



City of Diamond Bar

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August 3, 2017

Paul J. Philips
City Manager
City of Industry
15625 East Stafford Street
City of Industry, CA 91744

Re: *Purchase of Tres Hermanos/General Plan Conformance Finding*

Dear Mr. Philips:

It has come to our attention that the City of Industry is intending to purchase the property known as Tres Hermanos within the City of Diamond Bar. Government Code § 65402 provides that a city may not purchase property within the jurisdiction of another city until it has submitted the proposed purchase to the planning agency having jurisdiction over that property. Specifically, Government Code § 65402 states in relevant part:

"...a city shall not acquire real property for any of the purposes specified in paragraph (a)¹ ... nor construct or authorize a public building or structure, in another city ... if such other city ... has adopted a general plan or part thereof and such general plan or part thereof is applicable thereto, until the location, purpose and extent of such acquisition, disposition, or such public building or structure have been submitted to and reported upon by the planning agency having jurisdiction, as to conformity with said adopted general plan or part thereof."

As you know, the City of Diamond Bar has adopted a general plan which is applicable to the property and has jurisdiction over the property. Please prepare a report for consideration by the City of Diamond Bar Planning Commission that describes the location, purpose and extent of proposed land uses and densities of the City of Industry's purchase prior to purchasing the property. You may contact Greg Gubman, Community Development Director or myself, regarding having this matter

¹ Paragraph (a) applies to the purchase of any real property for "street, square, park or other public purposes."

Jimmy Lin
Mayor

Ruth M. Low
Mayor Pro Tem

Carol Herrera
Council Member

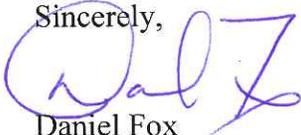
Nancy A. Lyons
Council Member

Steve Tye
Council Member

Paul J. Phillips
City Manager
City of Industry
August 3, 2017
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placed promptly on the Planning Commission's agenda. Pursuant to Government Code § 65402, the Planning Commission has up to 40 days to issue its report.

Sincerely,



Daniel Fox
City Manager

cc: Greg Gubman