcel 70034-2

Being a portion of that certain parcel of land as described in Grant Deed to Filia Enterprises, L.P. a California Limited Partnership, recorded January 26, 2005 as Document No. 2005-0028399-00, Official Records of said County, said lands also being designated as Parcel E on certain Parcel Map MS-776-89 filed July 13, 1989 in Book 141 of Parcel Maps at Page 8, Records of said County, more particularly described as follows;

Beginning at a point along the northern line of San Pablo Dam Road (90 feet wide) at the northerly terminus of that certain course shown as North 37°02'44" East 74.21 feet (the bearing of North 38°11'09" East taken for the purpose of this description) as shown on said Parcel Map, said point also being the beginning of a non-tangent curve concave northerly and having a radius of 50.00 feet (a radial line of said curve through said point bearing South 26°01'48" East);

1. Thence westerly 26.52 feet along said curve and along the southerly line of said Parcel E through a central angle of 30°23'28" to the beginning of a non-tangent curve concave northeasterly and having a radius of 52.16 feet (a radial line of said curve through said point bearing South 24°27'28" West);
2. Thence westerly 13.21 feet along said curve through a central angle of 14°30'25";
3. Thence North 37°44'03" East 8.99 feet;
4. Thence South 59°17'42" East 11.57 feet;
5. Thence North 70°06'45" East 26.51 feet;
6. Thence North 37°45'26" East 102.52 feet to the beginning of a curve concave westerly and having a radius of 513.00 feet;
7. Thence northerly 7.77 feet along said curve through a central angle of 00°52'02";
8. Thence South 51°48'51" East 5.74 feet to said northern line of San Pablo Dam Road;
9. Thence South 38°11'09" West 122.02 feet along last said line to the **Point of Beginning**.

Containing 987 square feet

Parcel 70034-3

An EASEMENT for Temporary Construction purposes over, under, upon, and across the following described real property, described as follows:

Being a portion of that certain parcel of land as described in Grant Deed to Filia Enterprises, L.P. a California Limited Partnership, recorded January 26, 2005 as Document No. 2005-0028399-00, Official Records of said County, said lands also being designated as Parcel E on certain Parcel Map MS-776-89 filed July 13, 1989 in Book 141 of Parcel Maps at Page 8, Records of said County, more particularly described as follows;

Number
70026-1, 70034-1, 70034-2, 70034-3

Beginning at a point lying on the eastern line of that certain parcel of land designated as Parcel E, as shown on Parcel Map MS 776-89, filed July 13, 1989, in Book 141 of Parcel Maps, at Page 8, Records of Contra Costa County, from which the northeast corner of said Parcel E bears North 19°24'55" West 144.58 feet (the bearing of North 18°18'03" East taken for the purpose of this description), said point also being the beginning of a non-tangent curve concave northwesterly and having a radius of 513.00 feet (a radial bearing of said curve through said point bearing South 61°42'25" East);

1. Thence southwesterly 84.74 feet along said curve through a central angle of 09°27'51";
2. Thence South 37°45'26" West 102.52 feet;
3. Thence South 70°06'45" West 26.51 feet;
4. Thence North 59°17'42" West 11.57 feet;
5. Thence South 37°44'03" West 8.99 feet to the beginning of a non-tangent curve concave southwesterly and having a radius of 52.16 feet (a radial line of said curve through said point bearing South 38°57'53" West);
6. Thence southeasterly 13.21 feet along said curve through a central angle of 14°30'25" to the western line of said Parcel E, also being a point of cusp with a non-tangent curve concave northeasterly and having a radius of 50.00 feet (a radial line of said curve through said point bears South 04°21'40" West);
7. Thence northwesterly 22.78 feet along said curve and said western line through a central angle of 26°06'32";
8. Thence North 37°23'58" East 24.52 feet;
9. Thence South 59°17'42" East 13.89 feet;
10. Thence North 70°06'45" East 18.89 feet;
11. Thence North 38°45'26" East 99.62 feet to the beginning of a curve concave northwesterly and having a radius of 503.00 feet;
12. Thence northeasterly 92.63 feet along said curve through a central angle of 10°33'05" to said eastern line of Parcel E;
13. Thence South 18°18'03" East 13.89 feet along last said line to the **Point of Beginning**.

Containing 2,441 square feet

The bearings and distances used in the above description are based on California Coordinate System of 1983, Zone 3, and EPOCH 1991.35. Multiply distances shown above by 1.0000677 to obtain ground level distances.

End of Description

This real property description has been prepared by me, or under my direction, in conformance with the professional land surveyor's act:



Dan S. Scott III, PLS 7840

28-APR-2026

Date

