



BOARD OF SUPERVISORS  
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

Department Name: Parks  
Department No.: 052  
For Agenda Of: 08/19/2008  
Placement: Administrative  
Estimated Tme:  
Continued Item: No  
If Yes, date from:  
Vote Required: Majority

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**TO:** Board of Supervisors  
**FROM:** Department Daniel C. Hernandez, Director of Parks, 568-2461  
Director  
Contact Info: Claude Garciacelay, Park Planner, 568-2469  
**SUBJECT:** **Accept Grants of Easement for Riding and Hiking Trail from Gordon and Gaye J.M. Fraser and from Wayne G. Siemens, Trustee; and Quitclaim a Riding and Hiking Trail Easement to Wayne G. Siemens, Trustee; Montecito Area, 1<sup>st</sup> District**

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**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: n/a

**Other Concurrence:**

As to form: n/a

**Recommended Actions:** That the Board of Supervisors:

- a) Accept the Grant of Easement for Riding and Hiking Trail from Gordon Fraser and Gaye J.M. Fraser, and instruct the Clerk of the Board to endorse thereon the Board's acceptance; and,
- b) Accept the Grant of Easement for Riding and Hiking Trail from Wayne G. Siemens, Trustee, and instruct the Clerk of the Board to endorse thereon the Board's acceptance; and,
- c) Authorize the Director of Parks to execute the Subordination Agreement (Trust Deed to Easement); and,
- d) Quitclaim to Wayne G. Siemens, Trustee a Riding and Hiking Trail Easement and instruct the Clerk of the Board to endorse there on the Board's quitclaim of easement.

**Summary Text:** The approval in March 2007 of the Recorded Map Modification and Lot Line Adjustment for the Fraser/Siemens project on Park Lane West in Montecito included the requirement of a relocation of a portion of the existing San Ysidro Trail. It was determined that the existing trail location would be adversely impacted by future development of the parcel and therefore the trail should be relocated. The Montecito Planning Commission's action also included the determination that the trail relocation was consistent with the Comprehensive Plan. These documents represent the required actions necessary to effectuate the relocation of the trail, to secure trail access in perpetuity, and to abandon the old trail easement location.

**Accept Grants of Easement for Riding and Hiking Trail from Gordon and Gaye J.M. Fraser and from Wayne G. Siemens, Trustee; and Quitclaim a Riding and Hiking Trail Easement to Wayne G. Siemens, Trustee; Montecito Area, 1<sup>st</sup> District**

August 12, 2008

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**Background:**

The existing trail condition through this property consisted of trail easements of substandard location and size. Moreover, the retention of the existing trail location, upon approval of this site for development of a single family residence, would have meant that the trail would encircle the new future residence on three sides creating the potential for both public trail and private land use conflict. The new alignment for the trail will allow for trail users to navigate through the site more efficiently and with less opportunity for conflict. This site is located near the beginning of the San Ysidro Trail at Mountain Dive. The trail must pass through a few residences before reaching the National Forest which is the destination of the trail users, and therefore it is imperative that trail users be able to move easily and without potential conflict through this residential area.

**Fiscal and Facilities Impacts:**

None for this project. The new trail will be funded and constructed by the landowner and the existing trail location will be abandoned once the new trail location is in place. The new trail location will include signs, fencing and landscaping to guide the trail users along the new route through this property.

**Fiscal Analysis:**

<b><u>Funding Sources</u></b>	<b><u>Current FY Cost:</u></b>	<b><u>Annualized On-going Cost:</u></b>	<b><u>Total One-Time Project Cost</u></b>
General Fund			
State			
Federal			
Fees			
Other:			
Total	\$ -	\$ -	\$ -

**Narrative:**

Maintenance for this and other trails in the Montecito area is accomplished by the volunteer efforts of the Montecito Trails Foundation in cooperation with County Parks

**Staffing Impacts:**

**Legal Positions:**

**FTEs:**

**Special Instructions:** Clerk of the Board shall endorse the Board's acceptance and quitclaim of easements on the documents. Clerk to notify County Parks, Attn: Claude Garciacelay of the completion of execution of the documents and County Parks will forward the documents to the County Clerk Recorder for recordation.

**Attachments:**

Grant of Easement for Riding and Hiking Trail from Gordon Fraser and Gaye J.M. Fraser  
Grant of Easement for Riding and Hiking Trail from Wayne G. Siemens, Trustee  
Subordination Agreement (for reference only)  
Quitclaim of Easement to Wayne G. Siemens, Trustee

**Authored by:** Claude Garciacelay, Park Planner

**cc:**