



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

Submitted on:  
(COB Stamp)

Department Name: Public Works  
Department No.: 054  
For Agenda Of: September 12, 2006  
Placement: Administrative  
Estimate Time:  
Continued Item: NO  
If Yes, date from:  
Vote Required: 4/5

**TO:** Board of Supervisors  
**FROM:** Department Director: Phillip M. Demery, Director  
Public Works Department 568-3010  
Contact Info: Scott McGolpin; Deputy Director Public Works 568-3064  
Mike Emmons; County Surveyor 568-3020

**SUBJECT: Right of Way Vacation: Portion of Main Street, Los Alamos**

**County Counsel Concurrence:**

As to form/legality:  Yes  No  N/A

**Auditor-Controller Concurrence:**

As to form:  Yes  No  N/A

**Recommended Action(s):**

Authorize the Chair of the Board of Supervisors to:

- A. Approve the attached Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines re: vacating a portion of the County's right-of-way known as Main Street in Los Alamos, adjacent to Santa Barbara County Assessor's Parcel No. 101-260-056 as shown on the Exhibit attached to said Notice; and
- B. Adopt the attached Resolution, Summary Order to Vacate, vacating the above referenced portion of Main Street.

**Summary:**

The area proposed for vacation is unused right-of-way underlying A.P.N. 101-260-056 as shown on Exhibit "A" attached to the Summary Order to Vacate (herein the "Portion"). Public Works Transportation, Flood Control and Real Property representatives have viewed the Portion and have no objection to the proposed vacation. There are no County road facilities within the Portion and the County has no plans to expand its infrastructure in the vicinity of the Portion. There is a drainage swale in the Portion, and the County's right to maintain that swale will be reserved. The rights of the Public utility providers currently operating within the Portion will be reserved. No Parcels will be "landlocked" if the vacation is consummated.

If consummated the road vacation will dispose of approximately 1,501 square feet (20' X 75') of unimproved and unused County road right-of-way by removing the public right to use the Portion. If the vacation is consummated the remaining right-of-way will be 80 feet wide on Main Street; Transportation requires a 60 foot wide right-of-way on Main Street. The vacation will also remove the County's liabilities associated with ownership of an interest in the Portion.

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**Background:**

The fee owner of the parcel burdened by the Portion contacted Public Works and requested the removal of the public interest in the Portion. No County departments objected to the proposed vacation and it was found to be in conformity with the County's adopted General Plan by the Planning Commission. All public utility providers were informed of the proposed vacation by letter and asked if they maintain facilities in the Portion. The rights of those providers currently operating within the Portion will be reserved from the vacation.

**Fiscal and Facilities Impacts:**

None.

Budgeted:  Yes  No

**Fiscal Analysis:**

Narrative: Staff time needed to process the right-of-way vacation was paid for by the applicant.

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**Legal Positions:**

**FTEs:**

**Special Instructions:**

- |    |                          |                                 |
|----|--------------------------|---------------------------------|
| 1. | Original Order to Vacate | Public Works, Attn: Jeff Havlik |
| 2. | Copy of Order to Vacate  | Clerk of the Board Files        |
| 3. | Minute Order             | Public Works, Attn: Jeff Havlik |

**NOTE:** After execution by the Board, Real Property will deliver the original, executed Summary Order to Vacate with exhibits for recordation. After recordation the original recorded Order will be filed with the Clerk of the Board. A certified copy will be mailed to the owner of the land impacted by the Vacation and copies will be retained by the Transportation and Real Property Divisions of the Public Works Department.

**Attachments: (list all)**

CEQA Notice of Exemption  
Summary Order to Vacate

**Authored by:**

J. Jeffery Havlik  
Senior Right-of-Way Agent  
568-3073

**cc:** Bret Stewart; Transportation