

RESOLUTION NO. _____ (N.C.S.)

**A RESOLUTION DECLARING THE CITY-OWNED PROPERTY KNOWN AS THE
SALINAS MUNICIPAL AIRPORT AS EXEMPT SURPLUS LAND PURSUANT TO
THE SURPLUS LANDS ACT**

WHEREAS, the City of Salinas is the owner of that real property located there at 471 Airport Boulevard (Monterey County Assessor's Parcel Number (APN) 003-863-036-000) and otherwise known as the Salinas Municipal Airport, hereafter referred to as the "Airport"; and

WHEREAS, the Airport is a Federally Obligated Airport used by the public and is subject to oversight by the Federal Aviation Administration ("FAA"); and

WHEREAS, Chapter 20 of FAA Order 5190.6B ("FAA Order") provides direction to Federally Obligated Airports regarding land use; and

WHEREAS, due to noise and safety concerns, the FAA Order indicates that residential development is incompatible with airport operations (Section 20.3(a)), incompatible with public-use airports (Section 20.3(b)), conflicts with federal grant assurance and surplus property requirements (Section 20.4(b)), and that the FAA will not release an airport from its federal obligations and allow residential development (Section 20.4(d)); and

WHEREAS, the City has and desires to lease various buildings and sites located on the Airport for uses such as hangars, warehousing, agriculture, and other uses deemed to be compatible uses by the FAA; and

WHEREAS, pursuant to California Government Code Section 54221(b)(1), the City must declare the Property to be Surplus Land or Exempt Surplus Land prior to any disposal of the Property; and

WHEREAS, Government Code Section 54221(f)(1)(G) indicates that land which is subject to valid legal restrictions prohibiting the development of housing (unless there is a feasible method to satisfactorily mitigate or avoid the prohibition) may be declared as Exempt Surplus Land; and

WHEREAS, the Airport is not located within a coastal zone, is not adjacent to an historical unit of the State Parks System, is not listed or eligible for the National Register of Historic Places, and is not located within the Lake Tahoe region.

NOW, THEREFORE, BE IT RESOLVED that the Salinas City Council finds and declares the Airport to be Exempt Surplus Land pursuant to Government Code Section 54221(f)(1)(G), as the FAA has placed a valid legal restriction prohibiting housing at the Airport and there is no feasible method to satisfactorily mitigate or avoid this prohibition.

PASSED AND APPROVED this 28th day of September, 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Kimbley Craig, Mayor

ATTEST:

Patricia M. Barajas, City Clerk