STATUTES OF CALIFORNIA
1949

CONSTITUTION OF 1879 AS AMENDED
MEASURES SUBMITTED TO VOTE
OF ELECTORS, 1948
GENERAL LAWS, AMENDMENTS TO
CODES, RESOLUTIONS, AND
CONSTITUTIONAL AMENDMENTS
PASSED AT THE
1949 REGULAR SESSION OF
THE LEGISLATURE

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CHAPTER 81

An act to add Title 5 and Sections 500016 and 500047 to the Government Code, to consolidate and revise the law relating to the organization, operation, and maintenance of a system of state and local government, and to repeal acts and parts of acts specified therein.

The people of the State of California do enact as follows:

SECTION 1. Title 5 is added to the Government Code, to read:

TITLE 5. LOCAL AGENCIES

DIVISION 1. CITIES AND COUNTIES

PART 1. POWERS AND DUTIES COMMON TO CITIES AND COUNTIES

CHAPTER 1. GENERAL

Article 1. Definitions

50001. "Local agency" as used in this division means county, city, or city and county, unless the context otherwise requires.

50002. "Legislative body" as used in this division, means board of supervisors in the case of a county or city and county, and city council or board of trustees in the case of a city, unless the context otherwise requires.

Article 2. Powers and Duties of Legislative Bodies

50020. When a statute requires a local agency to take legislative action by resolution and the local agency is required by its charter to take legislative action by ordinance, action by ordinance is compliance with the statute for all purposes.

50021. A local agency shall post or publish its ordinances in a newspaper as required by charter or statute.

50022. A local agency may pass an ordinance adopting by reference all or part of regulations for the construction of buildings, the installation of plumbing, the installation of electric wiring, or similar work, without posting or publishing the regulations if they have been printed as a code in book form and three copies of the code have been filed for use and examination by the public in the office of the clerk of the local agency prior to the adoption.

50023. The legislative body of a local agency, directly or through a representative, may attend the Legislature and Congress, and any committees thereof, and present information to aid the passage of legislation which the legislative body deems
State. A local agency may expend its funds, incur indebtedness, and issue bonds for the acquisition of such sites.

50334. Whether governed under general laws or charter, a local agency may donate and grant to the United States real property which it owns within its boundaries as a site for post-office and federal office buildings and grounds.

A local agency may expend its funds, incur indebtedness, and issue bonds for the acquisition of such sites.

Article 3. Issuance of Bonds for the Acquisition of Property

50360. The legislative body of a local agency may convey land which it owns within its boundaries to the United States to be used for federal purposes and may acquire land for this purpose pursuant to this article.

50361. Whenever the legislative body determines that it is desirable for the general welfare and benefit of the people, and for the interests of the local agency, it may incur an indebtedness evidenced by negotiable bonds for the purpose of acquiring land to be conveyed to the United States for federal purposes in consideration of the benefits to be derived by the local agency from the use of the lands by the United States for such purposes. The bonds may be issued in an amount not exceeding, together with all existing bonded indebtedness of the local agency, 5 percent of its taxable property as shown by the last equalized assessment of the local agency.

50362. By a four-fifths vote, the legislative body of a local agency may convey land which it owns within the State to the United States for use by the War Department, the Navy Department, or as customs and immigration offices and may expend money from the general fund to acquire such land or to improve the land it owns or has acquired and desires to convey to the United States.

50363. Whenever the legislative body determines that it is desirable for the general welfare and benefit of the people, and for the interest of the local agency, it may incur an indebtedness evidenced by negotiable bonds to acquire or improve lands desired to be conveyed to the United States for use by the War Department, the Navy Department, or as customs and immigration offices in consideration of the benefits to be derived by the local agency from the use of the lands by the United States for such purposes. Such bonds may be issued in an amount not exceeding the limitations imposed by law upon the general bonded indebtedness of the local agency.

50364. Except as modified in this article, Chapter 6, Division 3, Title 4 is applicable to bonds issued by a county pursuant to this article.

50365. Except as modified in this article, Article 1, Chapter 4, Division 4, Title 4 is applicable to bonds issued by a city pursuant to this article.
50366. The acquisition of land for use by the United States pursuant to this article is a public use, and the right of eminent domain is granted to a local agency availing itself of this article to condemn and appropriate lands and rights necessary or convenient to carry out this article.

50367. The consent of the Legislature is given to the United States to acquire land upon the conditions and for the purposes set forth in this article.

50368. Title shall be transferred by a deed signed by the chairman of the legislative body and attested by the clerk under seal.

50369. The legislative body may insert in the deeds any conditions subsequent necessary to insure the use of the lands by the United States for the purposes mentioned in, and to carry out the provisions of, this article.

50370. The Legislature cedes to the United States exclusive jurisdiction over land conveyed pursuant to this article, reserving concurrent jurisdiction with the United States for the execution of all civil and criminal process, issued under authority of the State as if a conveyance had not been made.

Article 4. Parks

50400. The legislative body of a local agency may levy a yearly tax not to exceed three cents ($0.03) upon every one hundred dollars ($100) of assessed valuation of property in the local agency to maintain and improve any public park of at least ten acres situated in the local agency. The money collected from the tax shall be kept by the treasurer of the local agency and is subject only to the order of the officer or board having control of the management and maintenance of the park.

50401. When land has been granted to a local agency in trust or dedicated for park purposes, the construction of buildings on the land by private persons is not inconsistent with the grant or dedication if all of the following conditions exist:

(a) The buildings are constructed with the permission of the legislative body.
(b) The buildings are attractive and of early California architecture or a type of architecture approved by the legislative body.
(c) The buildings are used for public meetings or for meetings of historical and patriotic organizations, such as the Native Sons of the Golden West, the Native Daughters of the Golden West, and the Pioneer Society.

Article 5. Vacation of Easements

50430. This article may be cited as the Public Service Easements Vacation Law.

50431. The authority granted and the procedure provided by this article is an alternative to any other authority or procedure provided by law.