

HAYWARD CITY COUNCIL

RESOLUTION NO. 25-\_\_\_\_

Introduced by Council Member \_\_\_\_\_

RESOLUTION DESIGNATING TWO CITY-OWNED PROPERTIES LOCATED NEAR THE INTERSECTION OF DEPOT ROAD AND WHITESSELL STREET IN HAYWARD, CALIFORNIA AS SURPLUS LAND PURSUANT TO GOVERNMENT CODE SECTION 54221; AUTHORIZING THE CITY MANAGER TO ISSUE NOTICES OF AVAILABILITY AS REQUIRED BY THE SURPLUS LAND ACT; FINDING THAT THE ACTION IS EXEMPT FROM ENVIRONMENTAL REVIEW

WHEREAS, the Surplus Land Act (Government Code section 54220, et seq.) imposes procedural steps that a local agency must follow before disposing of, or negotiating disposition of surplus land; and

WHEREAS, Government Code section 54221(b)(1) requires a local agency to declare property as surplus and not necessary for the agency's use during a regular public meeting, prior to taking any action to dispose of the property; and

WHEREAS, after declaration of property as surplus, Government Code section 54222 requires a public agency to issue a Notice of Availability (NOA) of the surplus property to entities identified in section 54222, including the California Department of Housing and Community Development (HCD), all local public entities authorized to engage in or assist in the development or operation of housing for persons and families of low or moderate income within whose jurisdiction the surplus land is located, and any housing sponsors certified by California Housing Finance Agency (CalHFA) that have provided notice to HCD of their interest in receiving NOAs pursuant to the Surplus Land Act; and

WHEREAS, the City of Hayward owns in fee simple a 0.73 acre parcel with Assessor's Parcel Number (APN) 439-0070-006-01 located near the southeast corner of Depot Road and Whitesell Street (hereafter Parcel 1), described in Exhibit A to this resolution and incorporated herein; and

WHEREAS, Parcel 1 is the current site of the Hayward Navigation Center (HNC), a city program which provides outreach services, short-term housing, case management, and housing navigation services to homeless individuals in the City of Hayward; and

WHEREAS, the HNC consists of modular units for congregate living, laundry, bathroom, office, and community spaces and has temporary utility connections, all of which are approaching the end of their useful lives, requiring replacement or program relocation, with staff recommending relocation to the St. Regis campus; and

WHEREAS, the City of Hayward owns in fee simple a 0.24 acre parcel with Assessor's Parcel Number (APN) 439-0070-006-02 located near the southwest corner of Depot Road and Whitesell Street (hereafter "Parcel 2"), described in Exhibit B to this resolution and incorporated herein; and

WHEREAS, Parcel 2 is currently undeveloped and not necessary for any City operations; and

WHEREAS, Parcel 1 and Parcel 2 are zoned IG – General Industrial; and

WHEREAS, the parcels are not necessary for the City's use.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward finds and declares as follows:

1. The 0.73 acre parcel with Assessor's Parcel Number (APN) 439-0070-006-01 located near the southeast corner of Depot Road and Whitesell Street (hereafter Parcel 1), described in Exhibit A to this resolution and incorporated herein, is owned in fee simple by the City of Hayward, is not necessary for the City's use and is declared surplus.
2. The 0.24 acre parcel with Assessor's Parcel Number (APN) 439-0070-006-02 located near the southwest corner of Depot Road and Whitesell Street (hereafter "Parcel 2"), described in Exhibit B to this resolution and incorporated herein, is owned in fee simple by the City of Hayward, is not necessary for the City's use and is declared surplus.

BE IT FURTHER RESOLVED, that the City Manager or their designee is authorized and directed to issue a Notice of Availability for Parcel 1 and 2 to the entities identified in Government Code section 54222 and the Surplus Land Act Guidelines issued by HCD.

BE IT FURTHER RESOLVED, that the City Manager or their designee is authorized to take any further actions necessary to comply with the Surplus Land Act and the Surplus Land Act Guidelines issued by HCD.

