

**RESOLUTION NO. .**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

\* \* \* \* \*

**RESOLUTION OF NECESSITY DECLARING THAT THE ACQUISITION OF THREE (3) PERMANENT EASEMENTS, THREE (3) 10-YEAR TEMPORARY MONITORING EASEMENTS, AND SIX (6) TEMPORARY CONSTRUCTION EASEMENTS BURDENING A PORTION OF THE PROPERTIES LOCATED AT 8800 LA HONDA ROAD AND OTHER LANDS ADJACENT TO THE LA HONDA CREEK WITH NO STREET ADDRESSES, IN UNINCORPORATED LA HONDA, CALIFORNIA, ASSESSOR PARCEL NUMBERS 083-012-060, 083-051-060, 083-051-110, 083-051-120, 083-051-140, AND 083-093-130 BY EMINENT DOMAIN, IS NECESSARY TO CONSTRUCT THE ENTRADA WAY SLIP-OUT REPAIR PROJECT**

---

**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, on June 13, 2023, this Board adopted Resolution No. 079733, which approved the development of projects resulting from 2022-2023 winter storm damage; and

**WHEREAS**, the top of bank adjacent to the culvert located at the crossing of La Honda Creek and Entrada Way in the La Honda area experienced a roadway slip-out as a result of the 2022-2023 winter storms, and the damage was identified as requiring emergency repairs through the Entrada Way Slip-Out Repair Project (Project); and

**WHEREAS**, in order to construct and maintain the repairs represented by the Project, the County intends to acquire interests in and across the following properties: APNs **083-012-060, 083-051-060, 083-051-110, 083-051-120, 083-051-140, and 083-093-130**, (collectively “the Subject Properties”); and

**WHEREAS**, for the reasons set forth below, the County intends to acquire the following interests in the Subject Properties, across the Subject Properties, and as legally described on Exhibit “A-2” hereof: (1) On APN **083-012-060**, a 10-year Monitoring Easement, and a Temporary Construction Easement; (2) On APN **083-051-060**, a 10-year Monitoring Easement, and a Temporary Construction Easement; (3) on APN **083-051-110**, a Permanent Easement for the installation and maintenance of the Engineered Log Structure, a 10-year Monitoring Easement, and a Temporary Construction Easement; (4) On APN **083-051-120**, a Permanent Easement for the installation and maintenance of the Engineered Log Structure, and a Temporary Construction Easement; (5) On APN **083-051-140**, a Temporary Construction Easement; and (6) On APN **083-093-130**, a Permanent Easement for the installation of a Storm Drain Outfall and Temporary Construction Easement, (collectively “the Easements”); and

**WHEREAS**, the Easements are being acquired in support of the Project to protect the Entrada Way road prism and to maintain critical emergency access and utility infrastructure serving the La Honda community; and

**WHEREAS**, pursuant to Code of Civil Procedure Section 1245.235, the notice of intention to adopt this Resolution of Necessity was given by first class mail to the person or persons whose property is to be acquired by eminent domain (“Owner”), who was given a reasonable opportunity to appear at a public hearing and be heard on the matters referred to in Code of Civil Procedure Section 1240.030; and

**WHEREAS**, on May 19, 2026, the Board conducted a public hearing on the

matters contained in this Resolution of Necessity; and

**WHEREAS**, a Resolution of Necessity may now be adopted pursuant to Code of Civil Procedure Section 1240.040.

**NOW, THEREFORE, THE BOARD OF SUPERVISORS HEREBY RESOLVES AND DECLARES AS FOLLOWS:**

**Section 1. Compliance with California Environmental Quality Act.**

This acquisition is exempt from further environmental review pursuant to California Government Code Section 65457 as the County has previously undertaken environmental analysis in the form of a Final Initial Study/Mitigated Negative Declaration, which shall be certified by the Board of Supervisors on May 19, 2026.

**Section 2. Public Use and Authority for Taking.** The public use to which the Easements will be put is to support the implementation of the Project's goals of preserving Entrada Way, maintaining emergency access, and protecting critical utilities, and the taking of the Easements is authorized by, inter alia, Section 19, Article I of the California Constitution, Government Code Sections 25350.5; Code of Civil Procedure Sections 1230.010 et seq., and all other applicable laws as set forth herein.

**Section 3. Findings.** The Board hereby finds and determines each of the following:

1. The public interest and necessity require the Project; and
2. The 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 Easements sought to be acquired by eminent domain and

described in this Resolution of Necessity are necessary for the proposed Project; and

4. The offer required by Government Code section 7267.2(a), together with the accompanying statement and summary of the basis for the amount established as just compensation, was actually made to the Owner on March 18, 2026, and was in a form and contained all of the factual information required by Government Code Section 7267.2(a).

**Section 4. Authorization and Direction to County Attorney.** The Board hereby authorizes and directs the County Attorney to do the following:

1. Take all steps necessary to commence legal proceedings, in a court of competent jurisdiction, to acquire the Easements by eminent domain; and
2. Seek and obtain Orders for Prejudgment Possession of the Easements in accordance with eminent domain law, if advisable; and
3. Enter, if advisable, into Stipulated Orders for Prejudgment Possession and/or Possession and/or Possession and Use Agreements, where such agreements constitute the functional equivalent of an Order for Prejudgment Possession, or a Stipulated Final Order of Condemnation for the value of the Easements established by the offer of just compensation referenced in Section 3 above; and
4. Correct any errors or agree to make any non-material changes to the legal description of the Easements that are deemed necessary for the

conduct of condemnation action or other proceedings or transactions required to acquire the Easements; and

5. Subject to approval by the Board, when such prior approval is required as beyond the authority delegated in Paragraph 3 above, compromise and settle such eminent domain proceedings, if such negotiated settlement can be reached, and in that event, take all necessary action to complete the acquisition, including entering into stipulations as to the judgment and other matters, and to cause all payments for acquisition of the Easements to be made.

**Section 5. Authorization and Direction to County Executive Officer.** The Board hereby authorizes and directs the County Executive Officer, upon proper certification and instruction from the County Attorney, to draw demands, in the amounts necessary to make deposits of just compensation in connection with securing Orders for Prejudgment Possession and/or Stipulated Final Order(s) of Condemnation of the Easements in the eminent domain proceedings and/or pay the purchase price for the acquisition of the Easements through negotiated settlement or court judgment.

**Section 6. Effective Date and Certification.** This Resolution of Necessity shall take effect upon adoption by the Board. The Clerk of the Board shall certify the adoption of this Resolution of Necessity and certify this record to be a full true, correct copy of the action taken.

\* \* \* \* \*