

RESOLUTION NO. 2023-__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EUREKA AUTHORIZING THE ACQUISITION
OF 1429 SUNNY AVENUE, APN 006-191-015

WHEREAS, the City of Eureka is proposing to acquire an approximately 223,898 square foot/5.14-acre property, APN 006-191-015, located at 1429 Sunny Avenue on the east side of Sunny Avenue, south of Myrtle Avenue; and

WHEREAS, the site has approximately two acres of upland area and three acres of wetlands and contains an existing sewer easement along a portion of the eastern property line, which aligns with the planned Bay to Zoo Trail; and

WHEREAS, the City intends to use the lowland area for the Bay to Zoo Trail and required mitigation, and the upland area may be used for other City projects in the future, such as City facilities or housing; and

WHEREAS, pursuant to Title 15, Chapter 152, of the Eureka Municipal Code, Section 152.01 the Planning Commission has advised the City Council regarding the acquisition of 1429 Sunny Avenue; and

WHEREAS, the City Council of the City of Eureka has considered the advice of the Planning Commission and the recommendation of staff and determined as follows:

1. The anticipated use of the site is for a portion of the Bay to Zoo Trail, which is a public use, on the lowland portion of this site and the upland area may be used for other City projects in the future, such as City facilities or housing.
2. The future Trail will be a quiet, non-motorized pedestrian and bicycle trail, and the use of the site as part of the Trail is compatible with the residential and open space uses on, and surrounding, the property.
3. The acquisition furthers a number of 2040 General Plan goals and policies related to developing underutilized properties, and supporting trails, recreation, tourism, and public access and therefore conforms with the City of Eureka 2040 General Plan.
4. The decision by the City Council to acquire this real property, a decision for which the Planning Commission provided analysis pertaining to the conformance of the acquisition with the City of Eureka's 2040 General Plan, is a discretionary action subject to environmental review in accordance with the California Environmental Quality Act (CEQA).
5. Pursuant to CEQA Guidelines Section 15061(b)(3), where it can be seen with certainty there is no possibility the acquisition itself may have a significant effect on the

environment, the project can be found exempt from further CEQA review.

6. The intended use of the site for the Bay to Zoo Trail has already undergone CEQA review, and if additional projects are proposed for the site in the future, those projects would be subject to separate CEQA analysis.

NOW THEREFORE, BE IT RESOLVED, the City Council of the City of Eureka does hereby authorize and direct the purchase of the real property located at 1429 Sunny Avenue, APN 006-191-015 for the sale price of Three Hundred and Thirty-Seven Thousand Two Hundred and Fifty Dollars (\$337,250.00).

PASSED, APPROVED AND ADOPTED by the City Council of the City of Eureka in the County of Humboldt, State of California, on the 7th day of February, 2023, by the following vote:

AYES:

NOES:

ABSENT:

Kim Bergel, Mayor

Attest:

Pam Powell, City Clerk