

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING A BILLBOARD REMOVAL AND RELOCATION AGREEMENT WITH CLEAR CHANNEL OUTDOOR, INC.

WHEREAS, Outfront Media, LLC has proposed a Billboard Removal and Relocation Agreement pursuant to California Business and Professions Code Section 5412 pertaining to the removal of three existing billboard structures within the City (the "Existing Signs") and the erection and maintenance of a relocated electronic billboard pursuant to Site Plan No. SP-027-2016 and Variance No. V-013-2016 to land located at the southeast corner of Newhope Street and Trask Avenue, along the north side of the Garden Grove (22) Freeway, at 13512 Newhope Street, Assessor's Parcel No. 100-125-02; (collectively referred to herein as the "Project"); and

WHEREAS, following a duly noticed Public Hearing, on September 15, 2016, the Planning Commission of the City of Garden Grove (i) recommended the City Council adopt a Mitigated Negative Declaration and Mitigation Monitoring Program for the Project and, and (ii) approved Site Plan No. SP-027-2016 and Variance No. V-2016, subject to City Council adoption of the Mitigated Negative Declaration and Mitigation Monitoring Program; and

WHEREAS, the City Council held a duly noticed Public Hearing on October 25, 2016 and duly considered the Project, the initial study, the Mitigated Negative Declaration and Mitigation Monitoring Program, and the proposed Billboard Removal and Relocation Agreement; and

WHEREAS, following the Public Hearing held on October 25, 2016, the Garden Grove City Council adopted a Mitigated Negative Declaration and Mitigation Reporting Program for the Project; and

WHEREAS, a copy of the proposed Billboard Removal and Relocation Agreement has been provided for public review in accordance with applicable law; and

WHEREAS, subject to its terms, the Billboard Removal and Relocation Agreement provides that the Existing Signs will be permanently removed; and

WHEREAS, subject to its terms, the Billboard Removal and Relocation Agreement directly benefits the City through mitigation fees and other public benefits to assist the City in providing vital services to its residents, in addition to elimination of the Existing Signs; and

WHEREAS, California Business and Professions Code Section 5412 authorizes the City of Garden Grove and Outfront Media, LLC. to enter into the proposed Billboard Removal and Relocation Agreement.

NOW, THEREFORE, BE IT RESOLVED, FOUND, AND DETERMINED as follows:

1. The City hereby finds and determines that the above recitals are true and correct and are incorporated herein by this reference.
2. The Billboard Removal and Relocation Agreement between the City of Garden Grove and Outdoor Media, LLC. (hereafter referred to herein as the "Agreement") in substantially the form attached as Exhibit "A" to this Resolution is hereby approved.
3. The City Manager is hereby authorized to execute the Agreement on behalf of the City of Garden Grove and to make minor modifications thereto as necessary.
4. The City Manager is hereby authorized to implement the Agreement on behalf of the City once it is fully executed, including, without limitation, granting extensions of the twelve (12) month period pursuant to Section 1 of the Agreement.<sup>5</sup>

This Resolution shall take effect immediately.

**EXHIBIT "A"**

**BILLBOARD REMOVAL AND RELOCATION AGREEMENT**