

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

RESOLUTION OF SUPPORT FOR)
THE OLD TOWN ORCUTT)
GATEWAY VETERAN’S MEMORIAL)
PUBLIC ART PROJECT)
FOURTH SUPERVISORIAL DISTRICT)

RESOLUTION No. _____

WHEREAS, the State of California Department of Transportation (hereinafter “Caltrans”) is the owner of that certain right-of-way in the township of Orcutt in unincorporated area of the County of Santa Barbara, State of California known as 120 East Clark Avenue (the “Property”), which Property is partially improved with a Caltrans Park and Ride facility; and

WHEREAS, a portion of the Property is vacant and unused (herein the “Vacant Land”); and

WHEREAS, the Old Town Orcutt Revitalization Association (herein “OTORA”) has plans to construct and maintain the Old Town Orcutt Gateway Monument and Veterans’ Memorial Public Art Project (herein the “Project”) on a portion of the Vacant Land adjacent to East Clark Avenue; and

WHEREAS, the Group has reached out to the public and solicited comments by sending copies of the Project plans to all interested parties and has received letters in support of same; and

WHEREAS, OTORA has delivered the Project plans to the Santa Barbara County Board of Supervisors (the “Board”) and made a public presentation to the Board; and

WHEREAS, OTORA has been working with Caltrans and with representatives from Public Works and has established support from those groups for the Project; and

WHEREAS, the proposed Project improvements are within the jurisdiction of the County of Santa Barbara; and

WHEREAS, the Board’s intention to meet and discuss this item was agendized at the Board’s October 18, 2011 meeting; and

WHEREAS, the County has determined that a Resolution of Support for the Project indicating the County’s commitment to be the lead agency for the Project and accepting responsibility for the design, installation, and maintenance of the Project is required to move forward with obtaining the requisite approvals and permits from the Department of Transportation; and

WHEREAS, the project life span is twenty (20) years; and

WHEREAS, the Board desires to express its support of the Project by acknowledging that the County will act as the lead agency to process the permits required from Caltrans and accepting responsibility for maintenance of the Project improvements; and

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of the County of Santa Barbara does hereby find, determine, and order as follows:

1. That the above recitals are true and correct; and
2. That the Board does hereby acknowledge its support of the Old Town Orcutt Gateway Monument and Veterans' Memorial Public Art Project and approves the proposed Project design; and
3. To facilitate fund raising activities and permit/ approval processing for the Project with the public and with Caltrans, the Board does hereby acknowledge its robust support for the Project and its commitment to act as the lead agency for that Project subject to all conditions set forth in the Caltrans applications and Permits; and
4. That subject to OTORA securing the funding and permit approvals necessary for the installation, insurance, and maintenance of the Project improvements, and subject to the County's acceptance of requirements imposed by Caltrans, the County does hereby accept responsibility for construction and maintenance of the Project improvements in compliance with Department of Transportation encroachment permit requirements, including timely graffiti removal and repair, and for removal (or restoration) of the artwork at the end of its twenty (20) year life span.

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County Santa, State of California, on this _____ day of _____, 2011 by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

ATTEST:
CHANDRA L. WALLAR
CLERK OF THE BOARD

COUNTY OF SANTA BARBARA

By: _____
Deputy

By: _____
Joni Gray, Chair
Board of Supervisors

APPROVED AS TO FORM:
DENNIS A. MARSHALL
COUNTY COUNSEL

By: _____
Deputy County Counsel