

RESOLUTION NUMBER 2023-06
OF THE TRUCKEE TAHOE AIRPORT DISTRICT

RESOLUTION OF THE BOARD OF DIRECTORS OF THE TRUCKEE TAHOE AIRPORT DISTRICT
DECLARING, PURSUANT TO GOVERNMENT CODE SECTION 54221, THAT REAL PROPERTY
OWNED BY THE AGENCY (A PORTION OF ASSESSOR PARCEL NUMBER 049-040-11, LOCATED
WEST OF RUNWAY 20 and 1,000± FEET SOUTH OF JOERGER DRIVE) IS EXEMPT SURPLUS LAND
AND FINDING THAT SUCH DECLARATION AND AUTHORIZATION IS EXEMPT FROM
ENVIRONMENTAL REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

- WHEREAS, the Truckee Tahoe Airport District (the "District") is the owner in fee simple of that certain real property Assessor Parcel Number 049-040-11, which is approximately 68± total acres in size and is located west of Runway 20 and 1,000± feet south of Joerger Drive in Truckee, Nevada County, California ("District Property"); and
- WHEREAS, the District has negotiated an agreement with the Truckee-Tahoe Sanitation Agency (the "Agency") to swap the District Property for a fee simple interest in a 53± acre parcel owned by the Agency, as well as a 14± acre easement interest over a parcel owned by the Agency (the "Agency Properties"); and
- WHEREAS, the Surplus Land Act, Government Code sections 54220 et seq. (as amended, the "Act"), applies when a local agency disposes of "surplus land," as that term is defined in Government Code section 54221, but expressly does not apply to the disposal of "exempt surplus land," pursuant to Government Code section 54222.3; and
- WHEREAS, the Act requires local agencies such as the District to declare certain real property they own as either "surplus land" or "exempt surplus land," as supported by written findings, prior to any disposition of the real property; and
- WHEREAS, the District desires to transfer a portion of the Property to the Agency, which is a "local agency" under the Act, in exchange for certain fee ownership and easement rights in properties currently owned by the Agency; and
- WHEREAS, under the Act, exempt surplus land includes land that a local agency is exchanging for another property necessary for the agency's use (Government Code section 54221(f)(1)(C)); and
- WHEREAS, the Act also defines exempt surplus land to include land that a local agency is transferring to another local, state, or federal agency for the transferee agency's use (Government Code section 54221(f)(1)(D)); and
- WHEREAS, the District will use the property it acquires as a result of the exchange for lawful and beneficial District purposes, including to have more control over the northern edge of the District's Runway Protection Zone, and to ensure an access point for future use of other properties on the north side of the airport; and
- WHEREAS, the Board of Directors has reviewed this Resolution and now desires to declare the District Property as exempt surplus land under the Act, based on the findings and justifications contained in this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Truckee Tahoe Airport District as follows:

SECTION 1. The above recitals are true and correct and are a substantive part of this Resolution.

SECTION 2. The Board of Directors hereby declares that the District Property is exempt from the Act as exempt surplus land pursuant to Government Code sections 54221(f)(1)(C) and 54221(f)(1)(D), based on the findings contained in this Resolution; namely, that the District intends to transfer the District Property to the Agency in exchange for the Agency Properties, and both the District and the Agency will use the properties acquired as a result of this exchange for public purposes including greater access to other properties owned by the District and Agency respectively, and for improved control over the District's Runway Protection Zone.

SECTION 3. This Resolution has been reviewed with respect to the applicability of the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"). District staff has determined that the designation of this property as exempt 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. If and when the Agency Properties to be acquired by the District, or the District Property to be acquired by the Agency, is proposed for a use that requires a discretionary permit and CEQA review, that future use and project will be analyzed at the appropriate time in accordance with CEQA.

SECTION 4. If any section, subsection, paragraph, sentence, clause or phrase of this Resolution is declared by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this Resolution.

SECTION 5. The Board Secretary shall certify to the adoption of this Resolution.

The foregoing resolution was duly passed and adopted by the Board of Directors of the Truckee Tahoe Airport District at a regular meeting thereof, held on August 23, 2023, by the following vote:

AYES:

NOES: None

ABSENT: None

TRUCKEE TAHOE AIRPORT DISTRICT

Kathryn Rohlf, President of the Board

C E R T I F I C A T I O N

I, Robb Etnyre, Secretary of the Board of Directors of the TRUCKEE TAHOE AIRPORT DISTRICT, do hereby certify that the foregoing is a full, true and correct copy of Resolution No. 2023-06 adopted at the regular meeting of the Board of Directors of the TRUCKEE TAHOE AIRPORT DISTRICT this 23rd day of August 2023.

IN WITNESS WHEREOF, I have hereto set my hand and impressed the official seal of the TRUCKEE TAHOE AIRPORT DISTRICT this 23rd day of August 2023.

Robb Etnyre, Secretary of the Board