



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: Flood Control  
Department No.: 054-04-02  
For Agenda Of: September 12, 2006  
Placement: Administrative  
Estimate Time:  
Continued Item: NO  
If Yes, date from:  
Vote Required: 4/5

**TO:** Board of Directors, Flood Control and Water Conservation District  
**FROM:** Department Director: Phillip M. Demery, Public Works Director, 568-3010  
Contact Info: Thomas Fayram, Deputy Public Works Director, 568-3436

**SUBJECT: Acceptance of Easement by Flood Control**

**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 Directors to:

- A. Approve and execute the attached Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines regarding acceptance of ownership of an interest in real property; and
- B. Execute the Certificate of Acceptance regarding the grant of an Easement Deed from RMA Partners VI to the Santa Barbara County Flood Control and Water Conservation District for a flood control operation site on a portion of APN 155-170-067. The easement area is located near the Santa Monica Creek Flood Control debris basin, north of the intersection of Foothill and Santa Monica Roads, Carpinteria.

**Summary:**

RMA Partners VI is the fee owner of an undeveloped parcel of land in the Carpinteria foothills known as APN 155-170-067 (herein the "Property"). RMA desires to donate and Flood Control desires to accept an easement over a portion of the Property. If the easement is accepted Flood Control will use the easement area for the placement and export of previously placed soil, rock, vegetation and sediment ("Fill") removed from flood control channels and basins in the vicinity of the Property.

**Background:**

At its regular meeting of August 2, 2006 the Santa Barbara County Planning Commission ruled that the proposed acceptance of the easement is in conformity with the County's adopted General Plan. Flood Control maintains a system of debris basins throughout the County to catch rock, debris and organics (tree branches, etc.) from flowing watercourses to help prevent stream blockages which can cause flooding and property damage. These Fill materials must be removed from the basins on a regular basis. Sites such as the subject property are used to deposit and sort Fill removed from the catch basins. RMA is developing other property near the subject Property and offered the easement free of charge to improve Flood Control operations in the vicinity of the Property.

**Fiscal and Facilities Impacts:**

There is no charge for the Easement Deed. Flood Control facilities and operations may be improved by acceptance of the Easement Deed.

Budgeted:  Yes  No

**Fiscal Analysis:**

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

Narrative: Real Property staff time cost is estimated at \$2,580. Planning and Development staff spent 6.3 hours at \$115.00 per hour (\$724.50) preparing a report and request to the Planning Commission to determine if acceptance of the easement is in conformity with the County's adopted General Plan.

**Staffing Impact(s):**

**Legal Positions:**

**FTEs:**

**Special Instructions:**

- |                                       |   |
|---------------------------------------|---|
| 1. CEQA Notice of Exemption           | Clerk to post per applicable code   |
| 2. Original Certificate of Acceptance | Surveyors Division, Attn: Jeff Havlik   |
| 3. Copy of Certificate of Acceptance  | Clerk of the Board Files, Attn: Jeff Havlik                                       |
| 4. Minute Order                       | Surveyors Division, Attn: Jeff Havlik and<br>Flood Control, Attn: Christina Lopez |

**NOTE:** Real Property will deliver the original Easement Deed with all attachments to the Santa Barbara County Recorder's office. After recordation the original Easement will be returned to Real Property who will deliver it to the Clerk with a request for certified copies. The original will be delivered to the owner of the Property; the certified copies will be retained by the Clerk of the Board, the District and Real Property.

**Attachments: (list all)**

CEQA Notice of Exemption  
Easement Deed

**Authored by:**

J. Jeffery Havlik  
SR/WA

**cc:**

Larry Fausett