



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: Public Works
Department No.: 054
For Agenda Of: October 6, 2009
Placement: Administrative
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Directors, Flood Control and Water Conservation District
FROM: Department Scott D. McGolpin, Director of Public Works Department:
Director(s) 568-3010
Contact Info: Tom Fayram, Deputy Director of Flood Control: 568-3436
Michael Emmons, County Surveyor: 568-3034
SUBJECT: **Flood Control Easement Exchange with Mr. Joel Baker, APNs 137-090-067 & -068
Third Supervisorial District**

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: N/A

Other Concurrence:

As to form: N/A

Recommended Actions: Authorize the Chair of the Board of Directors to:

- A) Approve the Notice of Exemption pursuant to California Environmental Quality Act (CEQA) guidelines; and
- B) Accept an Exclusive Easement Deed from Mr. Joel Baker by authorizing the Clerk of the Board to execute the Certificate of Acceptance attached thereto. The easement is for flood control purposes on County Assessor's Parcel Number 137-090-068; and
- C) Execute a Quitclaim Deed regarding a Flood Control easement on County Assessor's Parcel Number 137-090-067.

Summary Text:

In 2005 Mr. Baker granted an easement to the Santa Barbara County Flood Control District on APN 137-090-067. Subsequent to that dedication, Mr. Baker determined the easement was inappropriately placed and requested it be moved to an adjacent parcel also owned by Mr. Baker. Flood Control management and staff agreed to the request. If executed the Quitclaim and Easement will accomplish the requested exchange.

Background:

Mr. Baker created and submitted a Parcel Map to allow for the subdivision of his parcels known as APNs 137-090-067 and -068. That Parcel Map was approved by the Board of Supervisors and then recorded on November 10, 2005, in Book 59, Pages 11 through 14, inclusive, of Maps of the County of

Santa Barbara, State of California. The Santa Barbara County Flood Control District was granted an easement via that Parcel Map. Upon further study Mr. Baker determined the location of the easement as granted was inappropriate and asked if it could be moved to an adjacent parcel he owned. After review Flood Control management and staff agreed to the revised location for the easement and directed Mr. Baker to work with Real Property to accomplish the exchange. The quitclaim and replacement easement which are the subject of this Board action will accomplish the exchange.

Fiscal and Facilities Impacts: Budgeted: Yes.

Narrative: There is no charge for the easement. Mr. Baker is paying for the staff time needed to accomplish the requested exchange.

Staffing Impacts:

None

Special Instructions:

After Board action, distribute as follows:

- | | |
|-------------------------------|--|
| 1) Original Easement Deed | Surveyor's Division, Attn: Jeff Havlik |
| 2) Copy of the Easement Deed | Clerk of the Board Files |
| 3) Original Quitclaim Deed | Surveyor's Division, Attn: Jeff Havlik |
| 4) Copy of the Quitclaim Deed | Clerk of the Board Files |
| 5) Minute Order | Flood Control, Attn: Christina Lopez |
| 6) Minute Order | Surveyor's Division, Attn: Jeff Havlik |

Public Works Real Property will deliver the original Exclusive Easement Deed and the Quitclaim Deed to the County Recorder's office for recordation. Once the documents have been recorded Real Property will return the originals to the Clerk of the Board, provide copies to the Flood Control District and Mr. Baker, and place copies of the documents in its files.

Attachments:

CEQA Notice of Exemption
Easement Deed with Exhibits
Quitclaim Deed with Exhibits

Authored by:

Jeff Havlik, Real Property Section, Surveyor's Division, Public Works: 568-3073

cc:

Jon Frye; Public Works Flood Control, 568-3444