

ORDINANCE NO. 795

AN ORDINANCE AUTHORIZING AND APPROVING THE GRANTING OF AN EASEMENT FOR THE PURPOSE OF REMEDIATION RELATED TO THE FORMER MONTEREY AUXILIARY NAVAL AIR STATION TO THE U.S. GOVERNMENT AND AUTHORIZING THE EXECUTION OF THE EASEMENT AND DECLARING THE URGENCY THEREOF

THE BOARD OF DIRECTORS OF MONTEREY PENINSULA AIRPORT DISTRICT DO
ORDAIN AS FOLLOWS:

SECTION I: The Board of Directors of the Monterey Peninsula Airport District hereby grants an easement for the continued use of a portion of the airport as part of the remediation related to the former Monterey Auxiliary Naval Air Station to the U.S. Government for the purposes and over that certain real property more fully described in that document entitled "Grant of Easement" entered into by and between said District as grantor and the U.S. Government as grantee, a copy of which is on file in the offices of said District.

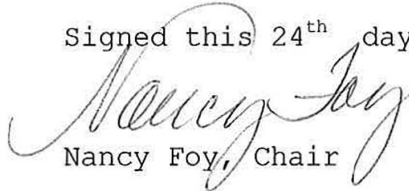
SECTION II: The Board of Directors of the Monterey Peninsula Airport District has determined and does hereby declare that this ordinance is necessary for the immediate preservation of the public peace, health or safety and shall take effect immediately upon final passage. The following is a statement of facts constituting this urgency: The United States Army Corps of Engineers ("USACE") is handling the treatment of underground contamination relating to the operation of the former Monterey Auxiliary Naval Air Station. USACE is prepared to install and begin testing and operation of certain treatment equipment on the Monterey Peninsula Airport, but requires an easement for such installation before work can commence. Moreover, although USACE presently has funds available to accomplish such work, delay in implementation could jeopardize those funds. It would not be in the interest of public health or safety to delay commencement of such work for 30 days in order for this ordinance to become effective.

SECTION III: That the Chair or Acting Chair of the Board of Directors of said District is hereby authorized to execute and deliver said Easement and the Secretary or Acting Secretary of said District is authorized to affix thereto the official seal of the said District.

PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT: This 24th day of July, 2002, by the following roll call vote:

AYES:	DIRECTORS:	Faul, Foy, Irwin, Searle
NOES:	DIRECTORS:	None
ABSENT:	DIRECTORS:	Chair Foy

Signed this 24th day of July, 2002


Nancy Foy, Chair

A T T E S T


Barbara Sadler
District Secretary