

CITY OF FAIRFIELD

RESOLUTION NO. 2021-15

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIRFIELD APPROVING A RELOCATION AGREEMENT BETWEEN THE CITY OF FAIRFIELD AND CLEAR CHANNEL OUTDOOR, LLC. RELATED TO BILLBOARD RELOCATION IN CONJUNCTION WITH WIDENING OF INTERSTATE 80

WHEREAS, the City is participating with the Solano Transportation Authority (“STA”) in a project to reconstruct the interchange of Interstate 80, Interstate 680, and Highway 12 (the “Interchange Project”); and

WHEREAS, the Interchange Project requires widening of I-80 on its south side; and

WHEREAS, on October 23, 2019, to facilitate I-80 widening, STA filed two separate eminent domain actions in the Superior Court of Solano County: (1) a Complaint in Condemnation, Case No. FCS053777; and (2) a Complaint in Condemnation, Case No. FCS053778 (collectively, the “Actions”); and

WHEREAS, in the Actions, STA seeks to condemn and acquire fee title to real property designated as Parcel Nos. 63903-1 (a portion of Assessor’s Parcel Number (“APN”) 0180- 110-260), 63902-1 (a portion of APN 0180-110-250), and 63899 (also identified as 63899- 1) (portions of APN 0180-120-010 and 0180-120-060); and

WHEREAS, Clear Channel Outdoor, LLC. (“CCO”) owns three billboards on the parcels to be acquired by STA: two double-faced, printed 19’ x 48’ billboards, and one double-faced, printed 14’ x 48’ billboard; and

WHEREAS, in lieu of just compensation for the taking of the billboards, CCO and STA desire to relocate two of the three billboards to different, closely nearby parcels within the City, and to reconstruct such relocated billboards as (i) one (1) double-faced 19’ x 48’ outdoor advertising structure with printed or non-digital faces at a height not to exceed 65 feet from grade adjacent to the sign on property designated as APN 180-110-250, and (ii) one double-faced 20’ x 60’ outdoor advertising structure with digital faces at a height not to exceed 75 feet from adjacent grade to be located on property designated as APN 180-110-040, and the City desires to consent to such relocation; and

WHEREAS, the City’s Sign Ordinance, Article IX, Section 25.1300, as amended by Ordinance No. 2020-06, provides an exemption to the prohibition on new off-site signs for off-site signs relocated in connection with an eminent domain proceeding pursuant to a relocation agreement, consistent with Section 5412 of the California Business and Professions Code, and subject to the conditions contained therein, including that there shall be no net increase in the number of off-

site signs in the City, and in the event of a new digital off-site sign, that there shall be a net reduction in the number of off-site signs in the City; and

WHEREAS, the sign relocation complies with the California Outdoor Advertising Act, including, but not limited to, Sections 5412 and 5443.5 thereof and that the relocated billboards comply with and are permitted under the Code; and

WHEREAS, the relocated billboards would not have the potential for any significant environmental impacts under the California Environmental Quality Act ("CEQA"), and have been found to be categorically exempt from CEQA.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF FAIRFIELD HEREBY RESOLVES:

Section 1. The Relocation Agreement between the City of Fairfield and Clear Channel Outdoor, LLC., as attached hereto is hereby approved.

Section 2. The City Manager is hereby authorized to sign the Relocation Agreement on behalf of the City of Fairfield.

Section 3. The City Manager is hereby authorized to execute such additional instruments and undertake such measures as may be necessary to implement the Relocation Agreement.

PASSED AND ADOPTED this 19th day of January, 2021, by the following vote:

AYES: COUNCILMEMBERS: PRICE / BERTANI / MOY / PANDURO / TIMM / TONNESEN / VACCARO

NOES: COUNCILMEMBERS: _____

ABSENT: COUNCILMEMBERS: _____

ABSTAIN: COUNCILMEMBERS: _____

MAYOR

ATTEST:

CITY CLERK