BE IT FURTHER RESOLVED, that the designation of the parcels as surplus does not have the potential for creating a significant effect on the environment and is therefore exempt from further review under CEQA pursuant to State CEQA Guidelines Section 15060(c)(3) because it is not a project as defined by the CEQA Guidelines Section 15378. Adoption of the Resolution does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Development applications related to the parcels will be subject to environmental review as required by law.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_

ADOPTED BY THE FOLLOWING VOTE:

AYES:           COUNCIL MEMBERS:  
                  MAYOR:

NOES:           COUNCIL MEMBERS:

ABSTAIN:       COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS:

ATTEST: \_\_\_\_\_  
          City Clerk of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney of the City of Hayward

Navigation Center Parcel 1  
APN 439-70-6-1

LEGAL DESCRIPTION

All that certain property situates in the City of Hayward, County of Alameda, State of California, described as follows:

Being that certain parcel described as Parcel 1 of land described in the Grant Deed to The City of Hayward recorded April 21, 2015 under Recorder's Series Number 2015104028, Official Records of said County, described as follows;

**Commencing** at the intersection of the centerline of Whitesell Street (78 feet wide) with the monument line of Depot Road (65 feet wide) as shown on Record of Survey No. 2711 filed December 8, 2015 in Book 41 of Records of Survey, at Page 36, Alameda County Records;

1. Thence North 86°57'27" East 144.48 feet along said monument line;
2. Thence South 03°02'33" East 31.00 feet to the southerly line of said Depot Road, point being the northeasterly corner of said lands of the City of Hayward, and being the **Point of Beginning**;
3. Thence South 86°57'27" West 84.91 feet along said southerly line of Depot Road, said point being the beginning of a tangent curve concave southeasterly and having a radius of 20.00 feet;
4. Thence 31.42 feet along said curve through a central angle of 90°00'40" to the easterly line of Whitesill Street;
5. Thence South 03°03'13" East 14.97 feet along the easterly line of Whitesill Street to the beginning of a tangent curve concave to the northeasterly having a radius of 601.00 feet;
6. Thence southeasterly 398.67 feet along said curve through a central angle 38°00'25" to the easterly line of said lands of the City of Hayward;
7. Thence North 06°14'18" West 405.65 feet along last said line to the southerly line of Depot Road and the **Point of Beginning**.

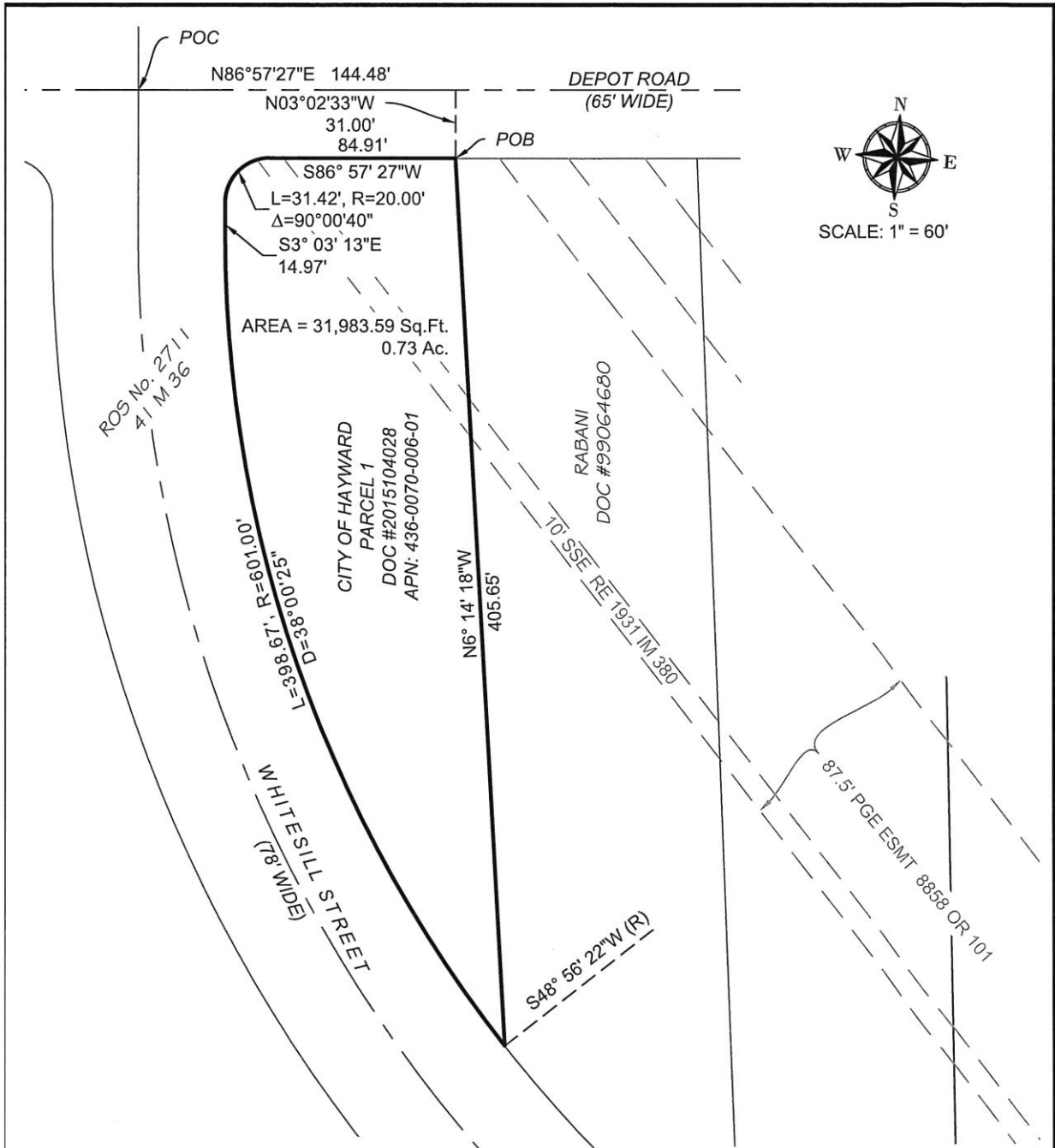
Containing 31,984 square feet

A Plat Map Drawing #24002 is attached hereto and made a part hereof.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyor's Act.

 July 17, 2024  
 Brian D. Spore, PLS 9319 Date





**LEGEND:**  
POC - POINT OF COMMENCENT  
POB - POINT OF BEGINNING

CITY OF HAYWARD ENGINEERING DIVISION			NAVIGATION CENTER CITY OF HAYWARD PARCEL 1, DOC #2015104028 APN: 439-0070-006-01		DRAWING # 24002
DRAWN BY: BDS		DATE: JULY 17, 2024			
CHECKED BY: FM		SCALE: 1" = 60'			
APPD. BY BRIAN D. SPORE		APPROVED			
REV	DATE	BY	CITY SURVEYOR	DIR. PUBLIC WORKS	SHEET: 1 of 1
			CITY OF HAYWARD		CALIFORNIA

Navigation Center Parcel 2  
APN 439-70-6-2

**LEGAL DESCRIPTION**

All that certain property situates in the City of Hayward, County of Alameda, State of California, described as follows:

Being that certain parcel described as Parcel 2 of land described in the Grant Deed to The City of Hayward recorded April 21, 2015 under Recorder's Series Number 2015104028, Official Records of said County, described as follows;

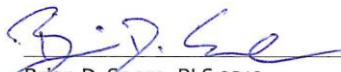
**Commencing** at the intersection of the centerline of Whitesell Street (78 feet wide) with the monument line of Depot Road (65 feet wide) as shown on Record of Survey No. 2711 filed December 8, 2015 in Book 41 of Records of Survey, at Page 36, Alameda County Records;

1. Thence South 86°57'27" West 74.10 feet along said monument line;
2. Thence South 03°02'33" East 31.00 feet to the southerly line of said Depot Road, point being the southwesterly corner of said lands of the City of Hayward, and being the **Point of Beginning**;
3. Thence South 07°55'10" East 283.60 feet along said westerly line of said lands of the City of Hayward;
4. Thence North 82°04'50" East 56.70 feet to the westerly line of Whitesill Street, said point being the beginning of a non-tangent curve concave to the northeasterly and having a radius of 679.00 feet (a radial line of said curve through said pint bearing South 65°59'49" West);
5. Thence northwesterly 248.27 feet through said curve and said westerly line through a central angle of 20°56'58";
6. Thence North 03°03'13" west 14.99 feet along the westerly line of Whitesill Street to the beginning of a tangent curve concave southwesterly and having a radius of 20.00 feet;
7. Thence 31.41 feet along said curve through a central angle of 89°59'20"P to the southerly line of Depot Road;
8. Thence South 86°57'27" West 15.67 feet along the southerly line of Depot Road to the **Point of Beginning**.

Containing 10,257 square feet

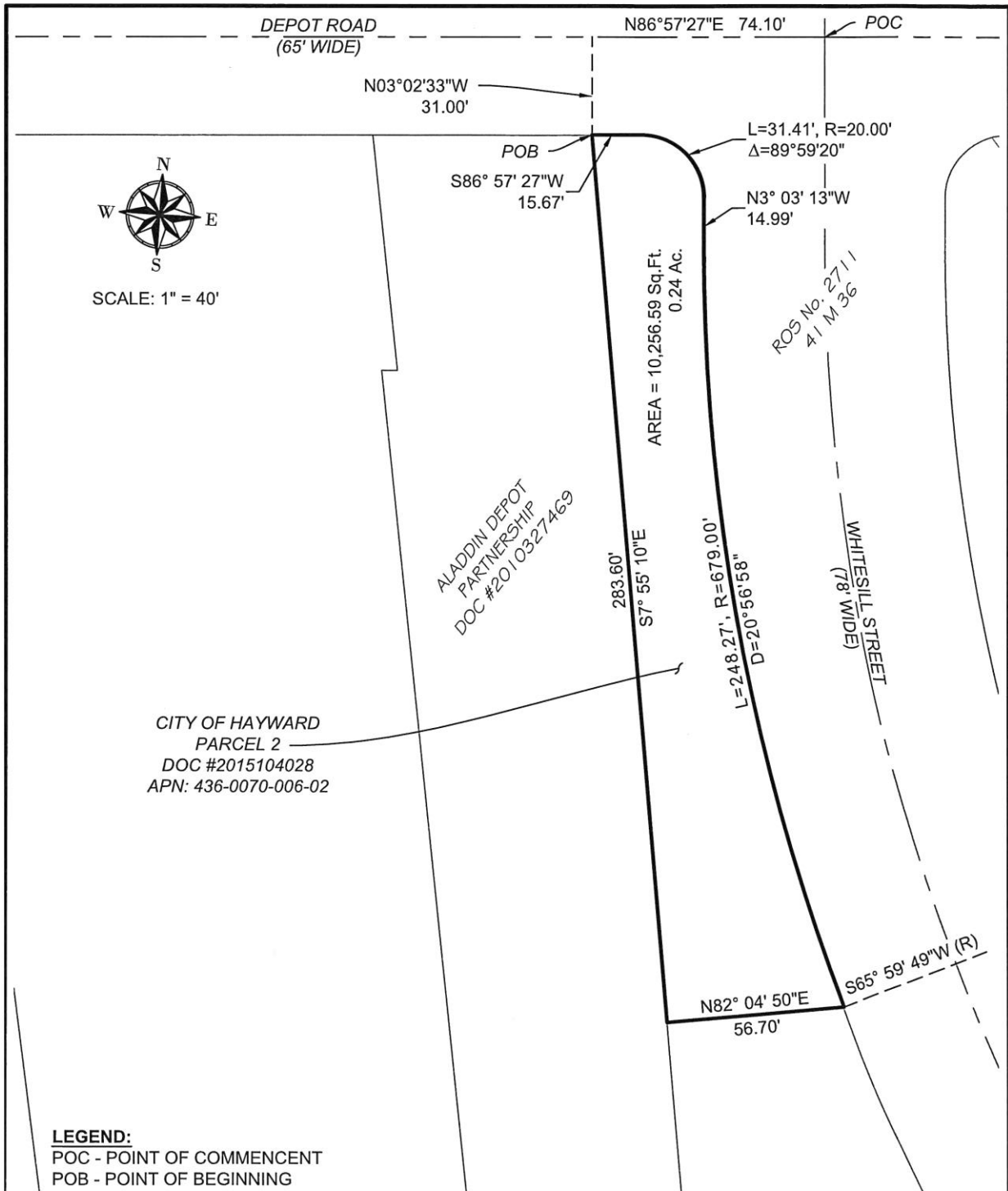
A Plat Map Drawing #24003 is attached hereto and made a part hereof.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyor's Act.

  
Brian D. Spore, PLS 9319

July 17, 2024  
Date





CITY OF HAYWARD ENGINEERING DIVISION			NAVIGATION CENTER CITY OF HAYWARD PARCEL 2, DOC #2015104028 APN: 439-0070-006-02		DRAWING # 24003
DRAWN BY: BDS		DATE: JULY 17, 2024			
CHECKED BY: FM		SCALE: 1" = 40'			
APPD. BY BRIAN D. SPORE		APPROVED			
REV	DATE	BY	CITY SURVEYOR	DIR. PUBLIC WORKS	SHEET: 1 of 1